Australian Government



Department of Infrastructure, Transport, Regional Development, Communications and the Arts

Australian Maritime Safety Authority

AUSTRALIAN MARITIME SAFETY AUTHORITY

COST RECOVERY IMPLEMENTATION STATEMENT

Provision of infrastructure and regulation to support safe ship navigation in Australian waters, environmental marine protection, seafarer and ship safety, and related marine services

Budget 2023-24

May 2023

Cost recovery involves government entities charging individuals or non-government organisations some, or all, of the efficient costs of a regulatory charging activity. This may include goods, services, or regulation, or a combination of them. The Australian Government Charging Framework, which incorporates the Cost Recovery Guidelines (the CRGs)¹, sets out the framework under which government entities design, implement and review regulatory charging activities.

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The Australian Government Charging Framework and the Cost Recovery Guidelines are available on the Department of Finance website www.finance.gov.au.

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1 Introduction

1.1 Purpose of Cost Recovery Implementation Statement

This Cost Recovery Implementation Statement (CRIS) provides information on how the Australian Maritime Safety Authority (AMSA) implements cost recovery for provision of infrastructure, regulation to support safe ship navigation in Australian waters, marine environmental protection, seafarer and ship safety, ship registration, and related marine services under the *Navigation Act 2012* and *Marine Safety (Domestic Commercial Vessel) National Law Act 2012*.

This document provides key information on the application of cost recovery activities, including financial and non-financial performance. It assists stakeholders to understand AMSA's costs, which strengthens accountability, provides transparency, and demonstrates compliance with CRGs and the Regulatory Charging General Policy Order.

1.2 Description of the regulatory charging activity outputs

1.2.1 Policy background

AMSA's policy outcome is to 'minimise the risk of shipping incidents and pollution in Australian waters through ship safety and marine environment protection regulation, and to maximise people saved from maritime and aviation incidents through search and rescue coordination²'.

1.2.2 Description of the activities

Regulatory charging activity outputs are summarised in **Table 1**, with the funding mechanism contained in brackets.

Table 1: Descriptions of AMSA's regulatory charging activity outputs

Activity output	Description			
Navigational infrastructure (Marine Navigation Levy)	Maintain a national network of integrated aids to navigation (AtoN) and traffic management measures in Australian waters ³ to ensure safe and efficient coastal navigation of the commercial shipping industry. This includes the provision of technical maintenance and engineering project management services.			
	Other activities include shaping and ensuring appropriate international maritime standard setting at:			
	 International Maritime Organization (IMO), such as Australia's obligations under International Convention for the Safety of Life at Sea (SOLAS), and International Association of marine aids to navigation and Lighthouse Authorities (IALA). 			
Environmental marine protection (Protection of the Sea Levy)	Resources the National Plan for Maritime Environmental Emergencies (National Plan), which is a cooperative arrangement between the Commonwealth, States and Northern Territory, and commercial shipping industry.			

Department of Infrastructure, Transport, Regional Development and Communication, Portfolio Budget Statement 2021-22, Budget Related Paper No. 1.10, page 199.

³ AMSA does not provide navigational aids within port boundaries; these are the responsibility of port operators.

Activity output	Description
	The National Plan details processes about responses to pollution incidents including AMSA's responsibility for:
	 funding arrangements for clean-up operation costs relating to ship sourced pollution, and pollution that cannot be attributed to any specific vessel or cannot be
	wholly recovered from insurance providers.
	Other primary functions is funding the <u>National Maritime Emergency</u> <u>Response Arrangements</u> , as well as the maintenance of preparedness to combat pollution by ensuring there is adequate capability to respond to incidents through:
	 training of personnel in response techniques, acquisition, maintenance, and stockpiling of relevant equipment and supplies at key sites around Australia, and provision of emergency towage capability.
Seafarer and ship safety under <i>Navigation Act</i> 2012 and other Acts (Regulatory Function	Conduct a range of maritime safety and regulatory activities on international and national commercial shipping operations. This consists of compliance inspections and audits undertaken on a risk-based sample approach.
Levy)	A fundamental component of the activity is port State control inspections, which are inspections to ensure vessels and their owners or operators comply with regulations relating to vessels, crew, and the marine environment.
	Other inspections and audits include:
	flag State control inspections, marine sun (2)(2)
	marine surveys,cargo and handling related inspections,
	 marine qualification duties and accreditations, and audits of registered training organisations.
	Promoting a culture of safety in the maritime industry through development of policies, guidelines, and technical requirements (Marine Orders) relating to legislative functions, is an integral component of the activity output.
	Seafarer and ship safety also includes the development of Australia's maritime regulations and participation in international and regional maritime forums. It involves developing international standards on seafarer and ship safety and environmental protection, including harmonisation to international standards, mainly promulgated by the International Maritime Organization (IMO), International Labour Organization, and members of the Tokyo and Indian Ocean Memoranda of Understandings for port State control.
Marine services under	Provides a range of fee-based activities:
Navigation Act 2012 and ship registration under Shipping Registration Act 1981 (fee-based activity detailed in AMSA Fee	 services to seafarers and coastal pilots (mainly qualifications), including approvals, issuing permits, authorisations, certifications, conducting examinations, and licensing for domestic and internationally recognised marine qualifications,
Determination)	 inspections and surveys requested by ship owners (or agents), shipping registration of Australian flagged vessels, including ensuring vessels are maintained and crewed to a suitable standard, and other services, including determinations and exemptions.

