



Finance
& Services

Building and Construction Industry Security of Payment Act 1999

Adjudication Activity Statistics

Quarterly Report — No. 3

1 July 2012 to 31 Mar 2013



Disclaimer - The statistics presented in this publication are based on data provided by the Authorised Nominating Authorities to the Department. The State of New South Wales disclaims any liability (including for negligence) to any person in respect of anything and the consequences of anything done or not done by any such person in reliance upon anything in or omitted in these statistics.

© Crown in right of New South Wales through the Department of Finance & Services 2013

Coverage of this Report: This report contains adjudication activity statistics for the period commencing on 01/07/2012 and ending on 31/3/2013.

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

Prepared by



Adjudication Research + Reporting Unit

APPLICATIONS

Applications by Number, Status & Section

Table 1(a)

Number and Status	YTD	YTD (last year)
Applications lodged	737	842
Determination released	520	544
Determination pending release	84	200
Application completed but not determined	133	98

Note: 'Application completed but not determined' is an application where the determination has not been released and is not pending release.

Table 1(b)

Application by Section	YTD	YTD (last year)
s.17(1)(a)(i)	348	482
s.17(1)(a)(ii)	5	16
s.17(1)(b)	384	344
Total Number	737	842

Applications by Region

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

State-wide Distribution

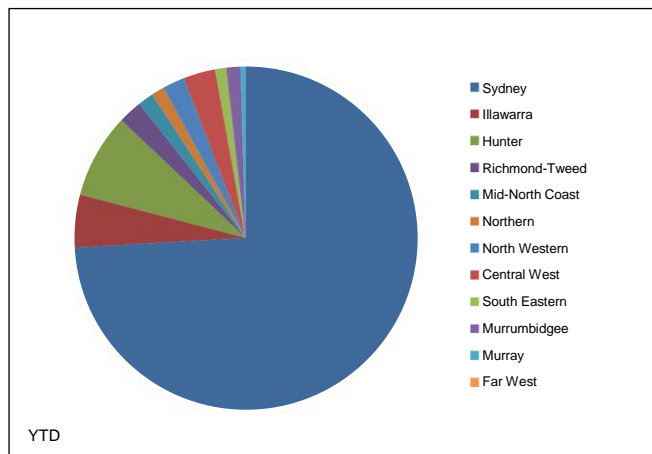


Table 2(a)

Region (State-wide)	YTD (% of Total)
Sydney*	492 (74.1%)
Illawarra	33 (5.0%)
Hunter	53 (8.0%)
Richmond-Tweed	15 (2.3%)
Mid-North Coast	10(1.5%)
Northern	8 (1.2%)
North Western	14 (2.1%)
Central West	20 (3.0%)
South Eastern	7 (1.1%)
Murrumbidgee	9 (1.4%)
Murray	3 (0.5%)
Far West	nil
Total Number	664 (100%)

* See 'Sydney Distribution' Table 2(b) below
Note - Total number of responses: YTD = 664

Sydney Distribution

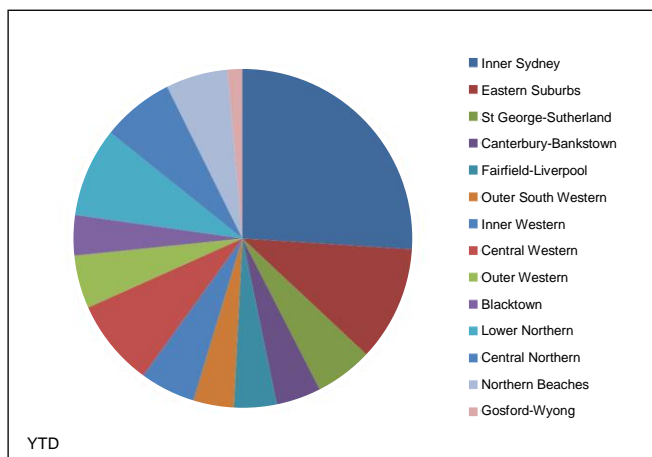


Table 2(b)

Region (Sydney)	YTD (% of Total)
Inner Sydney	128 (26.0%)
Eastern Suburbs	54 (11.0%)
St George-Sutherland	27 (5.5%)
Canterbury-Bankstown	21 (4.3%)
Fairfield-Liverpool	20 (4.1%)
Outer South Western	19 (3.9%)
Inner Western	26 (5.3%)
Central Western	41 (8.3%)
Outer Western	25 (5.1%)
Blacktown	19 (3.9%)
Lower Northern	42 (8.5%)
Central Northern	34 (6.9%)
Northern Beaches	29 (5.9%)
Gosford-Wyong	7 (1.4%)
Total Number	492 (100%)

