

# Building and Construction Industry Security of Payment Act 1999

Adjudication Activity Statistics

Quarterly Report - No. 3

1 January 2018 to 31 March 2018

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Coverage of this Report: This progress report contains adjudication statistics for the period commencing 1 January 2018 and ending on 31 March 2018.

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

# APPLICATIONS

## Applications by Number, Status & Section

Table1(a)

Number and Status	Number (Quarter)	YTD
Applications lodged	196	737
Determinations released	108	360
Determinations pending release	88	377

Table 1(b)

Application by Section	Number (Quarter)	YTD
s.17(1)(a)(i)	102	408
s.17(1)(a)(ii)	1	10
s.17(1)(b)	93	319
<b>Total Number</b>	<b>196</b>	<b>737</b>

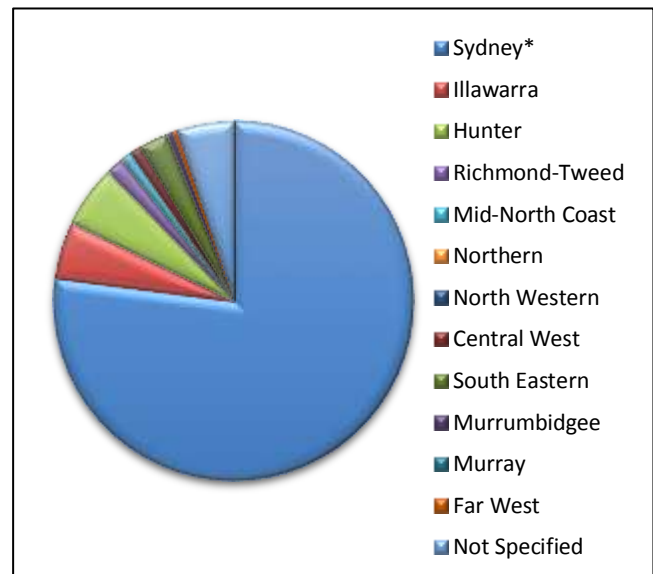
## Applications by Region

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.

### State-wide Distribution

Table 2(a)

Region (State-wide)	Number (Quarter)	% of Total
Sydney*	151	77.0%
Illawarra	10	5.1%
Hunter	11	5.6%
Richmond-Tweed	3	1.5%
Mid-North Coast	2	1.0%
Northern	0	nil
North Western	0	nil
Central West	2	1.0%
South Eastern	5	2.6%
Murrumbidgee	1	0.5%
Murray	0	nil
Far West	1	0.5%
Not Specified	10	5.1%
<b>Total Number</b>	<b>196</b>	<b>100.0%</b>

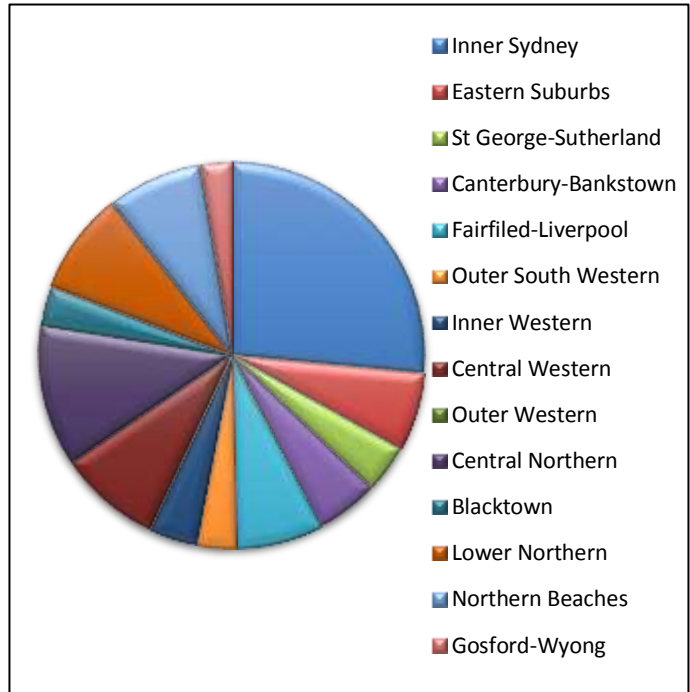


\*See 'Sydney Distribution' Table 2(b) on page 3

## Sydney Distribution

Table 2(b)

