



Australian Government

Department of Communications and the Arts

Mr Tony Simovski
A/g Deputy Executive Director
Office of Best Practice Regulation
Department of the Prime Minister and Cabinet
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Dear Mr Simovski

Regulation Impact Statement – final assessment second pass – extending the *Carrier Licence Conditions (Networks supplying Superfast Carriage Services to Residential Customers) Declaration 2014*

I am writing to submit the attached draft Regulation Impact Statement (RIS) prepared for the *Carrier Licence Conditions (Networks supplying Superfast Carriage Services to Residential Customers) Declaration 2014 (Amendment No. 1 of 2016)* for the second pass of its final assessment.

I am satisfied that the RIS addresses the concerns raised in your letter of 16 November 2016. Specifically the RIS has been amended to:

- clearly outline the magnitude of the problem caused by the absence of transparency obligations for competition and end-users;
- clarify that there have been complaints by carriers and concerns about compliance with the existing arrangements;
- better explain why the Superfast Broadband Access Services declaration cannot replace extending the licence conditions;
- clarify the status of the RIS at major decision points in the policy development process; and,
- identify an adequate offset that can be used to extend the licence conditions.

Additionally, in line with the feedback in your letter of 16 November 2016, we have prepared a one page summary which contains statements consistent with the RIS and covers the overall impact of the proposal. The summary has been agreed in advance with your staff as required. Please find the one-page summary attached to this letter.

Accordingly, I am satisfied that the RIS now meets best practice consistent with the *Australian Government Guide to Regulation*.

I submit the draft RIS to the Office of Best Practice Regulation for formal final assessment.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Ian Robinson', with a stylized flourish extending to the right.

Ian Robinson
Deputy Secretary
Department of Communications and the Arts

29 November 2016