

Mr Jason Lange
Executive Director
Office of Impact Analysis
Department of the Prime Minister and Cabinet
PO Box 6500
CANBERRA ACT 2600

Our ref: ACMA2022/686

Dear Mr Lange

Protected Symbols Determination 2013 – OBPR Reference ID OBPR22-03412

I am writing to the Office of Impact Analysis (OIA) regarding the *Protected Symbols Determination 2013 (Protected Symbols Determination)* made under section 188A of the *Radiocommunications Act 1992* and section 417 of the *Telecommunications Act 1997*. As per the *Legislative Instruments Act 2003*, the Protected Symbols Determination is scheduled to sunset on 1 April 2023. It has been decided that the instrument is to be remade without significant amendment.

The remade instrument will be the *Communications Legislation (Protected Symbols) Determination 2023*. In remaking the Protected Symbols Determination the only proposed amendment is to remove the A-Tick and C-Tick marks as protected symbols. In 2013, the A-Tick and C-Tick were consolidated into a single compliance mark – the Regulatory Compliance Mark (RCM). After a 3-year transition period that concluded in February 2016, suppliers have only been permitted to use the RCM for newly supplied equipment in Australia since that time.

The ACMA certifies that the Protected Symbols Determination 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 a consultation process which involved the general public over the period 10 November 2022 to 15 December 2022.

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 the OIA will publish this letter for transparency purposes as part of a consolidated list relating of regulatory instruments which continue in force instead of sunseting as scheduled.

If you have any queries about this advice, please contact John Hin on (03) 9963 6706, or John.Hin@acma.gov.au.

Yours sincerely



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