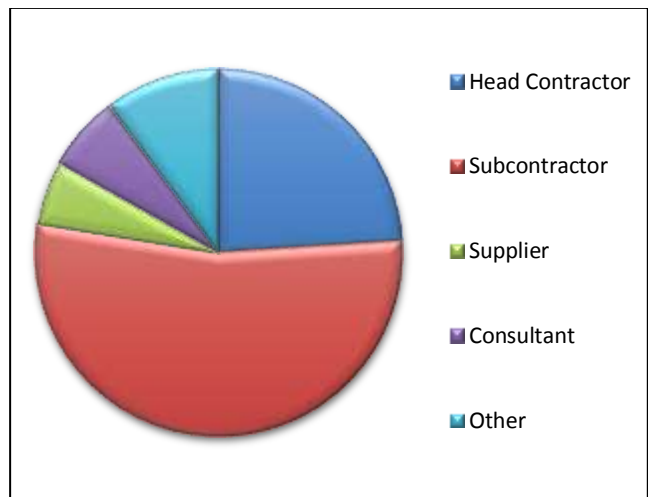
Region (Sydney)	Number (Quarter)	% of Total
Inner Sydney	40	26.5%
Eastern Suburbs	10	6.6%
St George-Sutherland	6	4.0%
Canterbury-Bankstown	8	5.3%
Fairfield-Liverpool	11	7.3%
Outer South Western	5	3.3%
Inner Western	6	4.0%
Central Western	13	8.6%
Outer Western	0	0.0%
Central Northern	18	11.9%
Blacktown	5	3.3%
Lower Northern	13	8.6%
Northern Beaches	12	7.9%
Gosford-Wyong	4	2.6%
<b>Total Number</b>	<b>151</b>	<b>100.0%</b>



## Application by Claimant Type

Table 3(a)

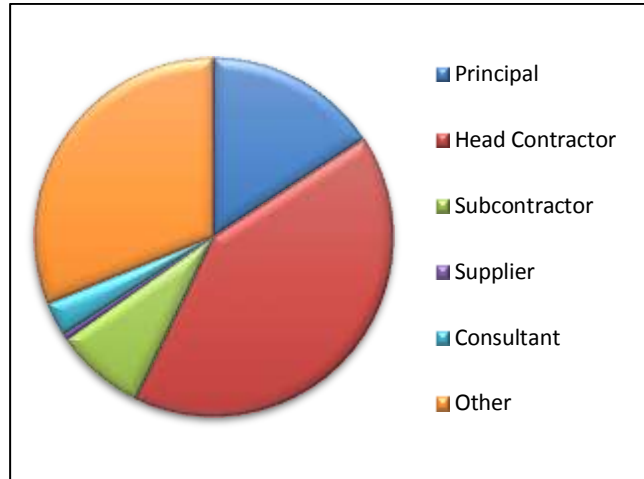
Claimant Distribution	Number (Quarter)	% of Total
Head Contractor	47	24.0%
Subcontractor	105	53.6%
Supplier	11	5.6%
Consultant	13	6.6%
Other	20	10.2%
<b>Total Number</b>	<b>196</b>	<b>100.0%</b>



## Application by Respondent Type

Table 3(b)

Respondent Distribution	Number (Quarter)	% of Total
Principal	31	15.8%
Head Contractor	81	41.3%
Subcontractor	16	8.2%
Supplier	1	0.5%
Consultant	6	3.1%
Other	61	31.1%
<b>Total Number</b>	<b>196</b>	<b>100.0%</b>



