

Building and Construction Industry Security of Payment Act 1999 Quarter 3 2023

Adjudication Activity Statistics

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Contents

1	Applications.....	1
1.1	Applications by region.....	2
1.1.1	State-wide distribution	2
1.1.2	Sydney distribution.....	3
1.1.3	Application by claimant type.....	4
1.1.4	Application by respondent type.....	5
2	Claimed amounts.....	6
2.1	Claimed amount and Adjudicated Amount Statistics.....	6
3	Determinations.....	7
3.1	Determinations by claim range.....	7
3.2	Determinations by adjudicated amounts.....	8
3.3	Adjudication certificates issued by adjudicated amounts.....	9
4	Adjudication fees.....	10
4.1	Adjudication fees by claim range.....	10
5	Fees	12
5.1	ANA fees by claim range.....	12
5.1.1	Adjudicator versus ANA Fees.....	14
6	Additional statistics.....	15

1

Applications

Number and status	Number (Quarterly)	Year to date (YTD)
Applications lodged	200	636
Determinations released	110	347
Determinations pending	10	31
Determinations not released	88	266

Application by Section	Number (Quarter)	Year to date (YTD)
S17(1)(a)(i)	94	305
S17(1)(a)(ii)	13	26
S17(1)(b)	93	305
Total Number	200	636

Reason for determination not being released	Number (Quarterly)	YTD
Withdrawn	36	124
Settled Privately	2	6
Invalid Application	0	0
Timed Out	5	26
Jurisdiction	1	2
Not yet determined	36	82
Adjudicator conflict of Interest	0	0
Fees not paid	2	3
Other	1	2

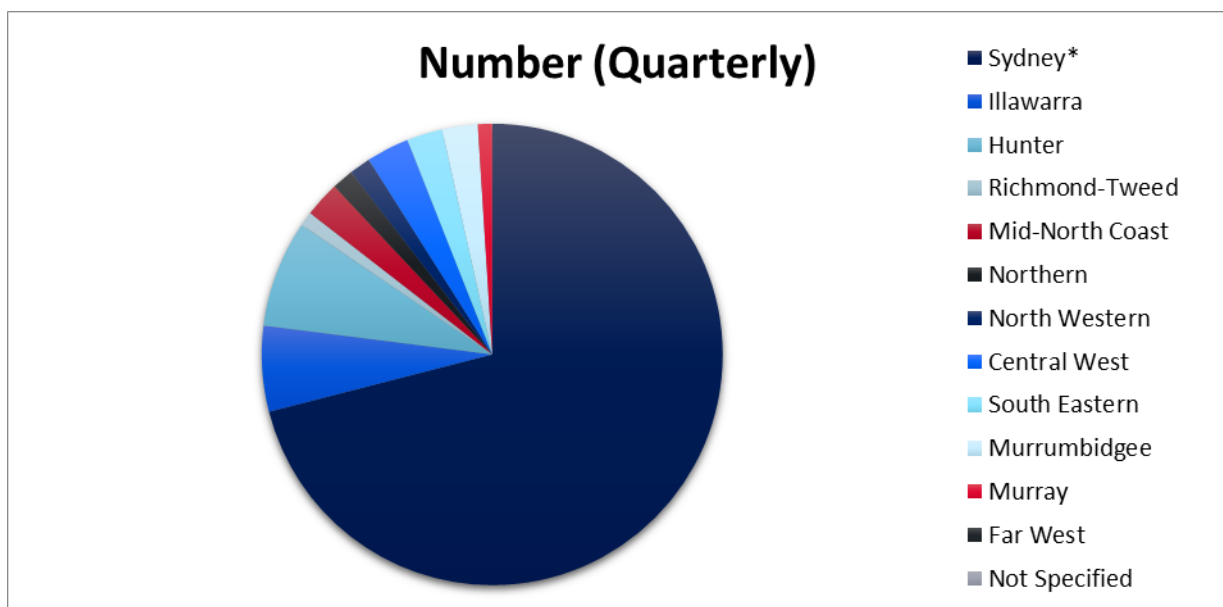
1.1 Applications by region

Region classification based on the Australian Standards Geographical Classification (ASGC) for NSW and Sydney (Statistical Division and Statistical Subdivisions, ABS Cat. No 1216.0) and determined using project address postcode information.

