

# Building and Construction Industry Security of Payment Act 1999

## Adjudication Activity Statistics

Quarterly Report - No. 4

1 April 2018 to 30 June 2018

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Coverage of this Report: This progress report contains adjudication statistics for the period commencing 1 April 2018 and ending on 30 June 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	200	937
Determinations released	107	467
Determinations pending release	93	470

Table 1(b)

Application by Section	Number (Quarter)	YTD
s.17(1)(a)(i)	93	501
s.17(1)(a)(ii)	0	10
s.17(1)(b)	107	426
<b>Total Number</b>	<b>200</b>	<b>937</b>

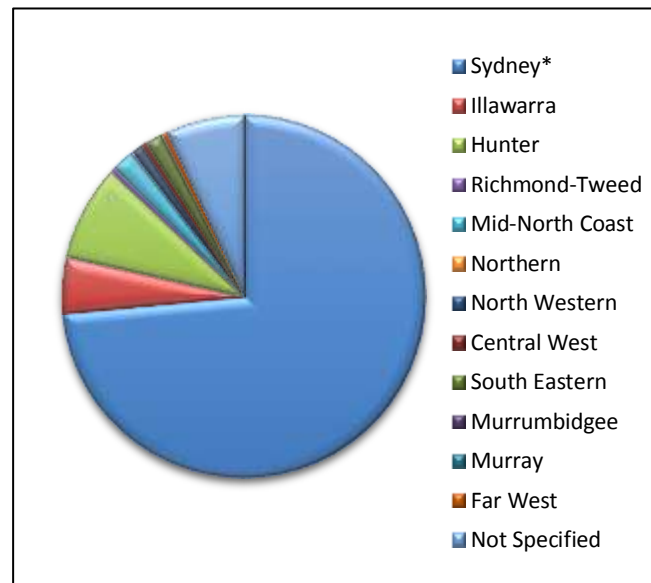
## Applications by Region

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*	147	73.5%
Illawarra	10	5.0%
Hunter	17	8.5%
Richmond-Tweed	1	0.5%
Mid-North Coast	4	2.0%
Northern	0	0.0%
North Western	2	1.0%
Central West	1	0.5%
South Eastern	3	1.5%
Murrumbidgee	0	0.0%
Murray	0	0.0%
Far West	1	0.5%
Not Specified	14	7.0%
<b>Total Number</b>	<b>200</b>	<b>100.0%</b>

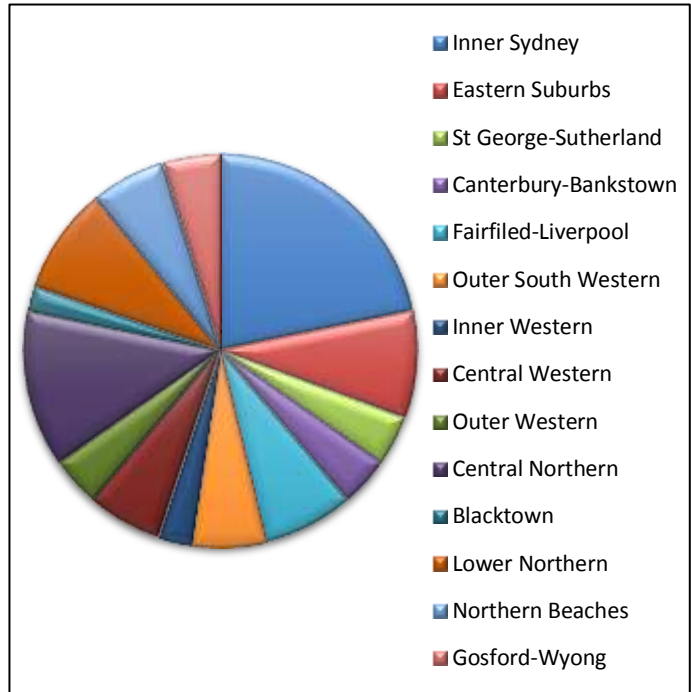


\*See 'Sydney Distribution' Table 2(b) on page 3

## Sydney Distribution

Table 2(b)

