

S. 42(1)

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s. 22(1)(a)(ii)

From: s. 22(1)(a)(ii)
Sent: Thursday, 24 June 2021 12:53 PM
To: s. 22(1)(a)(ii) s. 22(1)(a)(ii) (Agriculture)
Cc: s. 22(1)(a)(ii) s. 22(1)(a)(ii)
Subject: URGENT: MRI PSO Pty Limited (In Liquidation) [SEC=OFFICIAL]
Importance: High

Hi s. 22(1)(a)(ii)

Do either of you have time for a quick chat?

s. 22(1)(a)(ii)

From: s. 11C(1)(a) @anzrp.com.au>
Sent: Thursday, 24 June 2021 9:45 AM
To: s. 22(1)(a)(ii) @awe.gov.au>
Cc: s. 22(1)(a)(ii) @environment.gov.au>
Subject: FW: MRI PSO Pty Limited (In Liquidation)
Importance: High

s. 22(1)(a)(ii) – please see below. This email would indicate they are still proposing to sell the MRI volume to another co-reg (I assume this is QLS).

I would like to point out that ANZRP have adhered to good governance and compliance in the manner, requesting appropriate documentation, and reporting this to the regulator. The party who have made an offer on this volume, with no supporting documentation, is obviously not following due process and this should be a significant concern for you. When I asked Alan Topp if they can provide a certificate of destruction he had no idea what that was – so how could another co-reg buy this volume with any form of assurance that it was valid?

I would appreciate your advice as to what the resolution of this matter is.

Thanks

Warren

Warren Overton
CEO

TechCollect is the official recycling program of
Australia and New Zealand Recycling Platform Limited
Level 5, 455 Bourke Street, Melbourne, Victoria 3000
T +613 9020 2222 M s. 11C(1)(a)
E s. 11C(1)(a) @anzrp.com.au
www.anzrp.com.au www.techcollect.com.au



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<http://www.environment.gov.au/topics/environment-protection/national-waste-policy>

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From: s. 11C(1)(a) [net.au](mailto:s.11C(1)(a)@net.au)>
Sent: Thursday, 24 June 2021 9:23 AM
To: s. 11C(1)(a) [anzrp.com.au](mailto:s.11C(1)(a)@anzrp.com.au)>
Cc: s. 11C(1)(a) [net.au](mailto:s.11C(1)(a)@net.au)>
Subject: MRI PSO Pty Limited (In Liquidation)

Morning Warren,

I refer to our conversation yesterday and my text to s. 11C(1)(a) on Tuesday.

You were made aware that the sale process had to be completed prior to 30 June 2021.

I have not received an indicative offer.

I can only assume that your Company is not interested in pursuing a purchase of the e-waste tonnage.

Accordingly I am now excluding your Company from the sale process.

Alan Topp
Senior Consultant



Level 13, 189 Kent Street, Sydney NSW 2000
T: 61 2 9251 5222 | F: 61 2 9247 5911
E: s. 11C(1)(a) [.net.au](mailto:s.11C(1)(a)@net.au)
W: www.jonespartners.net.au

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s. 22(1)(a)(ii)

From: s. 22(1)(a)(ii)
Sent: Tuesday, 22 June 2021 2:12 PM
To: s. 22(1)(a)(ii)
Subject: FW: MRI PSO Pty Limited (In Liquidation) [SEC=OFFICIAL]
Attachments: 210409 ASIC form 505_ackdoc.pdf; Lodged ASIC form 505.pdf

From: E-Waste <ewaste@environment.gov.au>
Sent: Wednesday, 9 June 2021 10:18 AM
To: s. 22(1)(a)(ii) @environment.gov.au>
Cc: s. 22(1)(a)(ii) @environment.gov.au>
Subject: FW: MRI PSO Pty Limited (In Liquidation) [SEC=OFFICIAL]

FYI – just putting this on your radar.

From: s. 11C(1)(a) @jonespartners.net.au>
Sent: Wednesday, 9 June 2021 9:39 AM
To: ewaste@awe.gov.au
Cc: s. 11C(1)(a) @jonespartners.net.au>; s. 11C(1)(a) @jonespartners.net.au>
Subject: MRI PSO Pty Limited (In Liquidation)

Attention : Product Stewardship Team

Dear Sir/Madam,

I was appointed joint liquidator of MRI PSO Pty Limited on 9 April 2021.

I attach a copy of the Form 505 filed with ASIC and ASIC's acknowledgement.