1.1.1 State-wide distribution

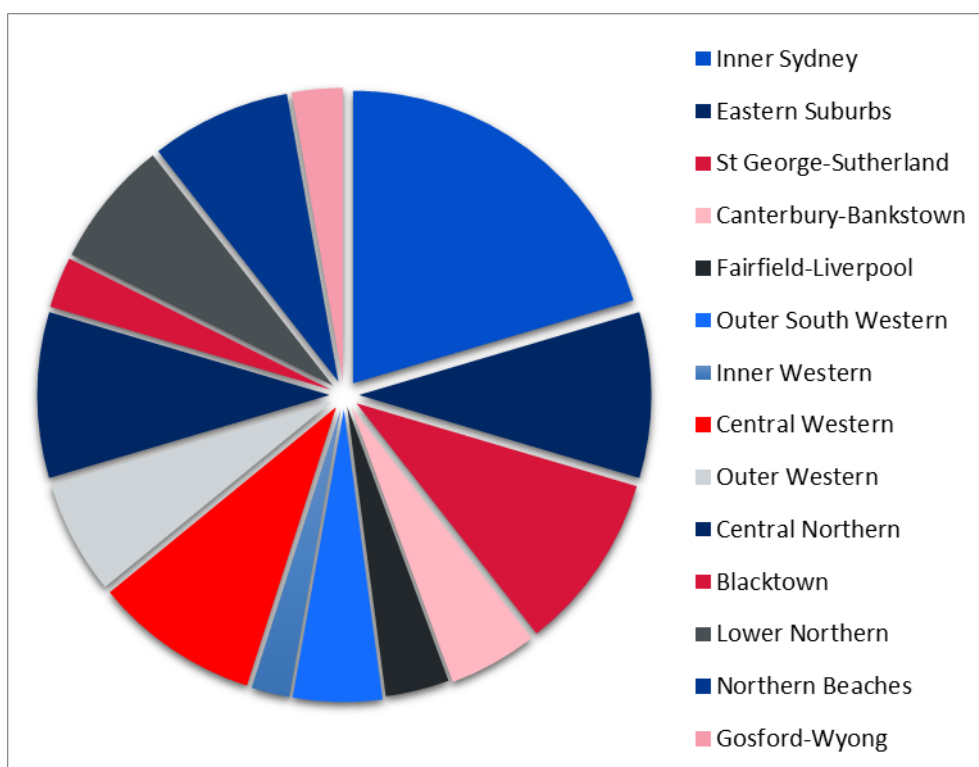
Region (State-wide)	Number (Quarter)	% of Total
Sydney*	142	71.0%
Illawarra	12	6.0%
Hunter	15	7.5%
Richmond-Tweed	2	1.0%
Mid-North Coast	5	2.5%
Northern	3	1.5%
North Western	3	1.5%
Central West	6	3.0%
South Eastern	5	2.5%
Murrumbidgee	5	2.5%
Murray	2	1.0%
Far West	0	0.0%
Not Specified	0	0.0%

