



Finance  
& Services

# Building and Construction Industry Security of Payment Act 1999

## Adjudication Activity Statistics

Quarterly Report — No. 4

1 July 2011 to 30 June 2012



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Coverage of this Report: This progress report contains adjudication activity statistics for the period commencing on 01/07/2011 and ending on 30/06/2012.

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
Applications lodged	1112
Determination released	779
Determination pending release	90
Application completed but not determined	243

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
s.17(1)(a)(i)	604
s.17(1)(a)(ii)	22
s.17(1)(b)	486
<b>Total Number</b>	<b>1112</b>

## 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

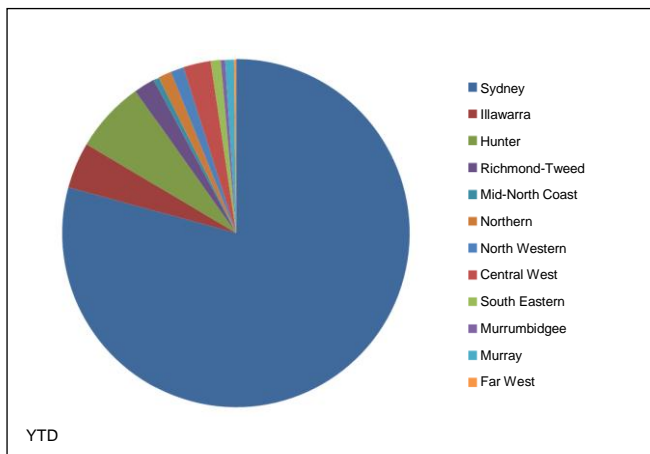


Table 2(a)

Region (State-wide)	YTD (% of Total)
Sydney*	775 (79.2%)
Illawarra	42 (4.3%)
Hunter	65 (6.6%)
Richmond-Tweed	19 (1.9%)
Mid-North Coast	5 (0.5%)
Northern	12 (1.2%)
North Western	12 (1.2%)
Central West	25 (2.6%)
South Eastern	9 (0.9%)
Murrumbidgee	4 (0.4%)
Murray	8 (0.8%)
Far West	2 (0.2%)
<b>Total Number</b>	<b>978 (100%)</b>

\* See 'Sydney Distribution' Table 2(b) below  
Note - Total number of responses: YTD = 978

### Sydney Distribution

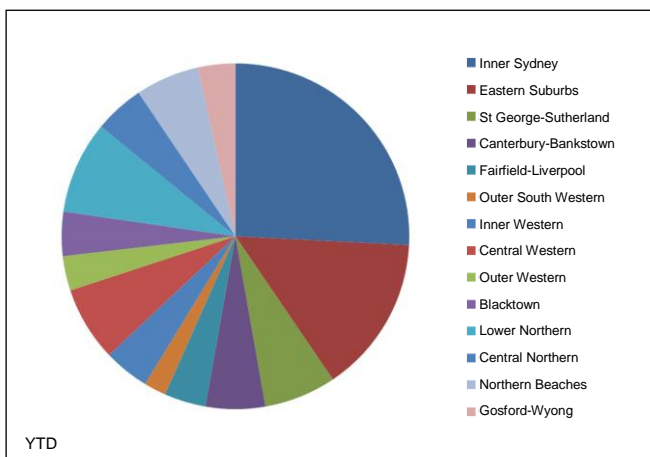


Table 2(b)

Region (Sydney)	YTD (% of Total)
Inner Sydney	200 (25.8%)
Eastern Suburbs	114 (14.7%)
St George-Sutherland	52 (6.7%)
Canterbury-Bankstown	43 (5.5%)
Fairfield-Liverpool	30 (3.9%)
Outer South Western	16 (2.1%)
Inner Western	33 (4.3%)
Central Western	54 (7.0%)
Outer Western	25 (3.2%)
Blacktown	32 (4.1%)
Lower Northern	67 (8.6%)
Central Northern	36 (4.6%)
Northern Beaches	46 (5.9%)
Gosford-Wyong	27 (3.5%)
<b>Total Number</b>	<b>775 (100%)</b>