## CLAIMED AMOUNT v ADJUDICATED AMOUNT

### Claimed Amount and Adjudicated Amount Statistics

Table 4

Claimed Amount v Adjudicated Amount Statistics	Quarter (\$)	YTD (\$)
Total Value Claimed Amounts	\$1,577,206,148	\$1,780,143,525
Total Value Claimed Amounts (Determinations released)	\$67,910,181	\$170,383,203
Total Value Adjudicated Amounts (Determinations Released)	\$39,541,729	\$78,084,457
Average Claimed Amount	\$8,046,970	
Average Adjudicated Amount (Determinations Released)	\$366,127	
Maximum Claim Amount	\$760,652,990	
Maximum Adjudicated Amount (Determinations Released)	\$14,663,099	
Minimum Claimed Amount	\$611	
Minimum Adjudicated Amount (Determinations Released)	\$0	

## DETERMINATIONS

### Determinations by Claim Range

Table 5

Claimed Amount (\$)	Number (Quarter)^	Cumulative Claimed Amount (\$)	Average Claimed Amount (\$)	Number awarded 100% of claimed amount (% of Number)
< \$5000	10	\$32,544	\$3,254	5 (50.0%)
\$5,000 - \$9,999	13	\$97,648	\$7,511	8 (61.5%)
\$10,000 - \$24,999	23	\$361,311	\$15,709	5 (21.7%)
\$25,000 - \$39,999	13	\$402,073	\$30,929	5 (38.5%)
\$40,000 - \$99,999	12	\$817,379	\$68,115	1 (0.1%)
\$100,000 - \$249,999	13	\$2,101,681	\$161,668	3 (2.3%)
\$250,000 - \$499,999	13	\$4,953,074	\$381,006	1(0.1%)
\$500,000 - \$749,999	1	\$740,267	\$740,267	nil
\$750,000 - \$999,999	1	\$927,299	\$927,299	nil
≥\$1,000,000	9	\$57,476,905	\$6,386,323	nil
<b>Total Number</b>	<b>108</b>			<b>28 (25.9%)</b>

^ Determinations released

### Determinations by Adjudicated Amounts

Table 6

Claimed Amount (\$)	Number (Quarter)^	Cumulative Adjudicated Amount (\$)	Average Adjudicated Amount (\$)
< \$5000	25	\$33,849	\$1,354
\$5,000 - \$9,999	12	\$88,444	\$7,370
\$10,000 - \$24,999	24	\$371,547	\$15,481
\$25,000 - \$39,999	8	\$266,774	\$33,347
\$40,000 - \$99,999	11	\$732,503	\$66,591
\$100,000 - \$249,999	13	\$1,961,706	\$150,900
\$250,000 - \$499,999	8	\$2,912,445	\$364,056
\$500,000 - \$749,999	1	\$549,944	\$549,944
\$750,000 - \$999,999	0	\$0	nil
≥\$1,000,000	6	\$32,624,516	\$5,437,419
<b>Total Number</b>	<b>108</b>		

^ Determinations released

## Adjudication Certificates Issued by Adjudicated Amounts

Table 7

Adjudicated Amount (\$)	Number (Quarter)^	Number of Certificates Issued	% of Certificates Issued
< \$5000*	10	3	30.0%
\$5,000 - \$9,999	12	6	50.0%
\$10,000 - \$24,999	24	7	29.2%
\$25,000 - \$39,999	8	4	50.0%
\$40,000 - \$99,999	11	3	27.3%
\$100,000 - \$249,999	13	4	30.8%
\$250,000 - \$499,999	8	0	nil
\$500,000 - \$749,999	1	1	100.0%
\$750,000 - \$999,999	0	0	nil
≥\$1,000,000	6	2	33.3%
<b>Total Number</b>	<b>93</b>	<b>30</b>	<b>32.2%</b>

^Determinations released

\*Adjudicated amounts of \$nil not counted (n=15)