* See Sydney distribution table



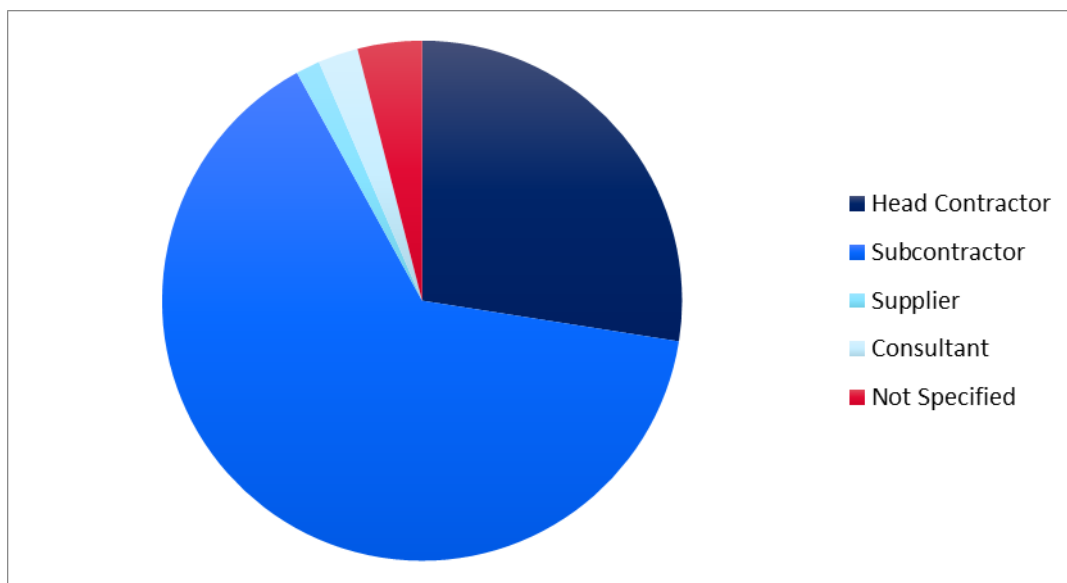
1.1.2 Sydney distribution

Region (Sydney)	Number (Quarter)	% of Total
Inner Sydney	29	20.4%
Eastern Suburbs	13	9.2%
St George-Sutherland	14	9.9%
Canterbury-Bankstown	7	4.9%
Fairfield-Liverpool	5	3.5%
Outer South Western	7	4.9%
Inner Western	3	2.1%
Central Western	13	9.2%
Outer Western	9	6.3%
Central Northern	13	9.2%
Blacktown	4	2.8%
Lower Northern	10	7.0%
Northern Beaches	11	7.7%
Gosford-Wyong	4	2.8%