## Application by Claimant Type

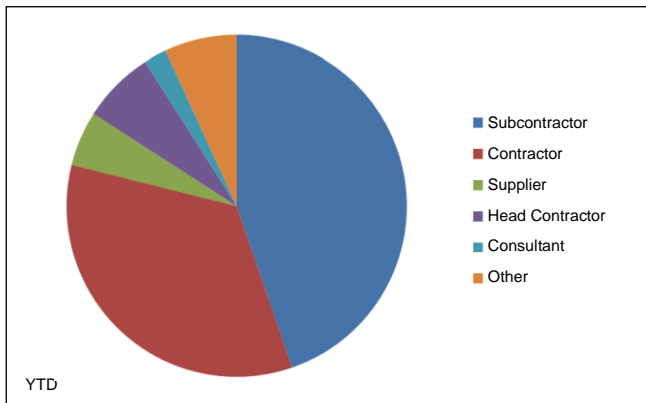


Table 3(a)

Claimant Distribution	YTD (% of Total)
Subcontractor	267 (44.7%)
Contractor	204 (34.2%)
Supplier	31 (5.2%)
Head Contractor	41 (6.9%)
Consultant	13 (2.2%)
Other	41 (6.9%)
<b>Total Number</b>	<b>597 (100%)</b>

Note - Total number of responses: YTD = 597

## Application by Respondent Type

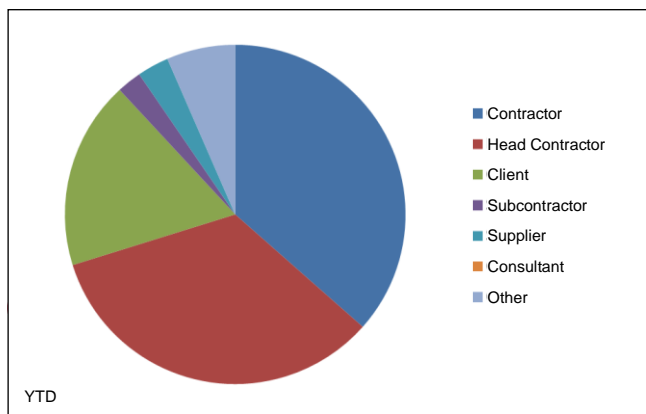


Table 3(b)

Respondent Distribution	YTD (% of Total)
Contractor	218 (36.5%)
Head Contractor	201 (33.7%)
Client	107 (17.9%)
Subcontractor	14 (2.3%)
Supplier	18 (3.0%)
Consultant	nil
Other	39 (6.5%)
<b>Total Number</b>	<b>597 (100%)</b>

Note - Total number of responses: YTD = 597

## CLAIMED AMOUNT

### Claimed Amount Statistics

Table 4

Claimed Amount Statistics	YTD (\$)
Total value of claimed amounts	223,835,761
Total value of claimed amounts (Determination released)	153,143,608
Av. claimed amount	201,291
Av. claimed amount (Determination released)	196,590
Max. claimed amount	20,681,622
Max. claimed amount (Determination released)	17,021,809
Min. claimed amount	420
Min. claimed amount (Determination released)	420

# DETERMINATIONS

## Claimed versus Adjudicated Amounts

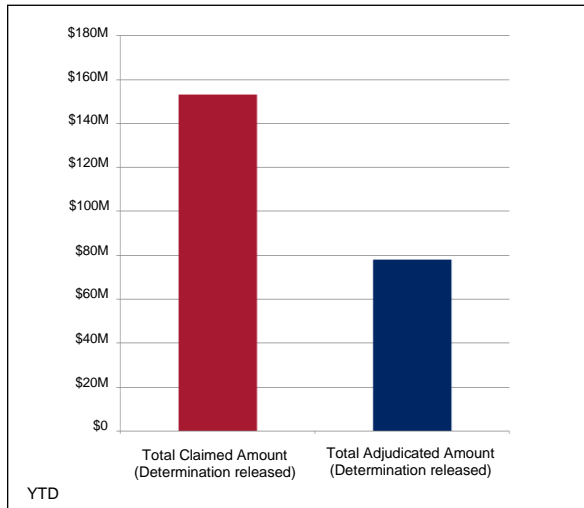


Table 5

Claimed v. Adjudicated Amounts <sup>†</sup>	YTD (\$)
Total value of claimed amounts*	153,143,608
Total value of adjudicated amounts	77,903,361