## ADJUDICATION FEES

### Adjudication fees by Claim Range

Table 8

Claimed Amount (\$)	Number (Quarter)^	Average Fees (\$)			Average Fees %		
		Total	Respondent Share	Claimant Share	Total (1)	Respondent Share (2)	Claimant Share (3)
< \$5,000	10	\$5,153	\$456	\$59	15.8%	88.5%	11.5%
\$5,000 - \$9,999	13	\$8,835	\$575	\$105	9.0%	84.6%	15.4%
\$10,000 - \$24,999	23	\$18,503	\$665	\$140	5.1%	82.6%	17.4%
\$25,000 - \$39,999	13	\$17,102	\$1,113	\$202	4.3%	84.6%	15.4%
\$40,000 - \$99,999	12	\$47,107	\$3,108	\$818	5.8%	79.2%	20.8%
\$100,000 - \$249,999	13	\$45,963	\$2,720	\$816	2.2%	76.9%	23.1%
\$250,000 - \$499,999	13	\$76,832	\$3,637	\$2,273	1.6%	61.5%	38.5%
\$500,000 - \$749,999	1	\$17,520	\$12,264	\$5,256	2.4%	70.0%	30.0%
\$750,000 - \$999,999	1	\$8,875	\$8,875	\$0	1.0%	100.0%	nil
>\$1,000,000	9	\$205,677	\$18,409	\$4,444	0.4%	80.6%	19.4%
<b>Total Number</b>	<b>108</b>						

^Determinations released

(1) Average Adjudication Fee expressed as a percentage of the Average Claimed Amount shown in Table 6 on page 5.

(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)