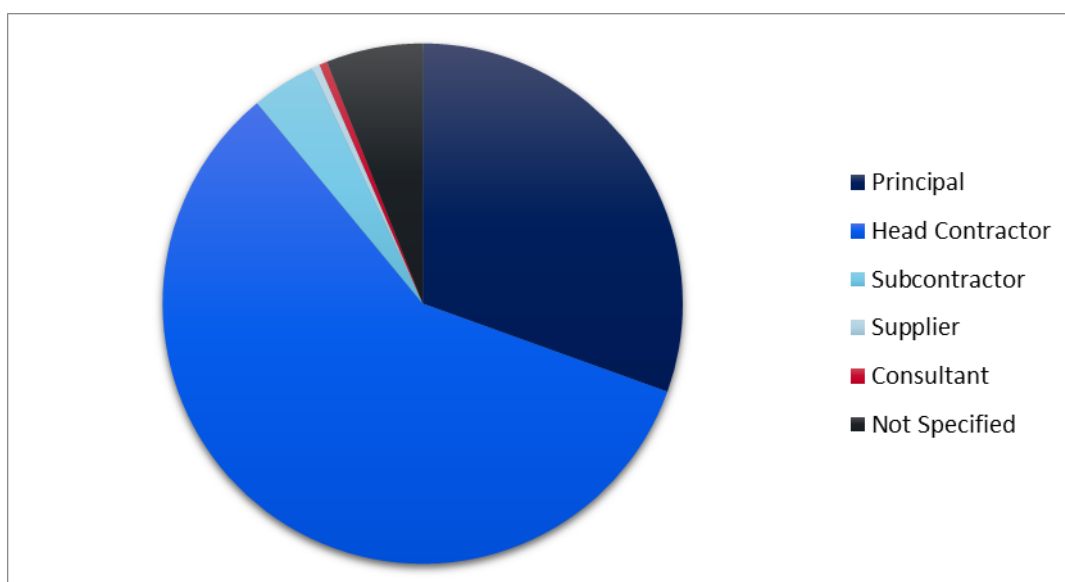
1.1.3 Application by claimant type

Claimant Distribution	Number (Quarterly)	% of Total
Head Contractor	55	27.5%
Subcontractor	129	64.5%
Supplier	3	1.5%
Consultant	5	2.5%
Not Specified	8	4.0%
Total Number	200	100%



1.1.4 Application by respondent type

Respondent Distribution	Number (Quarterly)	% of Total
Principal	61	30.5%
Head Contractor	117	58.5%
Subcontractor	8	4.0%
Supplier	1	0.5%
Consultant	1	0.5%
Not Specified	12	6.0%
Total Number	200	100%



2

Claimed amounts.

2.1 Claimed amount and Adjudicated Amount Statistics

Claimed Amount Statistics	Quarter (\$)	YTD (\$)
Total Value Claimed Amounts	\$99,026,395	\$717,940,126
Total Value Claimed Amounts (Determinations Released)	\$55,014,854	\$587,391,991
Total Value Adjudicated Amounts (Determinations Released)	\$33,837,457	\$263,219,780
Average Claimed Amount	\$495,132	
Average Adjudicated Amount (Determinations Released)	\$310,435	
Maximum Claim Amount	\$33,951,622	
Maximum Adjudicated Amount (Determinations Released)	\$24,896,280	
Minimum Claimed Amount	\$1,475	
Minimum Adjudicated Amount (Determinations Released)	\$0	

3

Determinations

3.1 Determinations by claim range

Claimed Amount (\$)	Number (Quarter) [^]	Cumulative Claimed Amount (\$)	Average Claimed Amount (\$)	Number awarded 100% of claimed amount
< \$5000	7	\$18,787	\$2,684	6
\$5,000 - \$9,999	10	\$78,031	\$7,803	7
\$10,000 - \$24,999	21	\$346,416	\$16,496	11
\$25,000 - \$39,999	9	\$274,746	\$30,527	6
\$40,000 - \$99,999	18	\$1,157,867	\$64,326	6
\$100,000 - \$249,999	22	\$3,082,711	\$140,123	5
\$250,000 - \$499,999	10	\$3,569,498	\$356,950	1
\$500,000 - \$749,999	5	\$3,142,272	\$628,454	0
\$750,000 - \$999,999	3	\$2,539,063	\$846,354	0
≥\$1,000,000	5	\$21,063,232	\$4,212,646	0

[^] Determinations released

3.2 Determinations by adjudicated amounts

Claimed Amount (\$)	Number (Quarter) [^]	Cumulative Adjudicated Amount (\$)	Average Adjudicated Amount (\$)
< \$5000	31	\$21,663	\$699
\$5,000 - \$9,999	10	\$77,462	\$7,746
\$10,000 - \$24,999	14	\$246,572	\$17,612
\$25,000 - \$39,999	11	\$342,803	\$31,164
\$40,000 - \$99,999	17	\$1,087,561	\$63,974
\$100,000 - \$249,999	17	\$2,608,258	\$153,427
\$250,000 - \$499,999	4	\$1,280,730	\$320,182
\$500,000 - \$749,999	2	\$1,301,465	\$650,733
\$750,000 - \$999,999	1	\$817,297	\$817,297
≥\$1,000,000	2	\$26,053,646	\$13,026,823