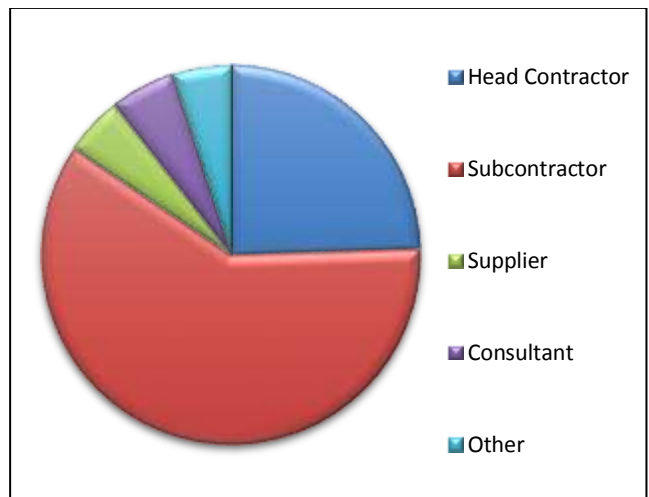
Region (Sydney)	Number (Quarter)	% of Total
Inner Sydney	32	21.8%
Eastern Suburbs	13	8.8%
St George-Sutherland	6	4.1%
Canterbury-Bankstown	6	4.1%
Fairfield-Liverpool	11	7.5%
Outer South Western	9	6.1%
Inner Western	4	2.7%
Central Western	9	6.1%
Outer Western	6	4.1%
Central Northern	19	12.9%
Blacktown	3	2.0%
Lower Northern	13	8.8%
Northern Beaches	9	6.1%
Gosford-Wyong	7	4.8%
<b>Total Number</b>	<b>147</b>	<b>100.0%</b>



## Application by Claimant Type

Table 3(a)

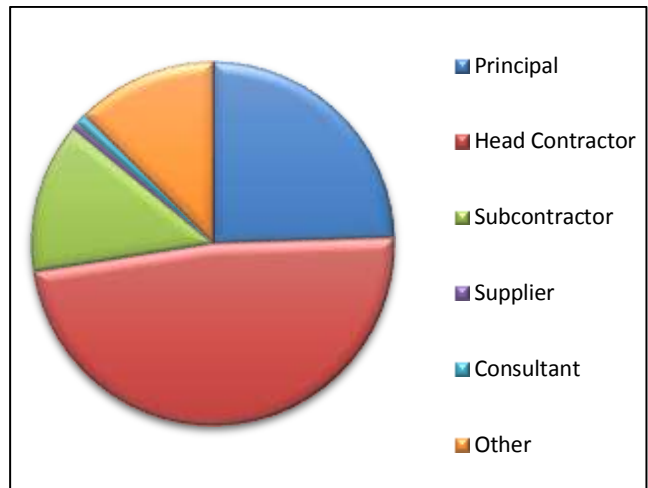
Claimant Distribution	Number (Quarter)	% of Total
Head Contractor	49	24.5%
Subcontractor	120	60.0%
Supplier	10	5.0%
Consultant	11	5.5%
Other	10	5.0%
<b>Total Number</b>	<b>200</b>	<b>100.0%</b>



## Application by Respondent Type

Table 3(b)

Respondent Distribution	Number (Quarter)	% of Total
Principal	49	24.5%
Head Contractor	96	48.0%
Subcontractor	27	13.5%
Supplier	1	0.5%
Consultant	2	1.0%
Other	25	12.5%
<b>Total Number</b>	<b>200</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	\$1,748,427,699	\$3,528,571,624
Total Value Claimed Amounts (Determinations released)	\$895,346,836	\$1,065,730,039
Total Value Adjudicated Amounts (Determinations Released)	\$93,606,954	\$171,691,411
Average Claimed Amount	\$8,742,138	
Average Adjudicated Amount (Determinations Released)	\$874,831	
Maximum Claim Amount	\$815,899,685	
Maximum Adjudicated Amount (Determinations Released)	\$69,862,380	
Minimum Claimed Amount	\$1,088	
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	5	\$18,365	\$3,673	1 (20.0%)
\$5,000 - \$9,999	15	\$112,734	\$7,516	8 (53.3%)
\$10,000 - \$24,999	23	\$363,348	\$15,798	9 (39.1%)
\$25,000 - \$39,999	10	\$297,465	\$29,747	4 (40.0%)
\$40,000 - \$99,999	12	\$779,848	\$64,987	4 (33.3%)
\$100,000 - \$249,999	15	\$2,311,388	\$154,093	1 (0.1%)
\$250,000 - \$499,999	8	\$2,861,881	\$357,735	nil
\$500,000 - \$749,999	5	\$2,879,660	\$575,932	1 (20.0%)
\$750,000 - \$999,999	1	\$936,234	\$936,234	nil
≥\$1,000,000	13	\$884,785,913	\$68,060,455	1 (0.1%)
<b>Total Number</b>	<b>107</b>			<b>29 (27.1%)</b>