I request as a matter of urgency the 2020 target and the exact 2020 surplus that was reported.

I need this for reporting requirements.

Alan Topp
Senior Consultant



Level 13, 189 Kent Street, Sydney NSW 2000
T: 61 2 9251 5222 | F: 61 2 9247 5911
E: s. 11C(1)(a) @jonespartners.net.au
W: www.jonespartners.net.au

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Form 505

Corporations Act 2001
 415(1), 427(2), 427(4), 450A(1)(a),
 499(2C)(a) & (b), 537(1) & (2),
 Insolvency Practice Rules (Corporations) 2016
 s70-60(2)
 Corporations Regulations 2001
 5.3B.50, 5.3B.54, 5.5.06

External Administration or Controllership Appointment of an administrator or controller

Liquidator details

Registered liquidator number

4916

Registered liquidator name

MICHAEL GREGORY JONES

Company details

Company name

MRI PSO PTY LTD

ACN

606 674 739

Company industry type

Other (Business and Personal) Services

Add a new appointment

Appointee details

Liquidator No. **4916**

Person Name

MICHAEL GREGORY JONES

Address

**JONES PARTNERS, INSOLVENCY AND
 BUSINESS RECOVERY, LEVEL 13 189
 KENT STREET SYDNEY NSW 2000
 Australia**

Type of Appointment

**Appointed Jointly and
 Severally**

Appointee details

Liquidator No. **297502**

Person Name
ALAN GODFREY TOPP

Address
**JONES PARTNERS, LEVEL 13 189-197
KENT STREET SYDNEY NSW 2000
Australia**

Type of Appointment **Appointed Jointly and
Severally**

Appointment Details

Provide the date of appointment.
09-04-2021

Type of administrator
Liquidator of creditors' voluntary liquidation

Method of appointment
other appointment

Authentication

This form has been authenticated by
Name **MICHAEL GREGORY JONES**

This form has been submitted by
Name **Michael Gregory JONES**
Date **09-04-2021**

Payment

You need to pay the fee (and any late fees if required) by Bpay or cheque in accordance with the instructions on your invoice

For more help or information

Web www.asic.gov.au
Ask a question? www.asic.gov.au/question
Telephone 1300 300 630

**ASIC**

Australian Securities & Investments Commission

MICHAEL GREGORY JONES

c/o JONES PARTNERS, INSOLVENCY AND BUSINESS RECOVERY

LEVEL 13

189 KENT STREET

SYDNEY NSW 2000

AUSTRALIA

Page No : 1

Lodgement No. : 82666131

Date Received : 09/04/2021

Time Received : 16:38:08

DOCUMENT ACKNOWLEDGEMENT**DOCUMENTS LODGED**

Document Number	Organisation/Person Details	Form Type & Description
7EBG37631	A.C.N. 606 674 739 MRI PSO PTY LTD	FORM EX505 Commence an administration of a specified company

s. 22(1)(a)(ii)

From: s. 11C(1)(a) @anzrp.com.au>
Sent: Thursday, 24 June 2021 9:45 AM
To: s. 22(1)(a)(ii)
Cc: s. 22(1)(a)(ii)
Subject: FW: MRI PSO Pty Limited (In Liquidation)

Importance: High

s. 22(1)(a)(ii) – please see below. This email would indicate they are still proposing to sell the MRI volume to another co-reg (I assume this is QLS).

I would like to point out that ANZRP have adhered to good governance and compliance in the manner, requesting appropriate documentation, and reporting this to the regulator. The party who have made an offer on this volume, with no supporting documentation, is obviously not following due process and this should be a significant concern for you. When I asked Alan Topp if they can provide a certificate of destruction he had no idea what that was – so how could another co-reg buy this volume with any form of assurance that it was valid?

I would appreciate your advice as to what the resolution of this matter is.

Thanks

Warren

Warren Overton
CEO

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Australia and New Zealand Recycling Platform Limited
Level 5, 455 Bourke Street, Melbourne, Victoria 3000
T +613 9020 2222 **M** s. 11C(1)(a)
E s. 11C(1)(a) @anzrp.com.au
www.anzrp.com.au www.techcollect.com.au



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<http://www.environment.gov.au/topics/environment-protection/national-waste-policy>

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Sent: Thursday, 24 June 2021 9:23 AM
To: s. 11C(1)(a) @anzrp.com.au>
Cc: s. 11C(1)(a) @jonespartners.net.au>
Subject: MRI PSO Pty Limited (In Liquidation)

Morning Warren,

I refer to our conversation yesterday and my text to Janene on Tuesday.

