



Australian Government

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

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Ms Rachel Blackwood
Assistant Secretary
Spectrum Branch
Department of Infrastructure, Transport, Regional Development and Communications

Dear Ms Blackwood,

Regulation Impact Statement – Second Pass Assessment – Allocation Limits for the 850/900 MHz Spectrum Auction

Thank you for your letter received on 26 July 2021 submitting a Regulation Impact Statement (RIS) on the allocation limits for the 850/900 MHz spectrum auction for formal Second Pass Final Assessment.

I appreciate the agency's constructive engagement on the RIS and the opportunity for the OBPR to informally review earlier drafts.

The OBPR's assessment is that the quality of the regulatory impact analysis in the RIS is adequate and therefore sufficient to inform a decision.

To be considered 'good practice' as per the *Australian Government Guide to Regulatory Impact Analysis*, the RIS would have benefitted from greater detail in quantified and/or qualified benefits and costs for each business (for example, Telstra and Optus) and consumers for each policy option. However, we note that there are range of variables posed by the auction that constrained the Department's ability to undertake this analysis.

The RIS may now be provided to the decision-maker to inform their decision.

Next steps

After a final decision has been announced, I ask that your agency work with OBPR to finalise this material for public release. We note that there is confidential material and we ask that it is removed prior to providing a final copy of the RIS in Word and PDF format for web accessibility purposes.

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

Yours sincerely

Jason Lange
Executive Director
26 July 2021