



Finance
& Services

Building and Construction Industry Security of Payment Act 1999

Adjudication Activity Statistics

Quarterly Report — No. 3

1 July 2013 to 31 Mar 2014



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Coverage of this Report: This progress report contains adjudication activity statistics for the period commencing on 1 July 2013 and ending on 31 March 2014.

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 (last year) | YTD | YTD (last year) |
|--|-----|-----------------|
| Applications lodged | 592 | 737 |
| Determination released | 411 | 520 |
| Determination pending release | 145 | 84 |
| Application completed but not determined | 36 | 133 |

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) | 296 | 348 |
| s.17(1)(a)(ii) | 1 | 5 |
| s.17(1)(b) | 295 | 384 |
| Total Number | 592 | 737 |

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

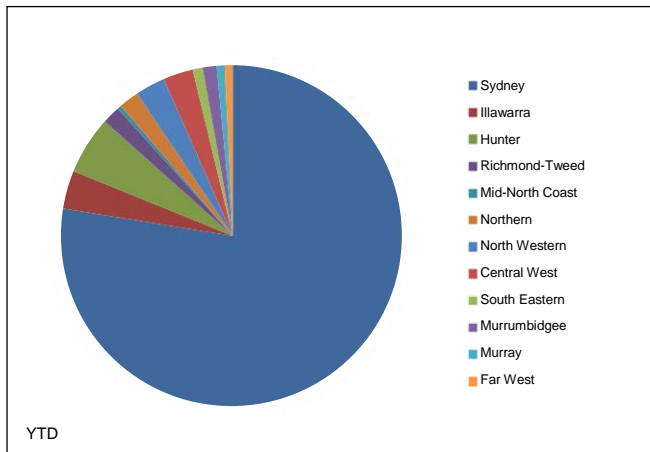


Table 2(a)

| Region (State-wide) | YTD (% of Total) |
|---------------------|-------------------|
| Sydney* | 411 (77.5%) |
| Illawarra | 19 (3.6%) |
| Hunter | 29 (5.5%) |
| Richmond-Tweed | 9 (1.7%) |
| Mid-North Coast | 2 (0.4%) |
| Northern | 10 (1.9%) |
| North Western | 15 (2.8%) |
| Central West | 15 (2.8%) |
| South Eastern | 5 (0.9%) |
| Murrumbidgee | 7 (1.3%) |
| Murray | 4 (0.8%) |
| Far West | 4 (0.8%) |
| Total Number | 530 (100%) |

* See 'Sydney Distribution' Table 2(b) below.
Note - Total number of responses: YTD = 530

Sydney Distribution

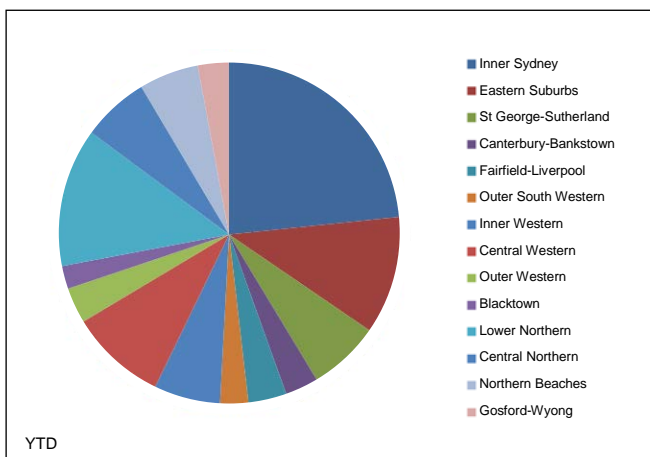


Table 2(b)

| Region (Sydney) | YTD (% of Total) |
|----------------------|-------------------|
| Inner Sydney | 96 (23.4%) |
| Eastern Suburbs | 46 (11.2%) |
| St George-Sutherland | 28 (6.8%) |
| Canterbury-Bankstown | 13 (3.2%) |
| Fairfield-Liverpool | 15 (3.6%) |
| Outer South Western | 11 (2.7%) |
| Inner Western | 26 (6.3%) |
| Central Western | 38 (9.2%) |
| Outer Western | 14 (3.4%) |
| Blacktown | 9 (2.2%) |
| Lower Northern | 54 (13.1%) |
| Central Northern | 26 (6.3%) |
| Northern Beaches | 23 (5.6%) |
| Gosford-Wyong | 12 (2.9%) |
| Total Number | 411 (100%) |