You were made aware that the sale process had to be completed prior to 30 June 2021.

I have not received an indicative offer.

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Alan Topp
Senior Consultant



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W: www.jonespartners.net.au

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S. 42(1)

s. 22(1)(a)(ii)

From: s. 22(1)(a)(ii)
Sent: Monday, 28 June 2021 11:48 AM
To: Chris Tangey
Cc: Chloe Bird; s. 22(1)(a)(ii)
Subject: Departmental Position – use of Excess Amount [SEC=OFFICIAL]

Dear Chris

The department has become aware of the liquidator of MRI PSO Pty Ltd offering to sell to the 'credit' for amounts recycled by a co-regulatory arrangement in excess of its recycling target (**excess amount**). It is the Department's position that an excess amount generated by one co-regulatory arrangement cannot be used by a different co-regulatory arrangement to meet its obligation to achieve its recycling target under the *Product Stewardship (Televisions and Computers) Regulations 2011* (Cth). If you have any concerns about the use of excess amounts, you should seek your own independent legal advice.

Sincerely

s. 22(1)(a)(ii)
Director, Product Stewardship
Waste Regulation and Stewardship Branch
Environment Protection Division
s. 22(1)(a)(ii)

Department of Agriculture, Water and the Environment
John Gorton Building, King Edward Terrace, Parkes Canberra ACT 2600

S. 42(1)

S. 42(1)

S. 42(1)

s. 22(1)(a)(ii)

From: s. 47F(1) @ecyclesolutions.net.au>
Sent: Tuesday, 29 June 2021 10:04 AM
To: s. 22(1)(a)(ii)
Cc: Chloe Bird; s. 22(1)(a)(ii)
Subject: Re: Departmental Position – use of Excess Amount [SEC=OFFICIAL]

Good morning ^{s. 22(1)(a)(ii)}

Thank you for the email.

We have decided to cease any interest in the excess volume of MRI PSO. It is an issue that is not clear in the Regulations, as it does not prohibit the on-sale, but does not expressly authorise it. Accordingly, any on-sale would essentially require the Govt's support.

Subsequent to our phone call on Friday afternoon, i spoke to our Chairman, Sandy McGregor and as a result he decided it was a matter we did not want to pursue and the following are his thoughts on the matter, subsequent to your email of yesterday.

I had already decided not to proceed we need long term solutions. MRI PSO should not be given any opportunity to restructure or push on they have a long and terrible history in recycling.

Our job is to lift the bar and fund proper small to medium Australian owned recyclers to lift to the required standard and achieve the right outcomes.

Now we have a level playing field we need to pursue our structural advantage.

Accordingly, this finalises this issue.

s. 22(1)(a)(ii)

Kind Regards,

s. 47F(1)
General Manager

398-418 Hammond Road
Dandenong South 3175 VIC
p. s. 47F(1) M: s. 47F(1)

www.ecyclesolutions.net.au

From: s. 22(1)(a)(ii) @awe.gov.au>
Sent: Monday, 28 June 2021 11:47 AM
To: s. 47F(1)
Cc: Chloe Bird; s. 22(1)(a)(ii)
Subject: Departmental Position – use of Excess Amount [SEC=OFFICIAL]

Dear s. 47F(1)

The department has become aware of the liquidator of MRI PSO Pty Ltd offering to sell to the 'credit' for amounts recycled by a co-regulatory arrangement in excess of its recycling target (**excess amount**). It is the Department's position that an excess amount generated by one co-regulatory arrangement cannot be used by a different co-regulatory arrangement to meet its obligation to achieve its recycling target under the *Product Stewardship (Televisions and Computers) Regulations 2011* (Cth). If you have any concerns about the use of excess amounts, you should seek your own independent legal advice.

Sincerely

s. 22(1)(a)(ii)
Director, Product Stewardship
Waste Regulation and Stewardship Branch
Environment Protection Division
s. 22(1)(a)(ii)

Department of Agriculture, Water and the Environment
John Gorton Building, King Edward Terrace, Parkes Canberra ACT 2600

s. 22(1)(a)(ii)

From: s. 11C(1)(a) >
Sent: Tuesday, 15 June 2021 12:45 PM
To: ewaste@awe.gov.au
Cc: s. 11C(1)(a)
Subject: MRI PSO Pty Ltd (in Liquidation)

Dear Sir / Madam, although I believe I should be directing this to:

s. 11C(1)(a) who I understand to be the Program Officer (NTCRS) Product Stewardship, Waste Management in the Department of Agriculture, Water and the Environment

I am consulting to Alan Topp of Jones Partners who is the liquidator of MRI PSO Pty Ltd ("MRI PSO").

