



## Australian Government

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

Reference: 19279  
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Sandra Park  
Deputy Secretary  
Department of Employment  
GPO Box 9880  
CANBERRA ACT 2601

Dear Ms Parker

#### **Second Pass Final Assessment Regulation Impact Statement - Building Code - Drug and Alcohol Testing Provisions**

Thank you for forwarding the Regulation Impact Statement (RIS) for the above proposal for final assessment which the OBPR received on 15 September 2015. I note that you have formally certified the RIS as required by the best practice regulation requirements.

The Office of Best Practice Regulation's (OBPR) final assessment is that the Department of Employment is compliant with the Government's requirements. This assessment is based on the following:

- the RIS addresses the seven RIS questions as per the Australian Government's Guide to Regulation;
- the regulatory costs and offsets have been agreed with the OBPR;
- the Department has certified and submitted the RIS for a first pass final assessment on 11 August 2015; and
- your letter of 14 September 2015 certifying that the RIS responds to the OBPR's formal comments on the RIS on 18 August 2015.

However, the OBPR considers that a higher level of analysis is required for the RIS to be consistent with best practice. In particular, the RIS would have been assessed as best practice if it more clearly identified the likely impacts of each of the proposed options.

#### *Publication requirements*

The OBPR maintains a RIS website. We would appreciate you advising us when a decision on this proposal is announced, and forwarding a final copy of the RIS in Microsoft Word .doc format in a form meeting the *Australian Government's Web Content Accessibility Guidelines*. We suggest liaising with your web services team to ensure these guidelines are

met. The website provides a public comment facility on RISs posted on the site. The OBPR moderates this facility for offensive content but does not moderate debate.

Please retain this letter as a record of the OBPR's advice. Our reference number for this issue is 19279. If you have any further queries, please do not hesitate to contact me.

Yours sincerely

A handwritten signature in black ink, appearing to read 'T. Simovski'.

Tony Simovski  
A/g Deputy Executive Director  
March 2015