[^] Determinations released

3.3 Adjudication certificates issued by adjudicated amounts

Adjudicated Amount (\$)	Number (Quarter)^	Number of Certificates Issued	% of Certificates Issued
< \$5000*	31	3	9.7%
\$5,000 - \$9,999	10	4	40.0%
\$10,000 - \$24,999	14	6	42.9%
\$25,000 - \$39,999	11	3	27.3%
\$40,000 - \$99,999	17	4	23.5%
\$100,000 - \$249,999	17	5	29.4%
\$250,000 - \$499,999	4	1	25.0%
\$500,000 - \$749,999	2	0	0.0%
\$750,000 - \$999,999	1	0	0.0%
≥\$1,000,000	2	2	100.0%

^ Determinations released

*Adjudicated amounts of \$nil not counted

4

Adjudication fees

4.1 Adjudication fees by claim range

Claimed Amount (\$)	Number (Quarter) [^]	Total	Average	Respondent Share	Claimant Share	Total (1)	Respondent Share (2)	Claimant Share (3)
< \$5,000	7	\$5,760	\$823	\$706	\$116	30.7%	85.9%	14.1%
\$5,000 - \$9,999	10	\$12,486	\$1,249	\$893	\$356	16.0%	71.5%	28.5%
\$10,000 - \$24,999	21	\$42,525	\$2,025	\$1,573	\$452	12.3%	77.7%	22.3%
\$25,000 - \$39,999	9	\$36,698	\$4,078	\$3,828	\$249	13.4%	93.9%	6.1%
\$40,000 - \$99,999	18	\$109,738	\$6,097	\$4,585	\$1,512	9.5%	75.2%	24.8%
\$100,000 - \$249,999	22	\$134,604	\$6,118	\$4,706	\$1,413	4.4%	76.9%	23.1%
\$250,000 - \$499,999	10	\$97,432	\$9,743	\$6,723	\$3,020	2.7%	69.0%	31.0%
\$500,000 - \$749,999	5	\$128,940	\$25,788	\$19,289	\$6,499	4.1%	74.8%	25.2%
\$750,000 - \$999,999	3	\$53,100	\$17,700	\$11,800	\$5,900	2.1%	66.7%	33.3%
>\$1,000,000	5	\$103,433	\$20,687	\$14,481	\$6,206	0.5%	70.0%	30.0%

[^]Determinations released

(1) Average Adjudication Fee expressed as a percentage of the Average Claimed Amount.

(2) Average Respondent share expressed as a percentage of the Average Adjudication Fee.

(3) Average Claimant share expressed as a percentage of the Average Adjudication Fee.

Figure 1: Average Adjudication Fee Expressed as a % of Average Amount (by Claim Range for this Quarter)