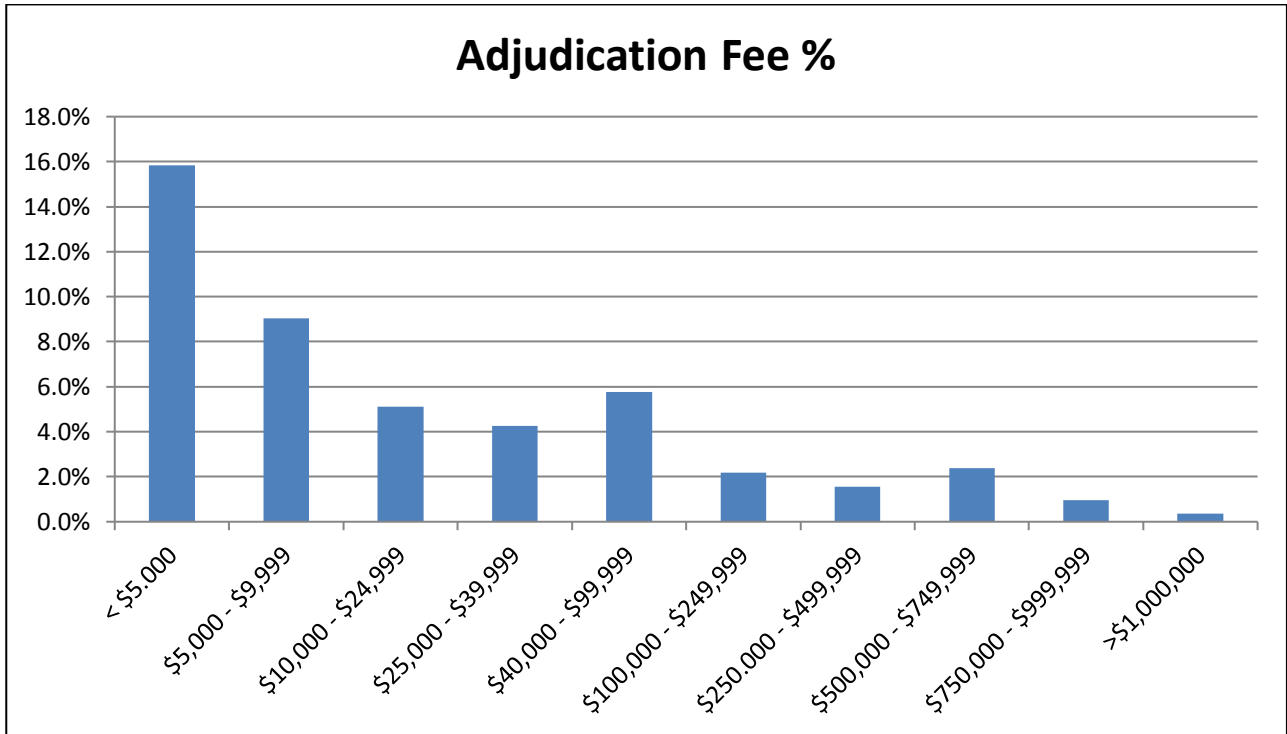
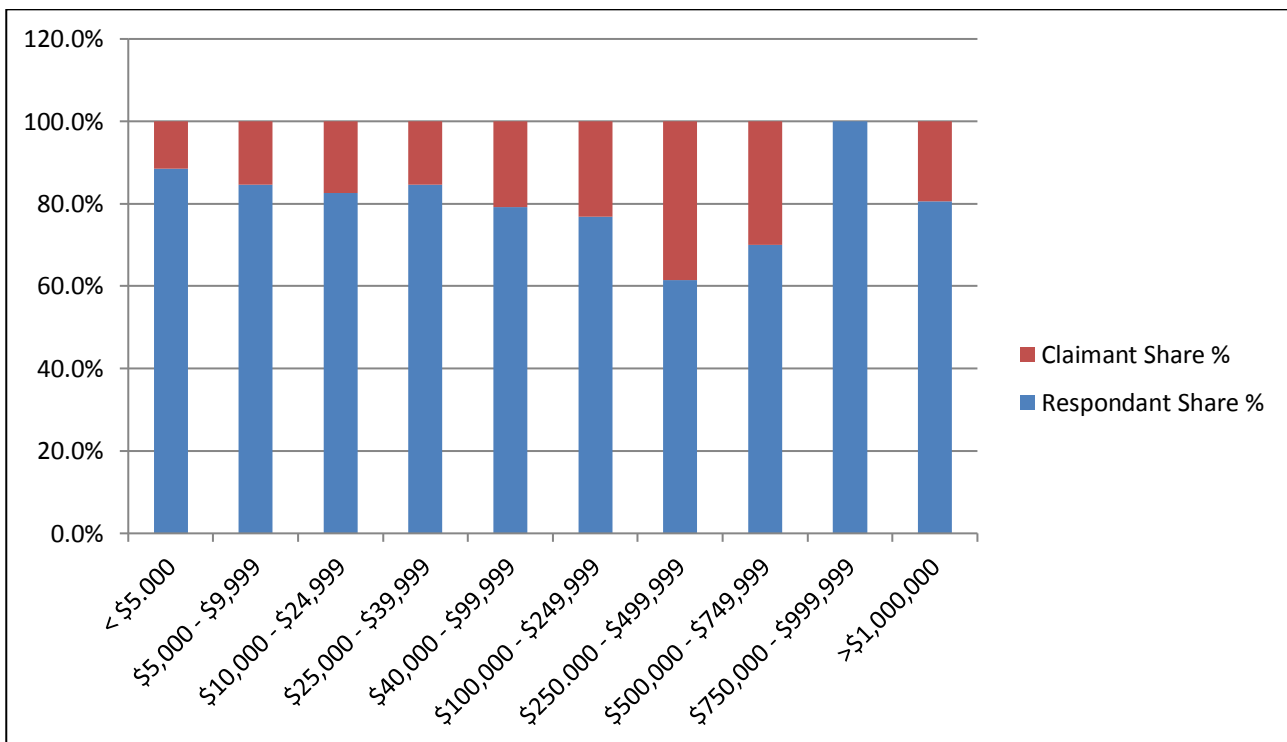


Figure 2: Parties Share of Adjudication Fees expressed as a % of Average Adjudication Fees (by Claim Range for this Quarter)