Application by Claimant Type

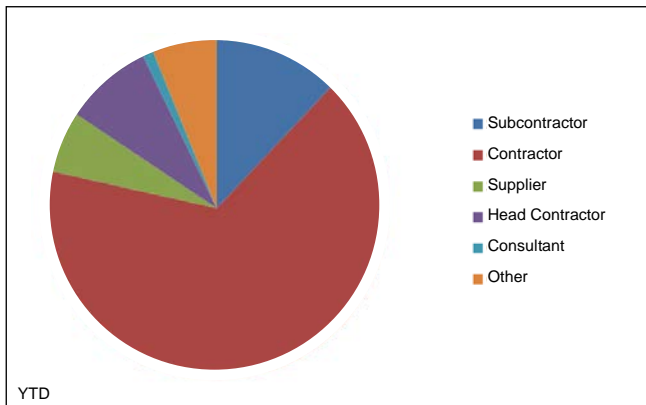


Table 3(a)

| Claimant Distribution | YTD (% of Total) |
|-----------------------|-------------------|
| Subcontractor | 47 (12.0%) |
| Contractor | 260 (66.5%) |
| Supplier | 23 (5.9%) |
| Head Contractor | 33 (8.4%) |
| Consultant | 4 (1.0%) |
| Other | 24 (6.1%) |
| Total Number | 391 (100%) |

Note - Total number of responses: YTD = 391

Application by Respondent Type

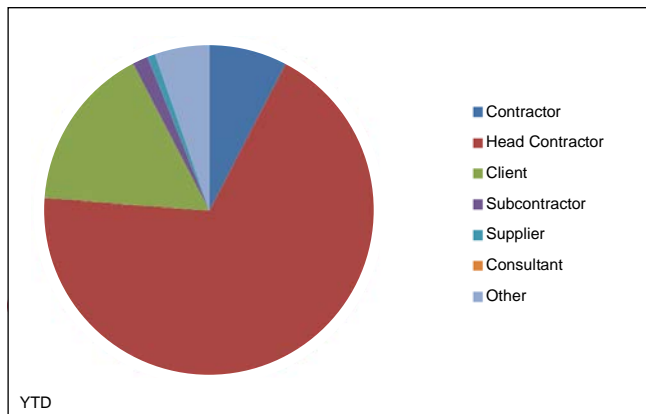


Table 3(b)

| Respondent Distribution | YTD (% of Total) |
|-------------------------|-------------------|
| Contractor | 30 (7.7%) |
| Head Contractor | 268 (68.5%) |
| Client | 63 (16.1%) |
| Subcontractor | 6 (1.5%) |
| Supplier | 3 (0.8%) |
| Consultant | nil |
| Other | 21 (5.4%) |
| Total Number | 391 (100%) |

Note - Total number of responses: YTD = 391

CLAIMED AMOUNT

Claimed Amount Statistics

Table 4

| Claimed Amount Statistics | YTD (\$) | YTD (\$) (last year) |
|---|-------------|-------------------------|
| Total value of claimed amounts | 254,659,728 | 121,824,013 |
| Total value of claimed amounts (Determination released) | 168,497,077 | 85,956,708 |
| Av. claimed amount | 430,896 | 165,297 |
| Av. claimed amount (Determination released) | 409,969 | 165,301 |
| Max. claimed amount | 65,246,030 | 7,275,468 |
| Max. claimed amount (Determination released) | 65,246,030 | 6,824,415 |
| Min. claimed amount | 374 | 97 |
| Min. claimed amount (Determination released) | 374 | 440 |

DETERMINATIONS

Claimed versus Adjudicated Amounts

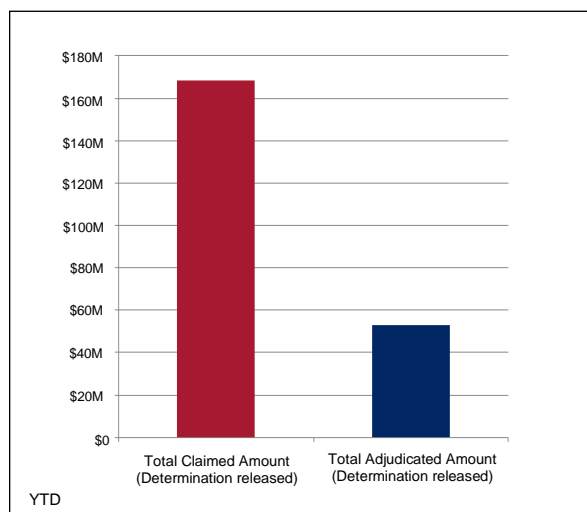


Table 5

| Claimed v. Adjudicated Amounts [†] | YTD (\$) |
|---|-------------|
| Total value of claimed amounts* | 168,497,077 |
| Total value of adjudicated amounts | 53,156,984 |