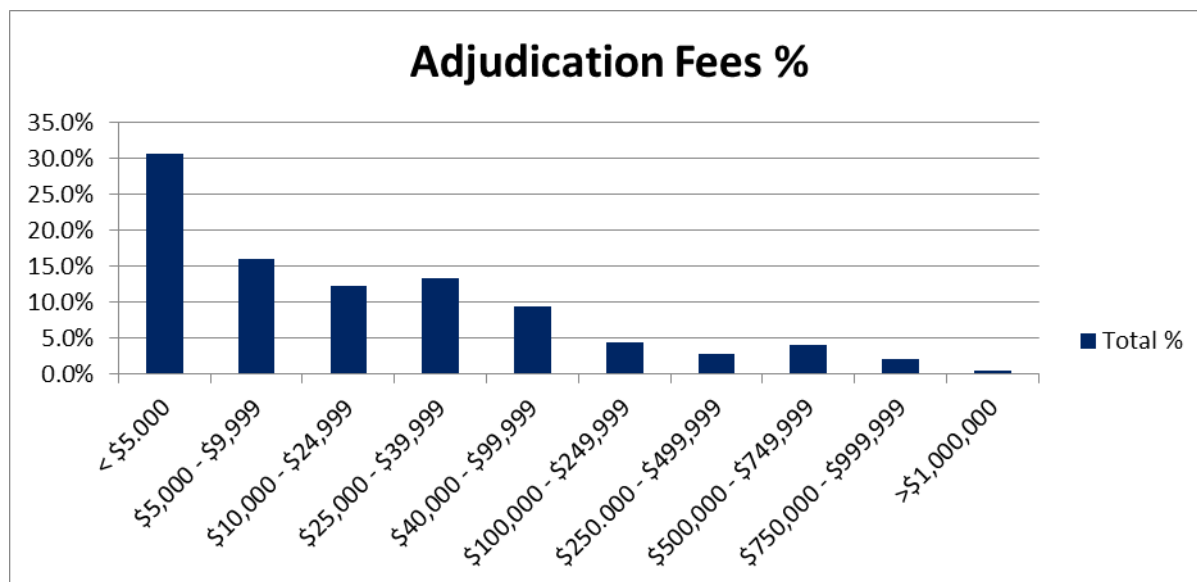
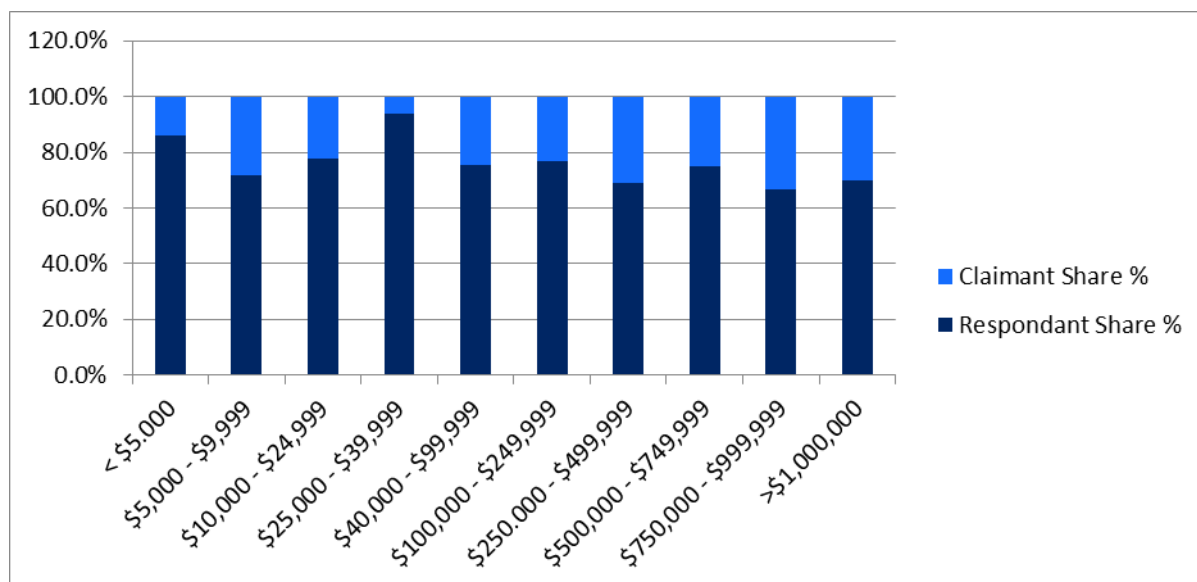


Figure 2: Parties Share of Adjudication Fees expressed as a % of Average Adjudication Fees (by Claim Range for this Quarter)