^ Determinations released

### Determinations by Adjudicated Amounts

Table 6

Claimed Amount (\$)	Number (Quarter)^	Cumulative Adjudicated Amount (\$)	Average Adjudicated Amount (\$)
< \$5000	24	\$27,890	\$1,162
\$5,000 - \$9,999	12	\$92,420	\$7,702
\$10,000 - \$24,999	19	\$304,154	\$16,008
\$25,000 - \$39,999	8	\$231,619	\$28,952
\$40,000 - \$99,999	12	\$775,591	\$64,633
\$100,000 - \$249,999	17	\$2,827,271	\$166,310
\$250,000 - \$499,999	4	\$1,355,363	\$338,841
\$500,000 - \$749,999	2	\$1,222,503	\$611,252
\$750,000 - \$999,999	2	\$1,811,819	\$905,909
≥\$1,000,000	7	\$84,958,323	\$12,136,903
<b>Total Number</b>	<b>107</b>		

^ Determinations released

## Adjudication Certificates Issued by Adjudicated Amounts

Table 7

Adjudicated Amount (\$)	Number (Quarter)^	Number of Certificates Issued	% of Certificates Issued
< \$5000*	10	2	20.0%
\$5,000 - \$9,999	12	4	33.3%
\$10,000 - \$24,999	19	8	42.1%
\$25,000 - \$39,999	8	2	25.0%
\$40,000 - \$99,999	12	5	41.7%
\$100,000 - \$249,999	17	6	35.3%
\$250,000 - \$499,999	4	0	nil
\$500,000 - \$749,999	1	1	100.0%
\$750,000 - \$999,999	2	0	nil
≥\$1,000,000	7	3	42.9%
<b>Total Number</b>	<b>92</b>	<b>31</b>	<b>33.7%</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	5	\$2,685	\$537	\$0	14.6%	100.0%	nil
\$5,000 - \$9,999	15	\$11,042	\$577	\$159	9.8%	78.3%	21.7%
\$10,000 - \$24,999	23	\$19,087	\$704	\$126	5.3%	84.8%	15.2%
\$25,000 - \$39,999	10	\$22,082	\$1,822	\$386	7.4%	82.5%	17.5%
\$40,000 - \$99,999	12	\$34,813	\$2,538	\$363	4.5%	87.5%	12.5%
\$100,000 - \$249,999	15	\$75,505	\$4,027	\$1,007	3.3%	80.0%	20.0%
\$250,000 - \$499,999	8	\$65,845	\$5,659	\$2,572	2.3%	68.8%	31.3%
\$500,000 - \$749,999	5	\$64,429	\$9,020	\$3,866	2.2%	70.0%	30.0%
\$750,000 - \$999,999	1	\$11,328	\$11,328	\$0	1.2%	100.0%	nil
>\$1,000,000	13	\$135,859	\$8,441	\$2,010	0.0%	80.8%	19.2%
<b>Total Number</b>	<b>107</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)