Application by Claimant Type

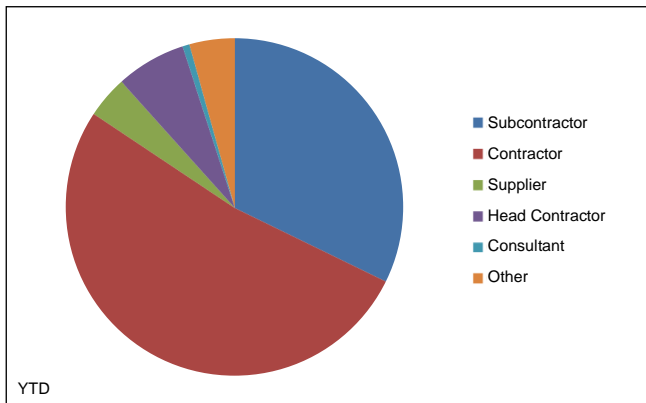


Table 3(a)

Claimant Distribution	YTD (% of Total)
Subcontractor	97 (32.2%)
Contractor	157 (52.2%)
Supplier	12 (4.0%)
Head Contractor	20 (6.6%)
Consultant	2 (0.7%)
Other	13 (4.3%)
Total Number	301 (100%)

Note - Total number of responses: YTD = 301

Application by Respondent Type

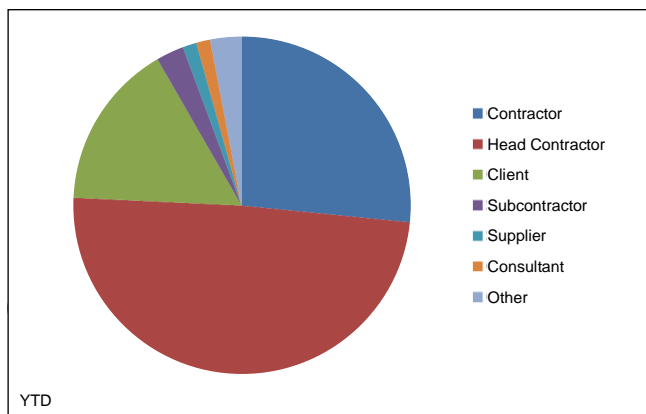


Table 3(b)

Respondent Distribution	YTD (% of Total)
Contractor	80 (26.6%)
Head Contractor	148 (49.2%)
Client	48 (15.9%)
Subcontractor	8 (2.7%)
Supplier	4 (1.3%)
Consultant	4 (1.3%)
Other	9 (3.0%)
Total Number	301 (100%)

Note - Total number of responses: YTD = 301

CLAIMED AMOUNT

Claimed Amount Statistics

Table 4

Claimed Amount Statistics	YTD (\$)	YTD (\$) (last year)
Total value of claimed amounts	121,824,013	187,573,368
Total value of claimed amounts (Determination released)	85,956,708	119,204,744
Av. claimed amount	165,297	222,771
Av. claimed amount (Determination released)	165,301	219,126
Max. claimed amount	7,275,468	20,681,622
Max. claimed amount (Determination released)	6,824,415	17,021,809
Min. claimed amount	97	420
Min. claimed amount (Determination released)	440	420

DETERMINATIONS

Claimed versus Adjudicated Amounts

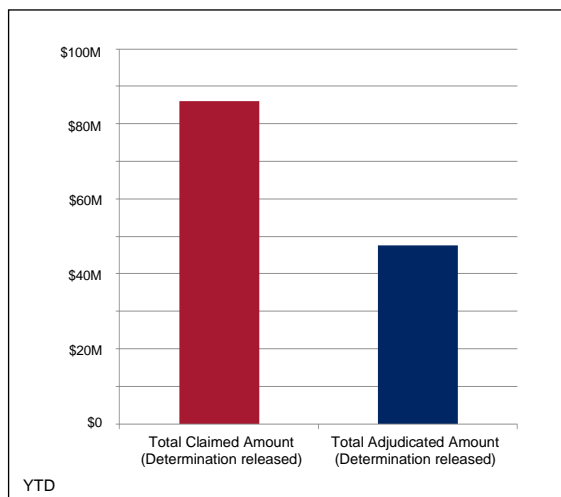


Table 5

Claimed v. Adjudicated Amounts [†]	YTD (\$)
Total value of claimed amounts*	85,956,708
Total value of adjudicated amounts	47,632,566

