

8 February 2010



Victorian
Competition & Efficiency
Commission

Ms Angela Jurjevic
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Housing and Building Policy
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Dear Ms Jurjevic

ASSESSMENT OF REGULATORY IMPACT STATEMENT

Thank you for seeking an assessment of the Regulatory Impact Statement (RIS) on the proposed Residential Tenancies (Caravan Parks and Movable Dwellings Registration and Standards) Regulations 2010. The Victorian Competition and Efficiency Commission (VCEC) received the final version of the above RIS and draft regulations on 5 February 2010.

The VCEC assesses the adequacy of the RIS prior to the public consultation process as required under section 11 of the *Subordinate Legislation Act 1994*.

I advise that the RIS meets the requirements of section 10(3) of the *Subordinate Legislation Act 1994*.

In making this assessment, the VCEC notes that the Department has been transparent in acknowledging the uncertainty surrounding the cost and benefit estimates presented in the RIS—especially in relation to the new bushfire and 5-star energy efficiency requirements for unmovable registrable dwellings—including the possibility that the 5-star requirements could result in a net cost to some owners, rather than the net benefit estimated in the RIS.

The VCEC's assessment is based on the adequacy of the evidence presented in the RIS and is focused on the quality of the analysis rather than the merits of the proposal itself. Feedback from affected parties during public consultation—which will be assisted by the specific stakeholder questions the Department has included in the RIS—may provide further information on the nature and size of the costs and benefits, which must be taken into account when making the final decision as to whether or not to proceed with the proposal.

In the interests of transparency, most departments and agencies publish this assessment letter alongside the RIS when it is released for consultation. The VCEC recommends that you do the same.

The VCEC is building a database of Victorian Government RISs and statements of reasons for change, and will be putting your material on our website when it is released. Please inform us when you have placed this RIS on your website. Please also provide us with an electronic copy of your statement of reasons for changes to the final regulations when they are provided to the Scrutiny of Acts and Regulations Committee (refer 5.53 Subordinate Legislation Act 1994 Guidelines, 17 January 2005).

If you have any questions, please contact RegulationReview@vcec.vic.gov.au.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Sam Abusah'.

Sam Abusah
Assistant Director
Victorian Competition and Efficiency Commission

