Notification Waiver Determination

The Borg Group – Programmed Timber

Acquisition	Workplace Industry Training Pty Ltd (**Workplace Industry Training**) and Space Urban Pty Ltd (**Space Urban**), who are both members of the Borg Group, applied for a notification waiver in respect of its proposed acquisition of 100% of the business assets and property of Programmed Timber, which is structured as two interdependent transactions, as described in the transaction documents provided as part of the application (the **Acquisition**).
Determination	The Australian Competition and Consumer Commission has determined under section 51ABV(1)(a) of the *Competition and Consumer Act 2010* (Cth) that the Acquisition is not required to be notified.
Date of determination	12 October 2026

Parties to the Acquisition	Workplace Industry Training is currently a dormant entity, and historically provided external training services. Space Urban are specialists in design, property development, environmental planning and approvals, and property management. The Borg Group is an Australian-owned private group of companies. Other members of the Borg Group that are active in the timber industry are: • Direct Pallets Pty Ltd, who manufacture and supply new and refurbished timber pallets and packaging for use by manufacturers and distributors to transport their products. • Porta Products Pty Ltd, who operates a softwood sawmill at Bombala, NSW, and manufactures and supplies structural framing timber (long structural members) and related products. The target, Programmed Timber, is a re-processor of timber products, operating from a facility in St Marys, NSW. It manufactures and supplies products, including shorter frame and truss components, shorter structural framing timber, bed slats and furniture components, and pallet and packaging components.
Explanation for determination	In making this notification waiver determination, the Australian Competition and Consumer Commission (the **ACCC**) has considered the information provided with the notification waiver application, and had regard to the factors in section 51ABV(2)(b) of the *Competition and Consumer Act 2010* (Cth) (the **Act**). Based on the information provided in the application, the ACCC considers that the Acquisition is unlikely to give rise to any material lessening of competition given:

	a. the parties' combined share in the supply of structural framing timber, and pallet and packaging components to customers in NSW and Australia is low and the increase in share of supply arising from the Acquisition would be small b. the presence of alternative suppliers of structural framing timber, and pallet and packaging components in Australia c. there is a low risk of foreclosure or other concerning vertical effects resulting from exclusionary conduct post-acquisition. In these circumstances, the ACCC does not consider it necessary to reach a concluded view on the likelihood of the notification thresholds being met. Given that material competition concerns are unlikely to arise, the ACCC has determined that the Acquisition is not required to be notified. The ACCC considers that the determination is consistent with the object of the Act and the interests of consumers in promoting competition. For more information about the ACCC's approach to considering notification waiver applications and to assessing competition effects more generally, see the ACCC's guidance on notification waivers and merger assessment guidelines.

Determination made by Commissioner Woodward pursuant to a delegation under section 25(1) of the Act