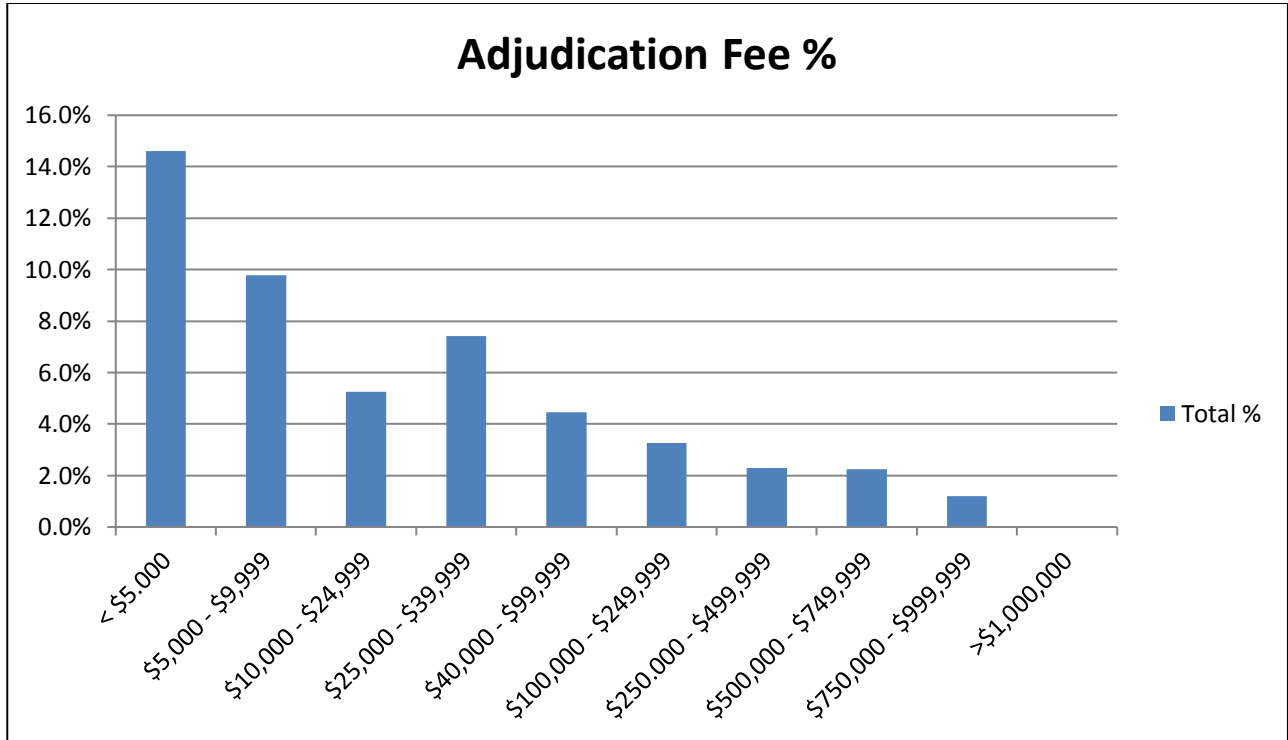
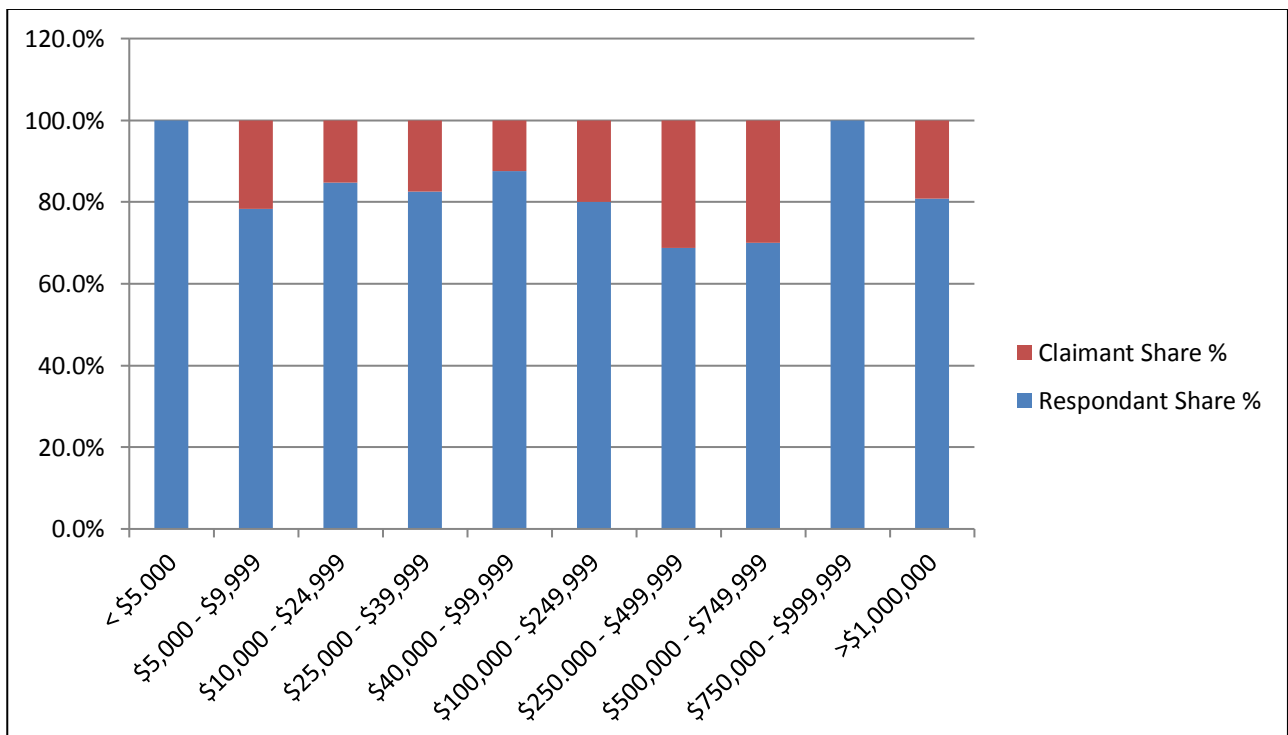