# ANA FEES

## ANA fees by Claim Range

Table 9

1. Claimed Amount (\$)	Number (Quarter)^	Average Fees (\$)			Average Fees %		
		Total	Respondent Share	Claimant Share	Total (1)	Respondent Share (2)	Claimant Share (3)
< \$5,000	10	\$2,621	\$232	\$30	8.1%	88.5%	11.5%
\$5,000 - \$9,999	13	\$4,873	\$317	\$58	5.0%	84.6%	15.4%
\$10,000 - \$24,999	23	\$9,876	\$355	\$75	2.7%	82.6%	17.4%
\$25,000 - \$39,999	13	\$9,728	\$633	\$115	2.4%	84.6%	15.4%
\$40,000 - \$99,999	12	\$17,885	\$1,180	\$311	2.2%	79.2%	20.8%
\$100,000 - \$249,999	13	\$20,758	\$1,228	\$368	1.0%	76.9%	23.1%
\$250,000 - \$499,999	13	\$27,344	\$1,052	\$1,052	0.6%	50.0%	50.0%
\$500,000 - \$749,999	1	\$5,989	\$4,193	\$1,797	0.8%	70.0%	30.0%
\$750,000 - \$999,999	1	\$2,004	\$2,004	\$0	0.2%	100.0%	nil
>\$1,000,000	9	\$78,572	\$7,033	\$1,698	0.1%	80.6%	19.4%
<b>Total Number</b>	<b>108</b>						

^Determinations released

(1) Average ANA Fee expressed as a percentage of the Average Claimed Amount shown in Table 6 on page 5.

