



Australian Government

Department of the Prime Minister and Cabinet

Office of Best Practice Regulation

Reference: 19508

Telephone: 6271 6270

e-mail: helpdesk-obpr@pmc.gov.au

Ian Robinson
Deputy Secretary
Infrastructure Group

Dear Mr Robinson

Regulation Impact Statement – Second-pass final assessment – Amendments to Division 16 of Part XIB of the Competition Act 2010

Thank you for submitting the Regulation Impact Statement (RIS) for the above proposal to the Office of Best Practice Regulation (OBPR) for second-pass final assessment on 18 November 2015. I note that the RIS has been formally certified at the Deputy Secretary level consistent with best practice.

The OBPR's final assessment is that the Department of Communications and the Arts is compliant with the Government's RIS requirements and the RIS is consistent with best practice. This assessment is based on:

- the regulatory cost and savings estimates having been agreed with the OBPR;
- your letter of 18 November 2015 certifying the RIS responds to the OBPR's formal comments on the RIS submitted for first-pass assessment; and
- the RIS does not contain obvious errors.

The OBPR notes that the RIS examines ways to amend Division 16 of Part XIB of the *Competition and Consumer Act 2010* in response to the Government's change in pricing policy of NBN Co's services. The proposed amendments to Division 16 of Part XIB of the *Competition and Consumer Act 2010* provides a mechanism for NBN Co to roll out its planned model and gives NBN Co the certainty required to minimise delays to the rollout of the NBN and to contain costs.

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 OBPR should be consulted if the RIS is amended. It is the agency preparing the RIS, not the OBPR, which is responsible for the content of the published RIS.

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 matter is 19508. If you have any further queries, please do not hesitate to contact me.

Yours sincerely

Jason McNamara
Executive Director
Office of Best Practice Regulation
November 2015