Figure 2: Parties Share of Adjudication Fees expressed as a % of Average Adjudication Fees (by Claim Range for this Quarter)





# 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	5	\$1,376	\$275	\$0	7.5%	100.0%	nil
\$5,000 - \$9,999	15	\$6,033	\$302	\$101	5.4%	75.0%	25.0%
\$10,000 - \$24,999	23	\$10,380	\$383	\$69	2.9%	84.8%	15.2%
\$25,000 - \$39,999	10	\$6,719	\$521	\$151	2.3%	77.5%	22.5%
\$40,000 - \$99,999	12	\$12,355	\$901	\$129	1.6%	87.5%	12.5%
\$100,000 - \$249,999	15	\$32,603	\$1,739	\$435	1.4%	80.0%	20.0%
\$250,000 - \$499,999	8	\$28,053	\$1,972	\$1,534	1.0%	56.3%	43.8%
\$500,000 - \$749,999	5	\$16,469	\$2,306	\$988	0.6%	70.0%	30.0%
\$750,000 - \$999,999	1	\$6,136	\$6,136	\$0	0.7%	100.0%	nil
>\$1,000,000	13	\$43,878	\$2,467	\$909	0.0%	73.1%	26.9%
<b>Total Number</b>	<b>107</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)

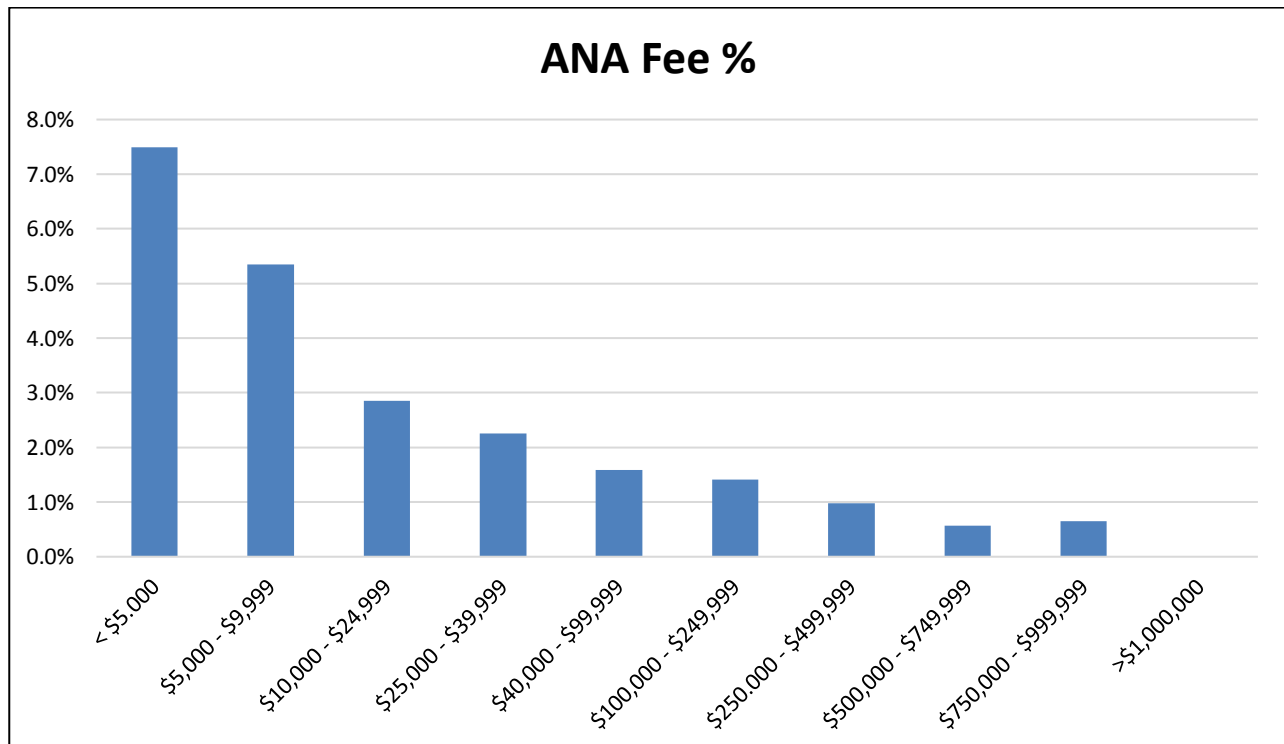
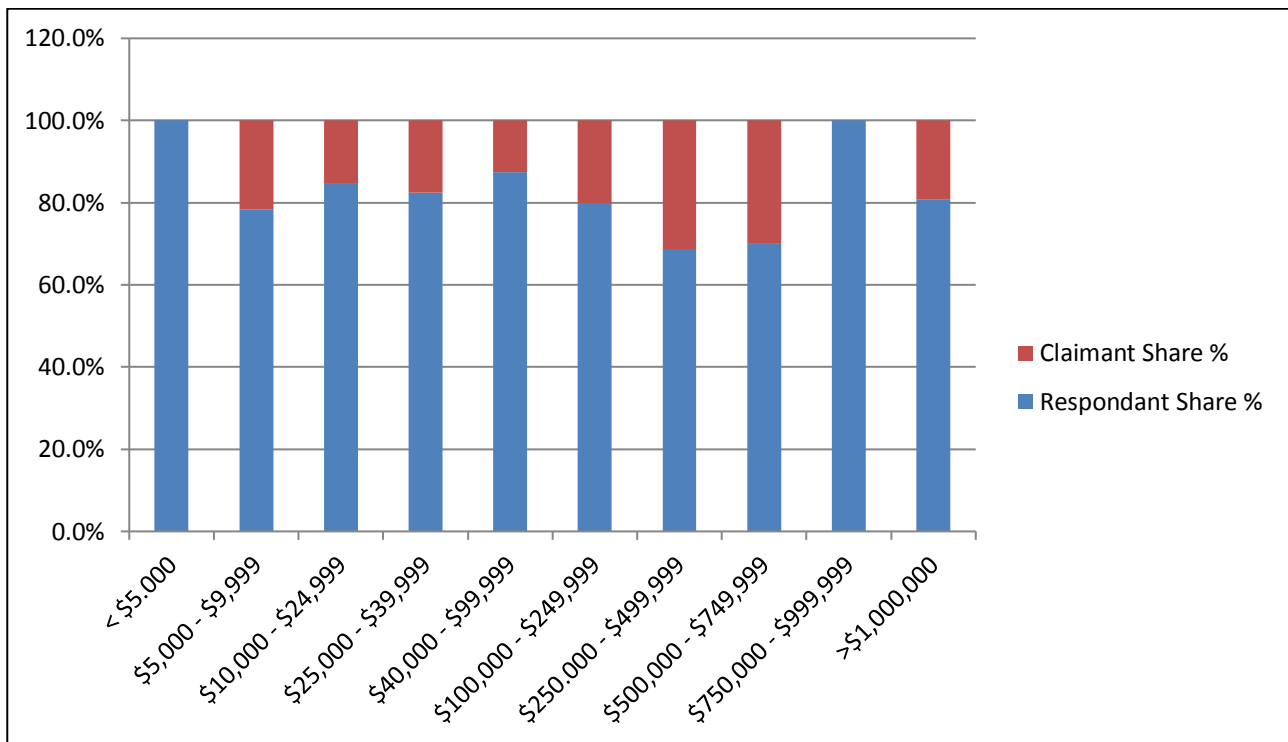


Figure 4: Parties Share of ANA Fees expressed as a % of Average ANA Fees (by Claim Range for this Quarter)



## Adjudicator versus ANA Fees

Table 10

Adjudicator V. ANA Fees <sup>^</sup>	Quarter \$	YTD \$	% of Total Fees
Adjudicator	\$442,675	\$1,706,132	70.4%
ANA	\$178,303	\$717,289	29.6%
<b>Total Adjudication Fee</b>	<b>\$620,978</b>	<b>\$2,423,421</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*	\$620,978
Average Total Adjudication Fee	\$5,804
Max Total Adjudication Fee	\$40,700
Min Total Adjudication Fee	\$330

<sup>^</sup>Determinations released  
<sup>\*</sup>Shown in Table 10 above

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