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Australian Government

Department of Communications and the Arts

Mr Wayne Poels
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Department of the Prime Minister and Cabinet
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Email: helpdesk-OBPR@pmc.gov.au

Dear Mr Poels

Regulation Impact Statement for second pass final assessment

I am writing in relation to the attached Regulation Impact Statement (RIS) prepared for the Minister's direction on allocation limits for the 3.6 GHz band spectrum auction.

I am satisfied that the RIS addresses the concerns raised in your letter of 13 June 2018. Specifically, the RIS provides more information about the risk of monopolisation of the spectrum without allocation limits and ways to mitigate this risk, further analysis of the impact on competition if no or different allocation limits were imposed, and a framework for the Department's evaluation of the success of the preferred option. The RIS also reflects advice from Office of Best Practice Regulation (OBPR) staff on two subsequent drafts following your letter of 13 June.

Accordingly, I am satisfied that the RIS now meets best practice consistent with the *Australian Government Guide to Regulation*.

I submit the RIS to the OBPR for formal final assessment. As the RIS contains commercial in confidence information that should not be published, my Department will provide a redacted version to the OBPR for publication.

Yours sincerely

Richard Windeyer
Deputy Secretary
Department of Communications and the Arts
28 June 2018

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