[†] Determination released
* Shown in Table 4 above

Determinations by Claim Range

Table 6

Claimed Amount (\$)	Number (YTD) [†]	Av. Claimed Amount (\$)	Av. Determined (\$ (% of Av. Claimed Amount))	Number awarded 100% of the claimed amount (% of Number)
< 5,000	86	2,650	2,593 (98%)	74 (86%)
5,000-9,999	85	7,461	7,025 (94%)	57 (67%)
10,000-24,999	101	16,440	13,513 (82%)	59 (58%)
25,000-39,999	59	31,517	27,416 (87%)	35 (59%)
40,000-99,999	75	65,891	54,790 (83%)	35 (47%)
100,000-249,999	60	146,641	110,066 (75%)	19 (32%)
250,000-499,999	21	329,602	197,934 (60%)	4 (19%)
500,000-749,999	8	603,000	344,395 (57%)	nil
750,000-999,999	5	821,324	478,775 (58%)	nil
≥ 1,000,000	20	2,599,109	1,190,558 (46%)	1 (5%)
Total number	520			284 (55%)

[†] Determination released

Adjudication Certificates Issued by Adjudicated Amount

Table 7

Adjudicated Amount (\$)	Number (YTD) [†]	Number of Certificates Issued (% of Number)
< 5,000*	99	55 (56%)
5,000-9,999	80	47 (59%)
10,000-24,999	99	50 (51%)
25,000-39,999	53	28 (53%)
40,000-99,999	82	38 (46%)
100,000-249,999	46	16 (35%)
250,000-499,999	13	4 (31%)
500,000-749,999	8	nil
750,000-999,999	6	2 (33%)
≥ 1,000,000	7	1 (14%)
Total number	493	241 (49%)

[†] Determination released

* Adjudicated amounts of \$nil not counted (n=27)

ADJUDICATION FEES

Adjudication fees by Claim Range

Table 8

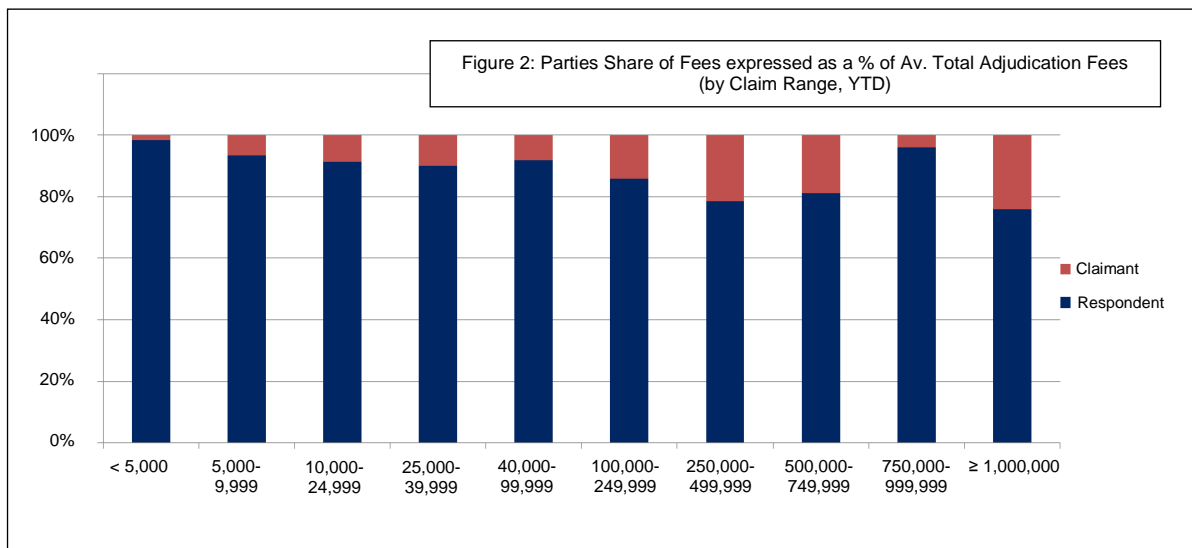
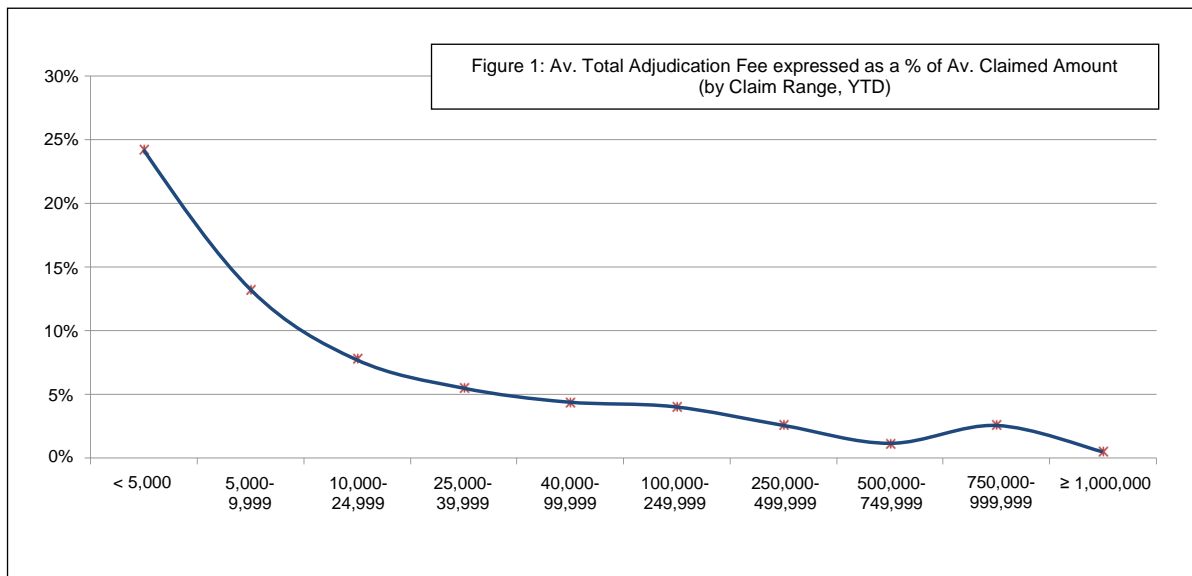
Claimed Amount (\$)	Number (YTD) [†]	Av. Fees (\$)			Av. Fees (%)		
		Total	Respondent Share	Claimant Share	Total ¹	Respondent Share ²	Claimant Share ³
<5,000	86	642	630	11	24.2%	98.3%	1.7%
5,000-9,999	85	987	921	66	13.2%	93.4%	6.6%
10,000-24,999	101	1,286	1,175	111	7.8%	91.3%	8.7%
25,000-39,999	59	1,754	1,578	175	5.6%	90.0%	10.0%
40,000-99,999	75	2,896	2,656	239	4.4%	91.7%	8.3%
100,000-249,999	60	5,982	5,135	847	4.1%	85.8%	14.2%
250,000-499,999	21	8,618	6,772	1,847	2.6%	78.6%	21.4%
500,000-749,999	8	7,043	5,723	1,321	1.2%	81.3%	18.8%
750,000-999,999	5	21,463	20,605	859	2.6%	96.0%	4.0%
≥ 1,000,000	20	14,669	11,148	3,521	0.6%	76.0%	24.0%
Total number	520						