5 Fees

5.1 ANA fees by claim range

Claimed Amount (\$)	Number (Quarter) [^]	Total	Average	Respondent Share	Claimant Share	Total (1)	Respondent Share (2)	Claimant Share (3)
< \$5,000	7	\$1,772	\$253	\$180	\$73	9.4%	71.3%	28.7%
\$5,000 - \$9,999	10	\$3,964	\$396	\$192	\$204	5.1%	48.5%	51.5%
\$10,000 - \$24,999	21	\$13,496	\$643	\$450	\$193	3.9%	70.0%	30.0%
\$25,000 - \$39,999	9	\$10,073	\$1,119	\$690	\$429	3.7%	61.7%	38.3%
\$40,000 - \$99,999	18	\$31,677	\$1,760	\$1,120	\$639	2.7%	63.7%	36.3%
\$100,000 - \$249,999	22	\$41,931	\$1,906	\$1,220	\$686	1.4%	64.0%	36.0%
\$250,000 - \$499,999	10	\$32,447	\$3,245	\$2,239	\$1,006	0.9%	69.0%	31.0%
\$500,000 - \$749,999	5	\$39,815	\$7,963	\$5,192	\$2,771	1.3%	65.2%	34.8%
\$750,000 - \$999,999	3	\$17,700	\$5,900	\$3,933	\$1,967	0.7%	66.7%	33.3%
>\$1,000,000	5	\$27,208	\$5,442	\$3,809	\$1,632	0.1%	70.0%	30.0%

[^]Determinations released

(1) Average ANA Fee expressed as a percentage of the Average Claimed Amount.

(2) Average Respondent share expressed as a percentage of the ANA Fee.

(3) Average Claimant share expressed as a percentage of the ANA Fee.

Figure 3: Average ANA Fee Expressed as a % of Average Amount (by Claim Range for this Quarter)

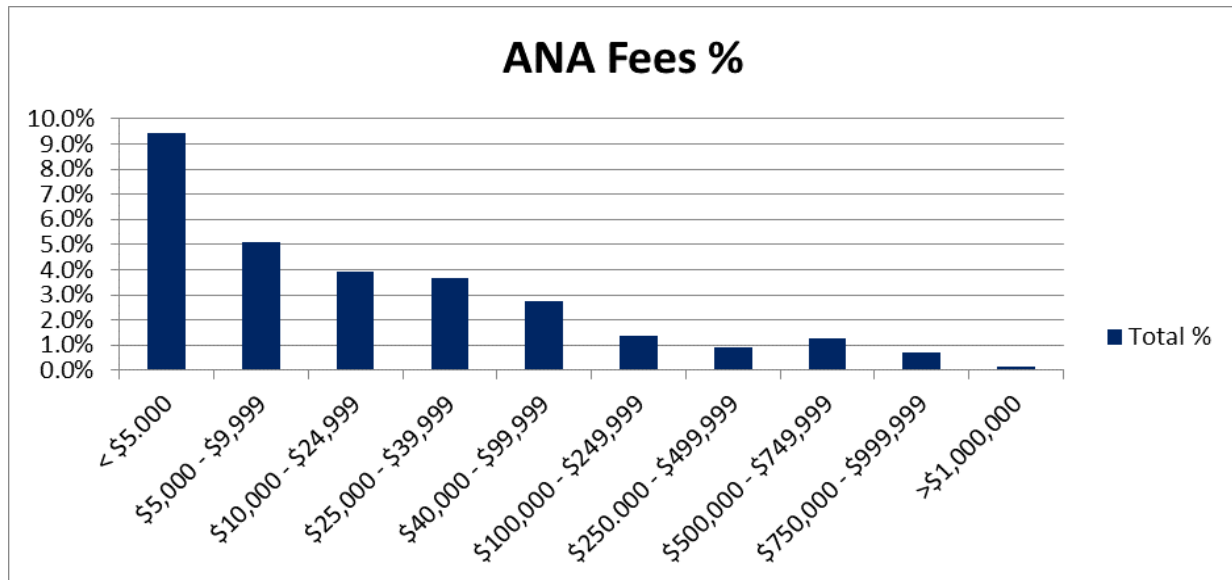
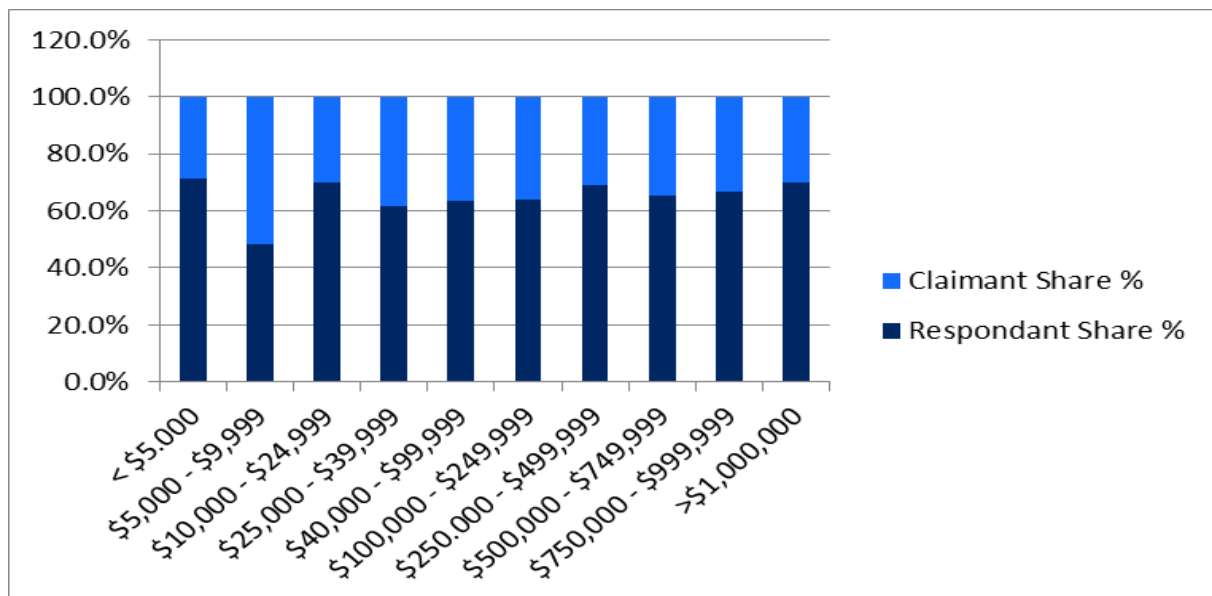


