



Our ref: CB10000481-1
Contact officer: Monica Lay
Contact phone: (02) 6243 1270

16/06/2021

www.accc.gov.au

Dear Sir/Madam

Collective bargaining notification CB10000481-1 lodged by the Australian Vending Buying Association – interested party consultation

The Australian Competition and Consumer Commission (the **ACCC**) is seeking comments on a collective bargaining notification received from the Australian Vending Buying Association (**AVBA**) on 8 June 2021. The AVBA proposes to collectively negotiate buying agreements on behalf of its current and future members with current and future suppliers of goods supplied into unattended retail points such as micro-markets, vending machines and unattended retail solutions.

A copy of the notification is available from the [ACCC's public register](#).

The purpose of this letter is to invite your comments as a party who may be interested in providing a submission to the ACCC in relation to these arrangements.

Collective bargaining and the notification process

Collective bargaining occurs when two or more competitors come together to negotiate terms and conditions (including prices) with a supplier or customer.

Without the legal protection provided by a collective bargaining notification, these arrangements can breach the *Competition and Consumer Act 2010* (**the Act**).

The legal protection provided by a collective bargaining notification commences 14 days after the notification is lodged, unless the ACCC objects within this period.

Request for submissions

When the ACCC receives a collective bargaining notification it will assess the likely public benefits and detriments, including any lessening of competition, to determine whether it should object to the notification.

You are invited to comment on the likely public benefits and likely effect on competition, or any other public detriment, from AVBA's proposed collective bargaining arrangements. Submissions should be provided by close of business **21 June 2021**. Submissions should be emailed to exemptions@accc.gov.au with the subject "CB10000481-1 – AVBA – submission".

Alternatively, if you prefer to make an oral submission please contact Monica Lay on 02 6243 1270.

Submissions received by the ACCC will be placed on a public register, subject to any request for exclusion. Please see the ACCC's publication [Guidelines for excluding information from the public register](#).

This letter has been placed on the ACCC's public register. If you wish to discuss any aspect of this matter, please do not hesitate to contact Monica Lay on 02 6243 1270.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'D. Hatfield'.

David Hatfield
Director
Competition Exemptions

Interested Parties list

Australian Vending Association (AVA)
Independent Vending Machine Association of Australia (IVMOA)
IVEND Group
Royal Vending
Ausbox Vending
SVA Vending
Provender Vending
Coke Vending
Schweppes
Frucor
True Blu Beverages
Trident beverages
Red Bull Australia
Natures best water
Famous soda Co
The Distributors
Smiths
Snackbrands
JB Metropolitan
Rockman Australia
Nonghim Australia
Future Bake
Piranha Snack Foods
SweetnMoore
Sweet craft
Mars Australia
Arnott's Biscuits Ltd
Nestle
Mondelez Australia (Cadbury/Kraft)
Freedom Foods Group Ltd
Sanitarium
Carman's Fine Foods Pty Ltd
Rite Bite Group Pty Ltd
Lion Dairy & Drinks
Betta Foods
Funtastic
Icon Foods
Nepean River dairy
Maruzza Fine Foods
Azuria Fresh
Oz Bake
Oliver's Real Food
My Muscle Chef
Hungry Baker
You Foodz
Inter Trading Pty Ltd
Sydney Freezers
Sydney Wide Distributors
Asahi Beverages
Darrel Lea

Sunny International
AAA water
International Foods
Kiss Chocolates
Nutty Squirrel
Socrates distribution
Steel City beverages
Remedy drinks
Wholesome Bake
The Green Grocer