

PUBLIC INTEREST TEST REPORT

LOCAL LAW NO. 3 (COMMUNITY AND ENVIRONMENTAL MANAGEMENT) 2018 AND SUBORDINATE LOCAL LAW NO. 3 (COMMUNITY AND ENVIRONMENTAL MANAGEMENT) 2018

A public interest test has been conducted as part of the National Competition Policy reforms on anti-competitive provisions identified in proposed Local Law No. 3 (Community and Environmental Management) 2018 and Subordinate Local Law No. 3 (Community and Environmental Management) 2018. The public interest test has been conducted against the principles and objectives set by the Competition Principles Agreement which were outlined in the public interest test plan. A copy of the public interest test plan is attached.

The public interest test report has been prepared in accordance with guidelines issued by the Department of Local Government. The guidelines have been applied by regulation under the *Local Government Act 2009*.

RESULTS OF CONSULTATION PROCESS

Consultation with the public and key stakeholders occurred over a three week period. An advertisement was placed in the local paper at the commencement of the consultation period advising of the review and calling for submissions. Notices were posted on notice boards within the local government area during the consultation period. Direct notification of the review was sent to all key stakeholders.

Submissions received and arguments presented (if any) are annexed to this Public Interest Test Report.

REASSESSMENT OF ALTERNATIVES

Following assessment of the results of the consultation process it is considered that no grounds were advanced to support the introduction of another regulatory or non-regulatory alternative. It is considered that the introduction of an alternative control mechanism would have severe negative impacts on the community in general.

No submission contained any supporting grounds which identified a benefit to the community by establishing an alternative control.

RECOMMENDATIONS

Each possible anti-competitive provision reviewed is an anti-competitive provision and should be retained in its current form in the public interest.