[†] 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 | 46 | 2,615 | 2,379 (91%) | 39 (85%) |
| 5,000-9,999 | 51 | 7,219 | 6,986 (97%) | 42 (82%) |
| 10,000-24,999 | 79 | 16,241 | 13,162 (81%) | 49 (62%) |
| 25,000-39,999 | 41 | 31,056 | 24,726 (80%) | 20 (49%) |
| 40,000-99,999 | 71 | 64,211 | 49,277 (77%) | 25 (35%) |
| 100,000-249,999 | 53 | 164,792 | 120,878 (73%) | 15 (28%) |
| 250,000-499,999 | 33 | 345,092 | 228,806 (66%) | 7 (21%) |
| 500,000-749,999 | 5 | 655,165 | 264,422 (40%) | nil |
| 750,000-999,999 | 7 | 801,276 | 298,072 (37%) | nil |
| ≥ 1,000,000 | 25 | 5,275,463 | 1,190,930 (23%) | 2 (8%) |
| Total number | 411 | | | 199 (48%) |

[†] Determination released

Adjudication Certificates Issued by Adjudicated Amount

Table 7

| Adjudicated Amount (\$) | Number (YTD) [†] | Number of Certificates Issued (% of Number) |
|-------------------------|---------------------------|---|
| < 5,000* | 53 | 29 (55%) |
| 5,000-9,999 | 55 | 27 (49%) |
| 10,000-24,999 | 77 | 48 (62%) |
| 25,000-39,999 | 39 | 22 (56%) |
| 40,000-99,999 | 67 | 31 (46%) |
| 100,000-249,999 | 45 | 18 (40%) |
| 250,000-499,999 | 29 | 8 (28%) |
| 500,000-749,999 | 5 | 3 (60%) |
| 750,000-999,999 | 1 | 1 (100%) |
| ≥ 1,000,000 | 7 | 1 (14%) |
| Total number | 378 | 188 (50%) |

[†] Determination released

* Adjudicated amounts of \$nil not counted (n=33)