<sup>†</sup> Determination released  
\* Shown in Table 4 above

## Determinations by Claim Range

Table 6

Claimed Amount (\$)	Number (YTD) <sup>†</sup>	Av. Claimed Amount (\$)	Av. Determined (\$) (% of Av. Claimed Amount)	Number awarded 100% of the claimed amount (% of Number)
< 5,000	92	2,749	2,513 (91%)	68 (74%)
5,000-9,999	88	7,430	6,817 (92%)	64 (73%)
10,000-24,999	161	15,907	15,006 (94%)	103 (64%)
25,000-39,999	102	32,271	27,805 (86%)	57 (56%)
40,000-99,999	130	64,819	51,349 (79%)	63 (48%)
100,000-249,999	106	159,014	120,032 (75%)	38 (36%)
250,000-499,999	46	355,775	204,610 (58%)	12 (26%)
500,000-749,999	18	583,138	190,824 (33%)	1 (6%)
750,000-999,999	7	913,550	594,515 (65%)	nil
≥ 1,000,000	29	3,029,151	1,211,127 (40%)	nil
<b>Total number</b>	<b>779</b>			<b>406 (52%)</b>

<sup>†</sup> Determination released

## Adjudication Certificates Issued by Adjudicated Amount

Table 7

Adjudicated Amount (\$)	Number (YTD) <sup>†</sup>	Number of Certificates Issued (% of Number)
< 5,000*	99	41 (41%)
5,000-9,999	95	37 (39%)
10,000-24,999	170	80 (47%)
25,000-39,999	98	44 (45%)
40,000-99,999	127	61 (48%)
100,000-249,999	96	45 (47%)
250,000-499,999	30	10 (33%)
500,000-749,999	7	2 (29%)
750,000-999,999	6	3 (50%)
≥ 1,000,000	11	3 (27%)
<b>Total number</b>	<b>739</b>	<b>326 (44%)</b>

<sup>†</sup> Determination released

\* Adjudicated amounts of \$nil not counted (n=40)

# ADJUDICATION FEES

## Adjudication fees by Claim Range

Table 8

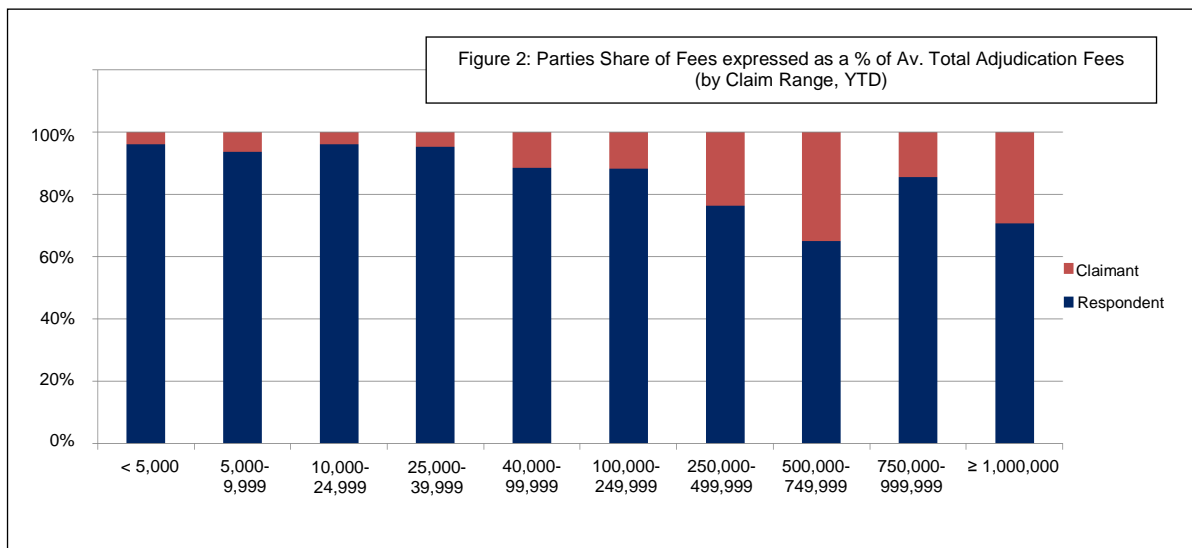
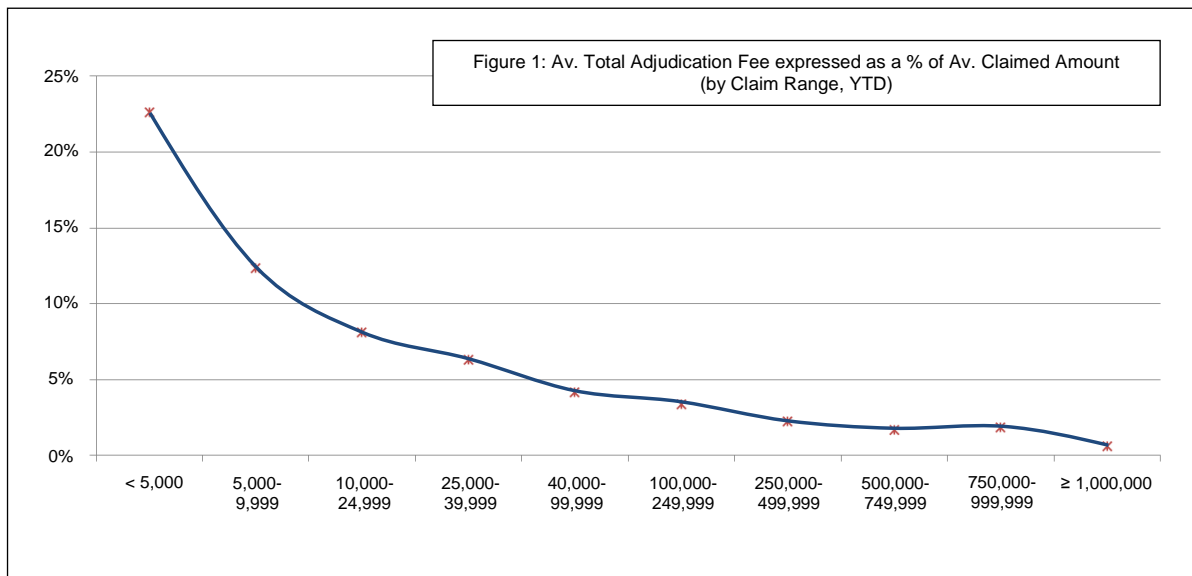
Claimed Amount (\$)	Number (YTD) <sup>†</sup>	Av. Fees (\$)			Av. Fees (%)		
		Total	Respondent Share	Claimant Share	Total <sup>1</sup>	Respondent Share <sup>2</sup>	Claimant Share <sup>3</sup>
<5,000	92	622	598	24	22.6%	96.2%	3.8%
5,000-9,999	88	919	860	59	12.4%	93.6%	6.4%
10,000-24,999	161	1,293	1,244	48	8.1%	96.3%	3.8%
25,000-39,999	102	2,045	1,950	95	6.3%	95.3%	4.7%
40,000-99,999	130	2,713	2,404	309	4.2%	88.6%	11.4%
100,000-249,999	106	5,389	4,760	629	3.4%	88.3%	11.7%
250,000-499,999	46	8,026	6,141	1,884	2.3%	76.5%	23.5%
500,000-749,999	18	9,952	6,469	3,483	1.7%	65.0%	35.0%
750,000-999,999	7	17,085	14,644	2,441	1.9%	85.7%	14.3%
≥ 1,000,000	29	18,265	12,943	5,322	0.6%	70.9%	29.1%
<b>Total number</b>	<b>779</b>						

