

13 April 2010



Victorian
Competition & Efficiency
Commission

Ms Di Bunnett
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Dear Ms Bunnett

ASSESSMENT OF REGULATORY IMPACT STATEMENT

Thank you for seeking an assessment of the Regulatory Impact Statement (RIS) on the proposed *Drugs, Poisons and Controlled Substances (Precursor Supply) Regulations 2010*. The Victorian Competition and Efficiency Commission (VCEC) received the final version of the above RIS and draft regulations on 9 April 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*.

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.

In making this assessment we note that the analysis in the RIS has been constrained by the limited evidence available, despite the Department's efforts to obtain information, on the current levels of diversion of licit precursors to production and consumption of amphetamine-type substances (ATS) in Victoria. Feedback to the targeted questions included in the RIS may provide further information on these matters that will assist in 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 us at RegulationReview@vcec.vic.gov.au.

Yours sincerely

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

Sam Abusah
Assistant Director

Victorian Competition and Efficiency Commission