2 April 2024

**Our ref:** EC24-000999

**Your ref:** OIA24-06768

Mr Daniel Craig

A/g Executive Director

Office of Impact Analysis

Department of the Prime Minister and Cabinet

Dear Mr Craig

**Competition and Consumer (Industry Codes—Franchising) Regulation 2014**

I am writing to the Office of Impact Analysis (OIA) regarding the Competition and Consumer (Industry Codes—Franchising) Regulation 2014 (the Franchising Code), which, as per the *Legislation Act 2003*, is scheduled to sunset on 1 April 2025. Subject to the Government’s decision, Treasury recommends the instrument is remade without significant amendment.

The Treasury certifies that the Franchising Code is broadly operating effectively and efficiently, and that impact analysis is not required for this legislation to be remade.

The assessment that the legislation is broadly operating effectively and efficiently was informed by an independent review of the Franchising Code, which involved an extensive public consultation process between August and December 2023, with over 1,700 franchisor entities invited to participate in a public consultation. The Review received 95 submissions to its consultation paper, held more than 40 meetings and roundtables, and ran two anonymous surveys that collectively received 544 responses.

The Treasury has quantified the regulatory burden to businesses, community organisations and individuals using the Australian Government’s Regulatory Burden Measurement framework. These are provided below.

*Average annual regulatory costs (from business as usual) over 10 years*

| Change in costs ($ million) | Businesses | Community organisations | People | Total change in costs ($ million) |
| --- | --- | --- | --- | --- |
| Total, by sector | ($7.49) | $0.00 | $0.00 | ($7.49) |

*Note: figures in parentheses indicate reduced regulatory impact*

I acknowledge the OIA will publish this letter for transparency purposes following a Government decision on whether to remake the Franchising Code.

Yours sincerely

Victoria Anderson
Deputy Secretary
Small Business, Housing, Corporate and Law Group