

Senate Standing Committee on Environment and Communications

Answers to Senate Estimates Questions on Notice

Budget Estimates May 2017

Communications Portfolio

The Australian Communications and Media Authority

Question No: 169

The Australian Communications and Media Authority

Hansard Ref: Written, 06/06/2017

Topic: Legislation (Exemptions and Other Matters)

Senator Hanson-Young, Sarah asked:

With regard to the Legislation (Exemptions and Other Matters) Regulation 2015:

- (a) Did ACMA provide advice to the Government in the drafting of Item 8 of Part 4?
 - i. If yes, please describe the nature of this advice
- (b) Did ACMA conduct any consultation with industry stakeholders on the effect of Item 8 of Part 4?
 - i. If yes, please list the industry stakeholders consulted
- (c) Did ACMA prepare a regulation impact statement on the effect of Item 8 of Part 4?"
 - i. If yes, please provide the regulation impact statement.

Answer:

- (a) Yes.
 - (i) On 30 July 2014, the Department of Communications and the Arts (the Department) asked the **Australian Communications and Media Authority (ACMA)** for comments on the draft Acts and Instruments (Framework Reform) Bill 2014 and the draft Legislation (Instruments and Exemptions) Regulation 2014 (the latter contained a provision which mirrored item 8 of the table in section 10 in Part 4 of the Legislation (Exemptions and Other Matters) Regulation 2015).

On 31 July 2014, the ACMA advised the Department that the draft regulations picked up all the relevant exemptions to disallowance and sunseting in relation to instruments for which the ACMA was responsible. The ACMA made no further comments on the remainder of the regulations or the Bill.
- (b) No.
 - (i) N/A.
- (c) No. The Legislation (Exemptions and Other Matters) Regulation 2015 was introduced by the Attorney-General's Department (AGD). Accordingly, any necessary regulatory impact analysis (if any were necessary) would be undertaken by the AGD, not by the ACMA.
 - (i) N/A.