<sup>†</sup> Determination released

<sup>1</sup> 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.

<sup>2</sup> Av. Respondent share expressed as a percentage of the Av. Total Adjudication Fee.

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



## Adjudicator versus ANA Fees

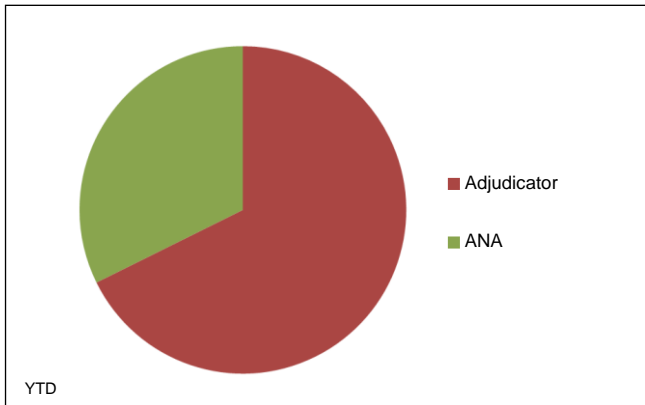


Table 9

Adjudicator v. ANA Fees <sup>†</sup>	YTD (\$) (% of Total Fees)
Adjudicator	1,811,501 (67.7%)
ANA	864,822 (32.3%)
<b>Total adjudication fee</b>	<b>2,676,323 (100%)</b>

<sup>†</sup> Determination released

## Adjudication Fees Statistics

Table 10

Adjudication Fee Statistics <sup>†</sup>	YTD (\$)
Total adjudication fees*	2,676,323
Av. total adjudication fee	3,436
Max. total adjudication fee	49,529
Min. total adjudication fee	nil

<sup>†</sup> Determination released  
 \* Shown in Table 9 above