



Australian Government

Department of the Prime Minister and Cabinet Office of Best Practice Regulation

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Ms Nerida O'Loughlin
Deputy Secretary
Department of Communications

Dear Ms O'Loughlin

Final Regulation Impact Statement – Optimal Period of Registration for the Do Not Call Register

Thank you for forwarding the Regulation Impact Statement (RIS) for the above proposal for final assessment on Tuesday 23 September. I note that you have formally certified the RIS as required by the best practice regulation requirements.

The Office of Best Practice Regulation (OBPR) assesses RISs for consistency and adequacy – consistency relates to following the prescribed process and adequacy relates to the quality of the analysis.

I note the agency has been consistent with the RIS guidelines, having twice provided a certified RIS (addressing all seven elements) to the OBPR for the two-pass assessment before the decision-maker considers the RIS.

The RIS is balanced and written in a clear and accessible manner, and has a degree of detail and depth of analysis that is commensurate with the magnitude of the problem and the size of the potential impact of the proposal. Moreover:

- The RIS presents a useful summary of the background of the Do Not Call Register;
- The discussion of the scale and scope of the problem is balanced;
- The RIS identifies a range of viable policy options that are likely to address the identified problem;
- The RIS provides a balanced assessment of the costs and benefits of each option, and identifies any gaps or ambiguities in the data on which this analysis is based;
- The analysis has been informed by consultation with relevant stakeholders, whose views are presented in a balanced way; and
- The conclusion and recommended option is supported by the underlying analysis.

I note that the regulatory costs and cost offsets have been agreed with the OBPR.

Overall, the process of developing the RIS has benefitted from early, regular and constructive engagement between our offices, and in my view this is reflected in the quality of the analysis in the RIS. I note our comments of 2 September 2014 on the initial draft

have been appropriately addressed, as you confirmed in your letter certifying the final version of the RIS.

On these bases, the regulatory impact analysis process, and the RIS itself, is assessed as constituting best practice.

Please retain this letter as a record of the OBPR's advice. Our reference number for this issue is 16494. If you have any further queries, please do not hesitate to contact me.

Yours sincerely

Jason McNamara
Executive Director
Office of Best Practice Regulation
26 September 2014