



Australian Government

**Department of Infrastructure, Transport,
Regional Development and Communications**

Mr Jason Lange
Executive Director
Office of Best Practice Regulation
Department of the Prime Minister and Cabinet
Email: helpdesk-OBPR@pmc.gov.au

Dear Mr Lange

Resale Royalty Right for Visual Artists Regulations 2011

I am writing to the Office of Best Practice Regulation (OBPR) regarding the *Resale Royalty Right for Visual Artists Regulations 2011*, which, as per the *Legislation Act 2003*, had been scheduled to sunset on 1 April 2022. However, it has been decided that the instrument is to be remade without significant amendment.

The Department of Infrastructure, Transport, Regional Development, and Communications certifies that the *Resale Royalty Right for Visual Artists Regulations 2011* is operating effectively and efficiently, and that therefore a Regulation Impact Statement is not required for this regulation to be remade.

The assessment that the Regulation is operating effectively and efficiently has been informed by consultation with Copyright Agency Ltd, which was appointed the collecting society and has been administering the scheme since 2010.

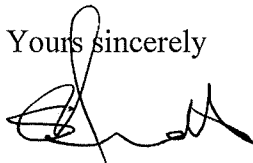
I also note that the regulatory burden to business, community organisations or individuals has been quantified using the Australian Government's *Regulatory Burden Measurement framework*. These are provided below.

| Average annual regulatory costs (from business as usual) | | | | |
|--|----------|-------------------------|-------------|-----------------------|
| Change in costs (\$ million) | Business | Community organisations | Individuals | Total change in costs |
| Total, by sector | nil | nil | nil | nil |

I acknowledge that OBPR will publish this letter for transparency purposes.

If you have any queries about this advice, please contact Laurine Kelson, Director, Visual Arts and Design on 02 6271 1175, or laurine.kelson@arts.gov.au.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Stephen Arnott', with a stylized flourish at the end.

Stephen Arnott
Acting Deputy Secretary
Creative Economy and the Arts
Department of Infrastructure, Transport, Regional Development and Communications

23 September 2021