As you are of course aware, MRI PSO was the holder of a NTCRS Product Stewardship.

We are of course seeking all available background and we are asking for an exact figure for the MRI PSO target for Total Liable Imports for 2020.

We believe it would have been sent to MRI as an email on or about 11 June 2020. We have been able to source the email from the Company's records.

We are also seeking the exact 2020 surplus that was reported as we need the data to complete our role.

I have tried calling, but thought that a more formal approach where you can review Alan Topp's role as liquidator would provide more comfort.

We are unfortunately on a regulated timeframe and your early attention to this would be grateful.

Regards

s. 11C(1)(a)

s. 22(1)(a)(ii)

From: E-Waste
Sent: Tuesday, 15 June 2021 1:09 PM
To: s. 22(1)(a)(ii) s. 22(1)(a)(ii)_y
Subject: FW: MRI PSO Pty Ltd (in Liquidation) [SEC=OFFICIAL]
Attachments: MRI PSO Pty Limited (In Liquidation)

Hi s. 22(1)(a)(ii)s. 22(1)(a)(ii)

Could we get together quickly to discuss what we want to send to the liquidators of MRI. The original request from Alan Topp is attached.

s. 22(1)(a)(i)

From: s. 11C(1)(a) >
Sent: Tuesday, 15 June 2021 12:45 PM
To: ewaste@awe.gov.au
Cc: s. 11C(1)(a) @jonespartners.net.au>; s. 11C(1)(a) >
Subject: MRI PSO Pty Ltd (in Liquidation)

Dear Sir / Madam, although I believe I should be directing this to:

Isabella who I understand to be the Program Officer (NTCRS) Product Stewardship, Waste Management in the Department of Agriculture, Water and the Environment

I am consulting to Alan Topp of Jones Partners who is the liquidator of MRI PSO Pty Ltd ("MRI PSO").

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Regards

s. 11C(1)(a)

s. 22(1)(a)(ii)

From: s. 11C(1)(a) @jonespartners.net.au>
Sent: Wednesday, 9 June 2021 9:39 AM
To: ewaste@awe.gov.au
Cc: s. 11C(1)(a)
Subject: MRI PSO Pty Limited (In Liquidation)
Attachments: 210409 ASIC form 505_ackdoc.pdf; Lodged ASIC form 505.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Attention : Product Stewardship Team

Dear Sir/Madam,

I was appointed joint liquidator of MRI PSO Pty Limited on 9 April 2021.

I attach a copy of the Form 505 filed with ASIC and ASIC's acknowledgement.

I request as a matter of urgency the 2020 target and the exact 2020 surplus that was reported.

I need this for reporting requirements.

Alan Topp
Senior Consultant



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s. 22(1)(a)(ii)

From: s. 22(1)(a)(ii)
Sent: Thursday, 24 June 2021 12:48 PM
To: s. 22(1)(a)(ii)
Subject: FW: MRI PSO Pty Limited (In Liquidation) [SEC=OFFICIAL]

From: E-Waste
Sent: Thursday, 17 June 2021 11:08 AM
To: s. 11C(1)(a) @jonespartners.net.au>
Cc: s. 11C(1)(a) @jonespartners.net.au>; s. 11C(1)(a) @jonespartners.net.au>; E-Waste <ewaste@environment.gov.au>
Subject: RE: MRI PSO Pty Limited (In Liquidation) [SEC=OFFICIAL]

Good morning Alan,

Please find below the figures for the 2019/20 and 2020/21

Financial Year	Recycling Target	previous FY shortfall	Recycling target inc. shortfall	Reported recycling	Excess
2019-20	2,379,171.83	68,971.56	2,448,143.39	7,432,518.60	4,984,375.21*
2020-21	4,839,863.70	0.00	4,839,863.70	1,104,122.66 [#]	N/A

*sub regulation 3.05(2) allows excess amounts to be carried forward to meet recycling targets in a subsequent year, but this is limited to 25% of the recycling target in any given year under sub regulation 3.05(3) - (*Product Stewardship (Televisions and Computers) Regulations 2011*)

[#] MRI PSO Pty Ltd only submitted Q1 and Q2 reports for 2020-21.