[†] Determination released

¹ Av. Total Adjudication Fee expressed as a percentage of the Av. Claimed Amount (Av. Claimed Amount is shown in Table 6 above). See Fig. 1 below.

² Av. Respondent share expressed as a percentage of the Av. Total Adjudication Fee.

³ Av. Claimant share expressed as a percentage of the Av. Total Adjudication Fee. } See comparative breakup in Fig. 2 below.



Adjudicator versus ANA Fees

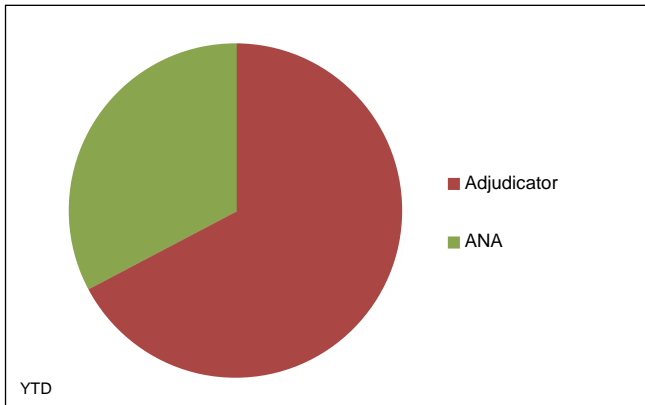


Table 9

Adjudicator v. ANA Fees [†]	YTD (\$) (% of Total Fees)
Adjudicator	1,077,529 (67.9%)
ANA	509,058 (32.1%)
Total adjudication fee	1,586,587 (100%)

[†] Determination released

Adjudication Fees Statistics

Table 10

Adjudication Fee Statistics [†]	YTD (\$)
Total adjudication fees*	1,586,587
Av. total adjudication fee	3,051
Max. total adjudication fee	67,747
Min. total adjudication fee	nil

[†] Determination released
* Shown in Table 9 above



Department of Finance & Services
McKell Building
2-14 Rawson Place Sydney NSW 2000
T: 02 9372 8970 F: 02 9372 7070
www.services.nsw.gov.au