(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)

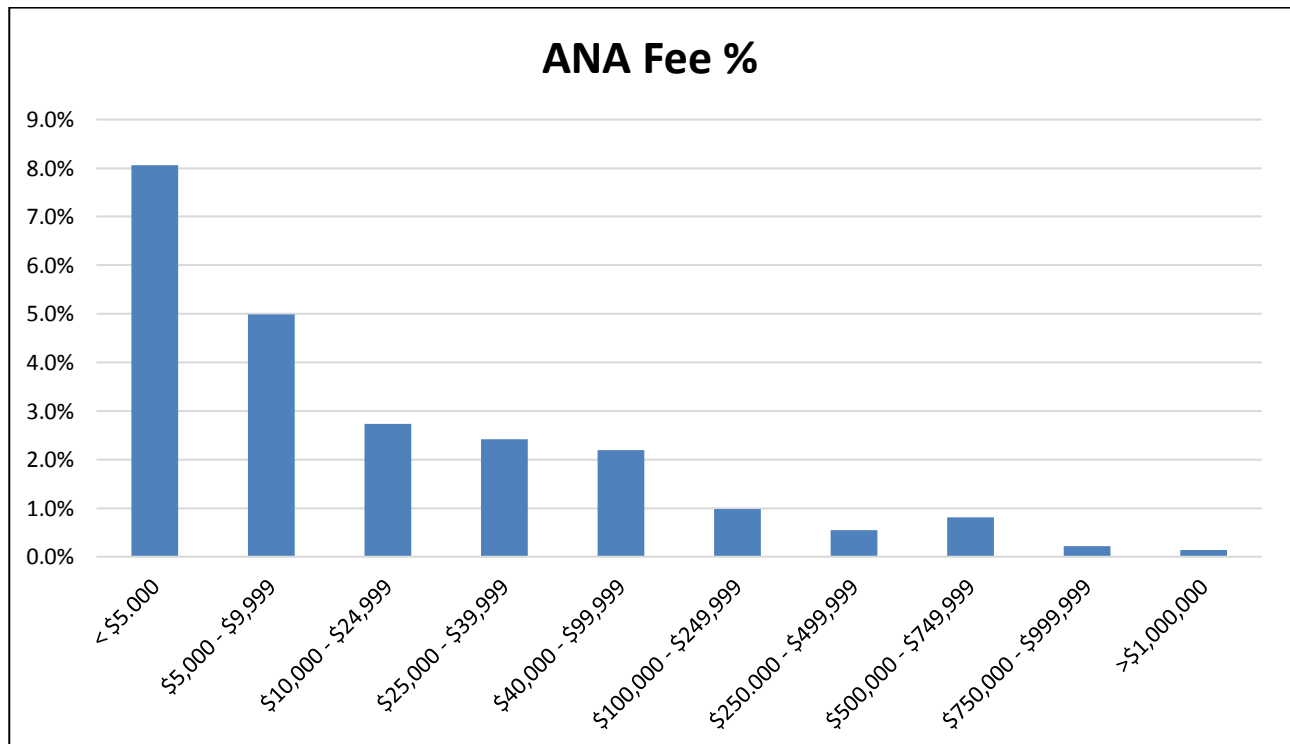
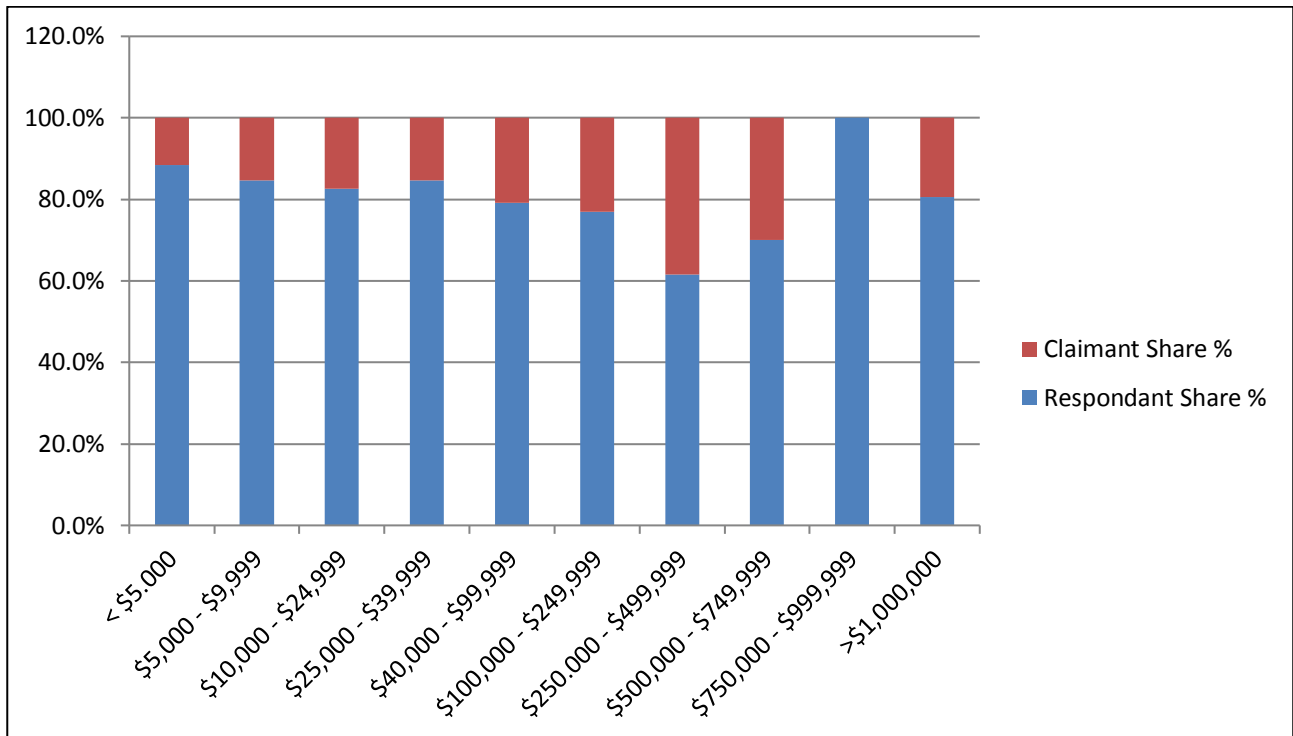


Figure 4: Parties Share of ANA Fees expressed as a % of Average ANA Fees (by Claim Range for this Quarter)



## Adjudicator versus ANA Fees

Table 10

Adjudicator V. ANA Fees <sup>^</sup>	Quarter \$	YTD \$	% of Total Fees
Adjudicator	\$451,567	\$1,263,457	70.1%
ANA	\$179,651	\$538,986	29.9%
<b>Total Adjudication Fee</b>	<b>\$631,218</b>	<b>\$1,802,443</b>	<b>100.0%</b>

<sup>^</sup>Determinations released

## Total Adjudication Fees Statistics

Table 11

Total Adjudication Fee Statistics <sup>^</sup>	Quarter \$
Total Adjudication Fees*	\$631,218
Average Total Adjudication Fee	\$5,845
Max Total Adjudication Fee	\$54,020
Min Total Adjudication Fee	\$236

<sup>^</sup>Determinations released

\*Shown in Table 10 above

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