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22 February 2017

Ms Tanja Cvijanovic
First Assistant Secretary
Office of Best Practice Regulation
Department of the Prime Minister and Cabinet
1 National Circuit
BARTON ACT 2600

Email: Helpdesk-OBPR@pmc.gov.au

Dear Ms Cvijanovic

Certification of independent review: Declaration of the wholesale asymmetrical digital subscriber line service

I am writing to update my original letter of 3 February 2017, certifying that the attached independent review of whether to declare the wholesale asymmetrical digital subscriber line (ADSL) service under Part XIC of the *Competition and Consumer Act 2010* (CCA) has undertaken a process and analysis equivalent to a Regulatory Impact Statement (RIS). This letter now warrants that the portfolio net regulatory objective will be met within the relevant reporting period.

I certify that the review has adequately addressed all seven RIS questions, and is submitted to the Office of Best Practice Regulation for the purposes of the Australian Competition and Consumer Commission's final decision.

I also note that the regulatory burden to business, community and organisations or individuals has been quantified using the Australian Government's *Regulatory Burden Measurement* framework. These have been agreed with your office and are provided in the table below.

Regulatory burden and costs offset estimate table

Average annual regulatory costs (from business as usual)

Change in costs (\$million)	Business	Community Organisations	Individuals	Total change in cost
Total, by sector	\$0.0068	\$0	\$0	\$0.0068

Regulatory burden and costs offset estimate table

Average annual regulatory costs (from business as usual)

Cost offset (\$ million)	Business	Community organisations	Individuals	Total, by source
Agency	\$0	\$0	\$0	\$0
Are all new costs offset? <input type="checkbox"/> Yes, costs are offset <input checked="" type="checkbox"/> No, costs are not offset <input type="checkbox"/> Deregulatory—no offsets required				
Total (Change in costs – Cost offset) (\$ million) = \$0.0068				

The ACCC administers the communications industry specific legislation contained in the CCA (including Part XIC) and associated changes in the regulatory burden are included in the portfolio of the Department of Communications and the Arts. As specific offsets have not been identified at this stage, Mr Philip Mason, Assistant Secretary, Market Structure, Department of Communications and the Arts, has advised that its portfolio net regulatory objective will be met by the relevant reporting period.

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

Yours sincerely



Rod Sims
Chairman

cc: Mr Philip Mason
Assistant Secretary, Market Structure
Department of Communications and the Arts