

Senate Standing Committee on Economics  
ANSWERS TO QUESTIONS ON NOTICE

**Treasury Portfolio**

**Inquiry into the FOREIGN INVESTMENT PROPOSALS**

2019 - 2020

**Division:** Foreign Investment Division  
**Topic:** Draft Conditions  
**Reference:** Written

**Question:**

In the 2018–19 regulator performance framework report, Treasury states it provides draft conditions to applicants and their agents for comment.

- a) Does Treasury negotiate conditions with applicants?
- b) What kinds of changes are typically made to conditions Treasury initially proposes when they are negotiated with applicants?

**Answer:**

Conditions are determined by Treasury and may be amended following consultation.

(a)  
No.

(b)  
Treasury does not negotiate with applicants. As part of the natural justice period conditions may be amended to reflect new information provided by applicants.

For example, the timing requirements for compliance reporting conditions may be altered to align with the applicant's reporting requirements to other regulatory authorities or financial reporting obligations.