Figure 4: Parties Share of ANA Fees expressed as a % of Average ANA Fees (by Claim Range for this Quarter)

Parties Share of ANA Fees expressed as a % of Average ANA Fees (by Claim Range for this Quarter) less than \$5,000 to greater than 1 million dollars



5.1.1 Adjudicator versus ANA Fees

Adjudicator Versus ANA fee	Quarter \$	YTD \$	% of total fees
Adjudicator	\$510,153	\$1,868,281	69.9%
ANA	\$220,082	\$734,269	30.1%
Total Fees	\$730,235	\$2,602,549	100.0%

Total Adjudication Fees [^]	Quarter \$	YTD (\$)
Total Fees*	\$724,715	\$2,645,490
Average Total Fee	\$6,588	\$22,801
Max Total Fee	\$47,588	\$198,809
Min Total Fee	\$634	\$1,204

[^]Determinations released

6

Additional statistics

Additional Claimed Amount Statistics	Quarter (\$)	YTD (\$)
Total Value Claimed Amounts (Determinations Not Released)	\$24,858,684	\$30,376,512
Total Value Adjudicated Amounts (Determinations Not Released)	\$6,213,402	\$6,695,521
Average Adjudicated Amount (Determinations Not released)	\$776,675	
Maximum Adjudicated Amount (Determinations Not Released)	\$3,831,938	
Minimum Adjudicated Amount (Determinations Not Released)	\$0	

Department of Customer Service

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Quarterly reports represent the data presented as a snapshot in time. Subsequently, there may be discrepancies in totals, specifically in year to date (YTD) totals as a small percentage of applications are received but not yet determined within any given quarter. The 4th quarter report will show the most accurate YTD as it is compiled using updated quarterly data supplied by the Authorised Nominating Authorities.

Rounding: Where figures have been rounded, discrepancies may occur between sums of the component items and the totals shown.

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