

THE COMPETITION TRIBUNAL

CT-2006-009

IN THE MATTER OF an application by the Director of Investigation and Research under section 79 of the *Competition Act*, R.S.C. 1985, c.C-34, as amended;

AND IN THE MATTER OF certain practices by Laidlaw Waste Systems Ltd. in the communities of Cowichan Valley Regional District, Nanaimo Regional District and the District of Campbell River, British Columbia;

AND IN THE MATTER OF the order made by the Competition Tribunal on February 11, 1992;

AND IN THE MATTER OF an application by Waste Management of Canada Corporation under section 106(1)(a) of the *Competition Act*, R.S.C. 1985, c.C-34, as amended, to rescind on consent the order made by the Competition Tribunal on February 11, 1992.

B E T W E E N:

COMPETITION TRIBUNAL
TRIBUNAL DE LA CONCURRENCE

FILED / PRODUIT
September 7, 2006
CT-2006-009

Jos LaRose for / pour
REGISTRAR / REGISTRAIRE

OTTAWA, ONT

0001

**Waste Management of Canada Corporation
(formerly Laidlaw Waste Systems Ltd.)**

Applicant

- and -

**The Commissioner of Competition
(formerly the Director of Investigation and Research)**

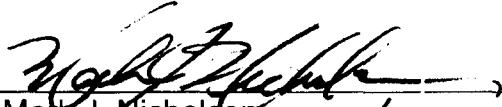
Respondent

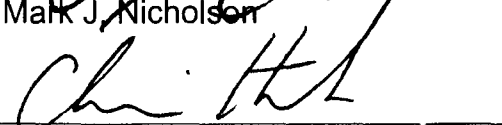
**NOTICE OF APPLICATION FOR AN ORDER
TO RESCIND THE ORDER
MADE BY THE COMPETITION TRIBUNAL ON FEBRUARY 11, 1992**

1. **TAKE NOTICE** that, pursuant to section 106(1)(a) of the *Competition Act*, R.S.C. 1985, c.C-34, as amended, the Applicant hereby applies for an order on consent rescinding the February 11, 1992 order of the Competition Tribunal (the "Tribunal"), on the terms set out in the attached Draft Order.
2. **AND FURTHER TAKE NOTICE** that the Commissioner of Competition (the "Commissioner") has consented to the relief requested by the Applicant.
3. **AND FURTHER TAKE NOTICE** that the parties are available for a conference call, at the Tribunal's convenience, to discuss any matters related to the disposition of this application.
4. **AND FURTHER TAKE NOTICE** that the parties submit that no hearing is required in light of the particular facts of this case, including the fact that notice of this application was published in accordance with section 65 of the *Competition Tribunal Rules* and that no third parties seek to contest this application.
5. **AND FURTHER TAKE NOTICE** that reference may be made to the Statement of Grounds and Material Facts, the Affidavit of James T. Duncan sworn August 21, 2006, the Draft Order and Consent thereto, filed as Schedules "A", "B", "C", and "D", respectively,

and to such further material as counsel may deem appropriate and as the Tribunal may allow.

DATED at Toronto, this 23rd day of August, 2006.


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AND IN THE MATTER OF an application by Waste Management of Canada Corporation under section 106(1)(a) of the *Competition Act*, R.S.C. 1985, c.C-34, as amended, to vary on consent the order made by the *Competition Tribunal* on February 11, 1992;

BETWEEN:

Waste Management of Canada Corporation
(formerly Laidlaw Waste Systems Ltd.)

Applicant

and

The Commissioner of Competition
(formerly the Director of Investigation and Research)

Respondent

**NOTICE OF APPLICATION FOR AN ORDER TO RESCIND THE ORDER
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