ADJUDICATION FEES

Adjudication fees by Claim Range

Table 8

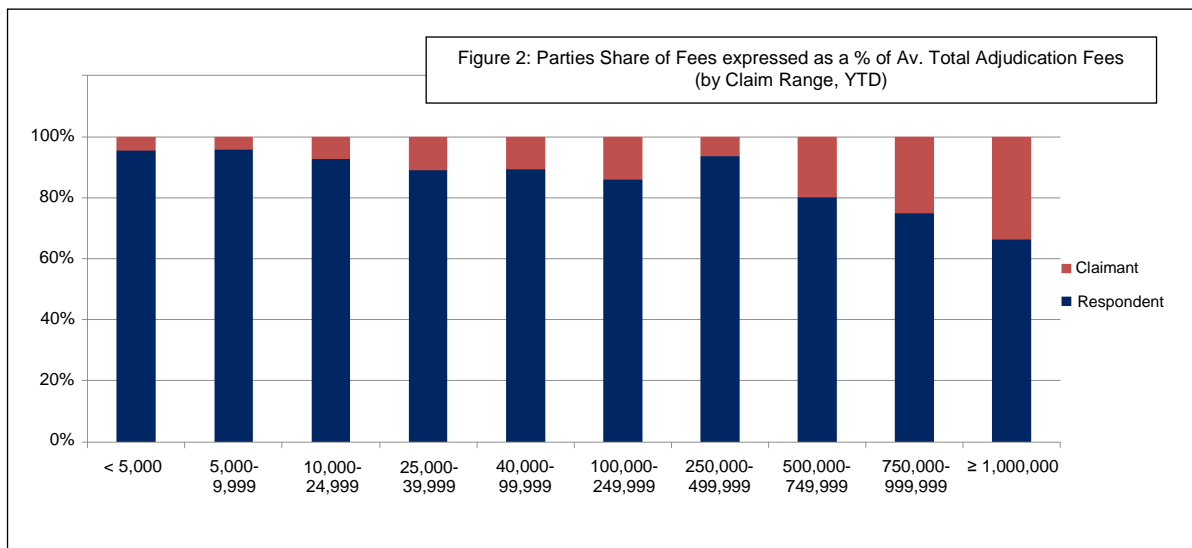
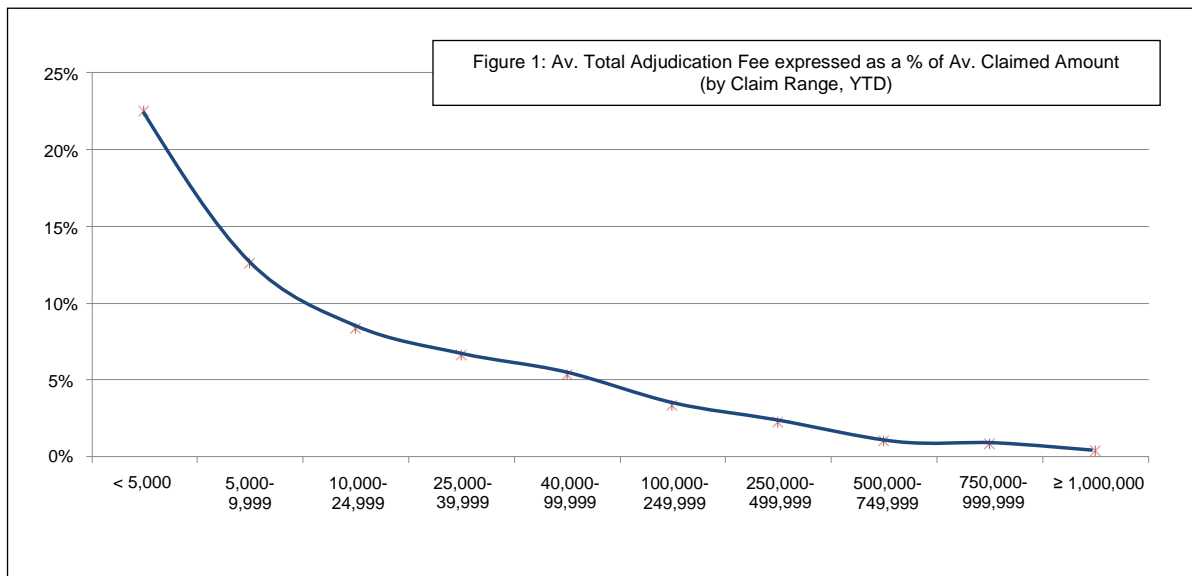
| Claimed Amount (\$) | Number (YTD) [†] | Av. Fees (\$) | | | Av. Fees (%) | | |
|---------------------|---------------------------|---------------|------------------|----------------|--------------------|-------------------------------|-----------------------------|
| | | Total | Respondent Share | Claimant Share | Total ¹ | Respondent Share ² | Claimant Share ³ |
| <5,000 | 46 | 588 | 562 | 26 | 22.5% | 95.6% | 4.4% |
| 5,000-9,999 | 51 | 910 | 869 | 40 | 12.6% | 95.6% | 4.4% |
| 10,000-24,999 | 79 | 1,358 | 1,260 | 98 | 8.4% | 92.8% | 7.2% |
| 25,000-39,999 | 41 | 2,065 | 1,838 | 227 | 6.6% | 89.0% | 11.0% |
| 40,000-99,999 | 71 | 3,422 | 3,051 | 370 | 5.3% | 89.2% | 10.8% |
| 100,000-249,999 | 53 | 5,512 | 4,732 | 780 | 3.3% | 85.8% | 14.2% |
| 250,000-499,999 | 33 | 7,892 | 7,383 | 509 | 2.3% | 93.5% | 6.5% |
| 500,000-749,999 | 5 | 6,952 | 5,562 | 1,390 | 1.1% | 80.0% | 20.0% |
| 750,000-999,999 | 7 | 6,563 | 4,922 | 1,641 | 0.8% | 75.0% | 25.0% |
| ≥ 1,000,000 | 25 | 21,302 | 14,113 | 7,189 | 0.4% | 66.3% | 33.8% |
| Total number | 411 | | | | | | |

[†] 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

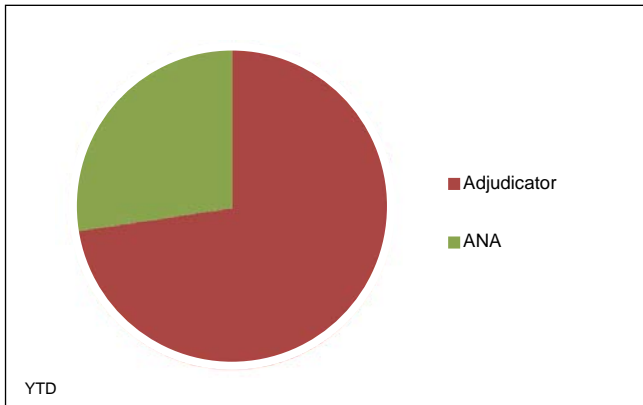


Table 9

| Adjudicator v. ANA Fees [†] | YTD (\$) (% of Total Fees) |
|--------------------------------------|-------------------------------|
| Adjudicator | 1,213,482 (72.5%) |
| ANA | 460,665 (27.5%) |
| Total adjudication fee | 1,674,147 (100%) |

[†] Determination released

Adjudication Fees Statistics

Table 10

| Adjudication Fee Statistics [†] | YTD (\$) |
|--|-----------|
| Total adjudication fees* | 1,674,147 |
| Av. total adjudication fee | 4,073 |
| Max. total adjudication fee | 143,190 |
| Min. total adjudication fee | nil |

[†] Determination released
* Shown in Table 9 above



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