

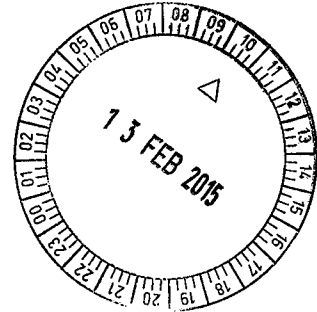


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25/2/15

Minister for Transport

Our ref: 53-05687
Your ref: ASA



Mr Peter Abetz MLA
Chairman
Joint Standing Committee on Delegated Legislation
Parliament House
PERTH WA 6000

Dear Mr ~~Abetz~~ *Peter*

INQUIRY INTO ACCESS AUSTRALIAN STANDARDS ADOPTED IN DELEGATED LEGISLATION

Thank you for your letter dated 4 December 2014 to Mr Reece Waldock, Director General of the Department of Transport (DoT), regarding the inquiry into providing access to Australian Standards adopted in delegated legislation.

DoT has considered the terms of reference listed in your letter. Ideally, legislation including the Australian Standards (Standards), should be easily accessible to all.

As a result of a commercial arrangement, DoT has access to the Standards for its own use. However because of copyright considerations, it is not possible to enable open access to the public.

It is understood that with modern technology it is possible to provide hyperlinks from WA Legislation to the Standards and this is the most expedient route to follow, as the State Law Publisher Website is available to the public. However for this to occur, a cost benefit analysis would have to be undertaken.

It is also suggested that where it is intended to include a Standard in delegated legislation, some form of assessment process be followed (for example the Regulatory Impact Assessment process used for Cabinet Submissions) to determine whether any other options exist to enhance access to the Standards.

Yours sincerely

**DEAN NALDER MLA
MINISTER FOR TRANSPORT
12 FEB 2015**