

**Senate Standing Committee on Environment and Communications**  
**Answers to Senate Estimates Questions on Notice**  
**Additional Estimates Hearings February 2016**  
**Communications Portfolio**  
**Australian Communications and Media Authority**

**Question No: 204(e)**

**Australian Communications and Media Authority**

**Hansard Ref: Written, 19/02/2016**

**Topic: Statutory Review Provisions**

**Senator Ludwig, Joe asked:**

Please list all current legislation, covered by the department's portfolio, which contain a statutory review provision/s. For each, please provide:

1. What work has been done towards preparing for the review? If none, why not?
2. Please provide a schedule or a workplan for the review
3. When did/will this work begin?
4. When is/was the review due to commence.
5. What is the expected report date.
6. Who is the minister responsible for the review
7. What department is responsible for the review
8. List the specific clauses or legislation under review caused by the statutory provision.
9. List the terms of reference.
10. What is the scope of the review.
11. Who is conducting the review. How were they selected? What are the legislated obligation for the selection of the person to conduct the review?
12. What is the budgeted, projected or expected costs of the review?
13. When was the Minister briefed on this matter?
14. What decision points are upcoming for the minister on this matter?
15. List the number of officers, and their classification level, involved in conducting the review
16. Will the report will be tabled in parliament or made public. If so, when?

**Answer:**

The *Broadcasting Services Act 1992* (BSA) contains a statutory review provision at subsection 130ZZE(1).

1. ACMA staff have been conducting preliminary scoping work in preparation for the review since December 2015.
2. None yet available.

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3. Preliminary scoping work in preparation for the review commenced in December 2015.
4. Under subsection 130ZZE(1) of the BSA, the ACMA must conduct the review before 31 December 2016. The ACMA currently plans to commence the review in the second quarter of 2016.
5. Under subsection 130ZZE(1) of the BSA, the ACMA must give the Minister a report by 30 June 2017.
6. Not applicable.
7. The ACMA is responsible for the review.
8. Part 9D of the BSA and paragraphs 7(1)(o), 10(1)(eb) and 11(1)(bc) of Schedule 2 to the BSA.
9. This is a statutory review and the terms of reference are set out in subsection 130ZZE(1) of the BSA.
10. As this is a statutory review, the scope of the review is set out in subsection 130ZZE(1) of the BSA.
11. Under subsection 130ZZE(1) of the BSA, the ACMA must conduct the review.
12. The expected costs for the review will include staff hours, research and consultation with key stakeholders. These have not been quantified as yet (please see the answer to question 2 above).
13. The ACMA has not briefed the Minister on this matter.
14. Not applicable.
15. The ACMA currently anticipates that one APS6, two EL1, one EL2 and one SES 1 will be involved in the review, all as required. Otherwise, please see the answer to question 2 above.
16. Yes. Under subsection 130ZZE(4) of the BSA the Minister must cause copies of the ACMA's report to be tabled in each House of Parliament within 15 sitting days of that House after receiving the report.

Apart from the statutory review provision contained in the BSA and described above, as at 29 January 2016 there were no other provisions in legislation administered by the Department of Communication and the Arts and under which the Australian Communications and Media Authority had a specific role, responsibility or obligation, that contained a statutory review provision.