Australian Government
The Treasury

16 October 2025

Philip Smith
A/g Deputy Secretary
Creative Economy and the Arts
Department of Infrastructure, Transport, Regional Development, Communications and the Arts

Dear Mr Smith,

POST IMPLEMENTATION REVIEW – RESALE ROYALTY RIGHT FOR VISUAL ARTISTS ACT 2009

I am writing regarding the Post Implementation Review (PIR) of the *Resale Royalty Right for Visuals Artists Act 2009*.

I note that this PIR was published on your Department's website in 2019 (https://www.arts.gov.au/publications/post-implementation-review-resale-royalty-right-visual-artists-act-2009-and-resale-royalty-scheme). However, the PIR was not formally assessed for the purposes of the *Australian Government Guide to Policy Impact Analysis* (the Guide). The ACE became of this earlier this year and commenced the formal assessment process.

Usually, the process set out in the Guide requires you to certify that, in your view, the PIR meets the Government's requirements under the Guide. However, given the PIR has already been published, we do not believe this step is necessary.

Consequently, the ACE has now undertaken an assessment of the PIR and is satisfied that the it provides an adequate level of analysis to inform decision-makers regarding the efficiency and effectiveness of the regulation.

The PIR now needs to be sent to the Department of Prime Minister and Cabinet. The PIR will then be published on the Office of Impact Analysis (OIA) website at oia.pmc.gov.au.

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

Yours sincerely,

Harry Greenwell

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