Regards

s. 11C(1)(a)
 Senior Program Officer

Product Stewardship Section | s. 11C(1)(a)
 Waste Regulation and Stewardship Branch | Environment Protection Division

Department of Agriculture, Water and the Environment
 John Gorton Building King Edward Terrace PARKES ACT 2600
 GPO Box 787 CANBERRA ACT 2601

s. 11C(1)(a)@awe.gov.au

From: s. 11C(1)(a) <@jonespartners.net.au>
Sent: Wednesday, 16 June 2021 12:07 PM
To: E-Waste <ewaste@awe.gov.au>
Cc: s. 11C(1)(a) <jonespartners.net.au>; s. 11C(1)(a) <@jonespartners.net.au>
Subject: RE: MRI PSO Pty Limited (In Liquidation) [SEC=OFFICIAL]

Hi ^{s. 11C(1)(a)}

Please give me both years

Alan Topp
Senior Consultant



Level 13, 189 Kent Street, Sydney NSW 2000
T: 61 2 9251 5222 | F: 61 2 9247 5911
E: ^{s. 11C(1)(a)} <@jonespartners.net.au>
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From: E-Waste <ewaste@awe.gov.au>
Sent: Wednesday, 16 June 2021 11:16 AM
To: s. 11C(1)(a) <@jonespartners.net.au>; ewaste@awe.gov.au
Cc: s. 11C(1)(a) <@jonespartners.net.au>; s. 11C(1)(a) <@jonespartners.net.au>
Subject: RE: MRI PSO Pty Limited (In Liquidation) [SEC=OFFICIAL]

Good morning Alan

Can you just confirm which year you are requesting data for? The scheme runs on a financial year, so do you need data for 2019-20 or 2020-21.

Regards

s. 11C(1)(a)
Senior Program Officer

Product Stewardship Section | s. 11C(1)(a)
Waste Regulation and Stewardship Branch | Environment Protection Division

Department of Agriculture, Water and the Environment
John Gorton Building King Edward Terrace PARKES ACT 2600
GPO Box 787 CANBERRA ACT 2601

s. 11C(1)(a)[@awe.gov.au](mailto:s.11C(1)(a)@awe.gov.au)

From: s. 11C(1)(a) [@jonespartners.net.au](mailto:s.11C(1)(a)@jonespartners.net.au)>
Sent: Wednesday, 9 June 2021 9:39 AM
To: ewaste@awe.gov.au
Cc: s. 11C(1)(a) [@jonespartners.net.au](mailto:s.11C(1)(a)@jonespartners.net.au); s. 11C(1)(a) [@jonespartners.net.au](mailto:s.11C(1)(a)@jonespartners.net.au)>
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S. 42(1)

s. 22(1)(a)(ii)

From: s. 22(1)(a)(ii)
Sent: Monday, 28 June 2021 11:48 AM
To: Warren Overton
Cc: Chloe Bird; s. 22(1)(a)(ii)
Subject: Departmental Position – use of Excess Amount [SEC=OFFICIAL]

Dear Warren

The department has become aware of the liquidator of MRI PSO Pty Ltd offering to sell to the 'credit' for amounts recycled by a co-regulatory arrangement in excess of its recycling target (**excess amount**). It is the Department's position that an excess amount generated by one co-regulatory arrangement cannot be used by a different co-regulatory arrangement to meet its obligation to achieve its recycling target under the *Product Stewardship (Televisions and Computers) Regulations 2011* (Cth). If you have any concerns about the use of excess amounts, you should seek your own independent legal advice.

Sincerely

s. 22(1)(a)(ii)
Director, Product Stewardship
Waste Regulation and Stewardship Branch
Environment Protection Division
s. 22(1)(a)(ii)

Department of Agriculture, Water and the Environment
John Gorton Building, King Edward Terrace, Parkes Canberra ACT 2600

s. 22(1)(a)(ii)

From: s. 22(1)(a)(ii)
Sent: Tuesday, 29 June 2021 10:37 AM
To: s. 22(1)(a)(ii) (Agriculture)
Cc: s. 22(1)(a)(ii)
Subject: Closing lope on excess amount [SEC=OFFICIAL]

Hi

Thanks again for your quick advice.

To close the loop, I have now been advised that no co-regs will be proceeding with purchase of the excess amount.

s. 22(1)(a)(ii)

s. 22(1)(a)(ii)
Director, Product Stewardship
Waste Regulation and Stewardship Branch
Environment Protection Division

s. 22(1)(a)(ii)

Department of Agriculture, Water and the Environment
John Gorton Building, King Edward Terrace, Parkes Canberra ACT 2600