Activity output	Description
Marine services under National System for domestic commercial vessels (fee-based activity as detailed in National System Regulations)	From 1 July 2018, AMSA transitioned to deliver safety services for domestic commercial vessels and seafarers, previously delivered by the States and Northern Territory agencies. As part of transitional funding arrangements, regulatory function-based activities continue to be government funded, with fee-based activities cost recovered from industry.
regulations)	 The fee-based activities provided are: certificates of operation, including assessment of application and issuing approvals for vessels to operate within certain defined areas and purposes, certificates of survey, including assessment of applications, and issuing approvals and certificates, to operate as a commercial vessel ensuring vessels comply with Australian law and standards, seafarer certificates of competency – near coastal, including approvals, assessing revalidations, issuing certifications, and conducting examinations for recognised marine qualifications, marine surveyor accreditation scheme to monitor and maintain competency of the network of accredited surveyors in the nongovernment sector, and assessment of applications requesting exemptions from standards and regulation of the National System or equivalent means of competency.

This CRIS does not cover:

Regulatory activities of the National System for domestic commercial vessels.

A review of all costs and charges for the National System is currently being conducted by an independent expert panel, involving wide public consultation. It is expected that the panel will provide a final report to the Australian Government in mid-2023, including recommendations on legislative changes, and potential costing and future funding and charging arrangements.

To ensure AMSA can continue delivering vital safety regulation to the domestic commercial sector the Australian Government announced that it will provide an additional \$15.3 million funding for 2023-24 while the review is being undertaken.

This new funding extends the Australian Government's 2018 commitment that, no levy would be charged to industry for the first three years of AMSA's delivery of National System services, by a further twelve months to seven years, meaning no levy may be charged to industry now until at least 2024-25.

- Commercial charges for the sale of publications (task, record, and logbooks), attachment licensing to third parties to use aids to navigation sites for specific purposes, and subleasing office and storage space.
- Search and rescue coordination services for maritime and aviation incidents, which are funded by government budget appropriations⁴,
- Funding arrangements of shipping and offshore petroleum industries and the International Oil Pollution Compensation (IOPC) fund⁵, and

The Government reaffirmed its initial policy, upon the establishment of AMSA in 1991, through the Strategic Review of Search and Rescue Service and pricing study in 2001 that search and rescue activities will remain funded from taxpayer funded budget appropriations.

The *Protection of the Sea (Oil Pollution Compensation Funds) Bill 1992* essentially established the procedure by which entities are required to provide details of oil receipts to the IOPC fund through AMSA - this is not a cost recovery arrangement.

 Externally funded programs sponsored by various government departments for the provision of specific maritime related services.

1.2.3 Appropriateness of cost recovery

It is government policy that when an individual or organisation creates a demand for a government activity, there should generally be a charge for the provision of these activities.

Participants in the commercial shipping industry pay the costs attributable to the provision of navigational infrastructure within Australian waters, marine environmental protection, seafarer and ship safety, marine services under the *Navigation Act 2012*, ship registration, and some services under the National System for domestic commercial vessel safety.

Regulatory functions in many instances may be applicable across AMSA's various activity outputs, such as emergency towage capability and work health and safety. Over time, a clearer demarcation of the costs to be borne by industry will be better understood.

Government policy is not to charge a levy for National System for domestic commercial vessel activities until the afore mentioned regulatory review is undertaken, assessing costs, funding options, and reducing administrative burden to industry.

Further, Government continues to fund search and rescue services attributable to community service obligations to the broader community through budget appropriations.

1.2.4 Stakeholders

The principal stakeholders for AMSA's regulatory charging activity outputs are:

- vessel owners and operators, and their associated agents international vessels (~5,800) and domestic commercial vessels (~31,000),
- seafarers and coastal pilots international (~60,000) and domestic (~66,000),
- accredited marine surveyors (~250),
- registered training organisations,
- Commonwealth, State and Northern Territory agencies, and
- the Australian community.

2 Policy and statutory authority to recover

2.1 Government policy approval to cost recover regulatory activities

The Explanatory Memorandum of the <u>Australian Maritime Safety Authority Act 1990</u> states the Government's intent that AMSA 'will run on a self-funded basis, with services which cannot be provided on a self-funded basis (search and rescue coordination services) to be paid by the Commonwealth'.

AMSA recovers costs from participants in the commercial shipping industry in adherence with <u>Public Governance, Performance and Accountability (Charging for Regulatory Activities) Order</u> <u>2017</u>, which refers to the Australian Government Charging Framework and CRGs.

2.2 Statutory authority to charge

AMSA's regulatory charging activities are authorised by the application of Australian Commonwealth legislative instruments, in particular Part 5, Division 2 of the <u>Australian Maritime Safety Act 1990</u>, which provides for the charging of levies and fees with references to the following Acts:

- Navigation Act 2012
- Marine Navigation Levy Act 1989
- Protection of the Sea (Shipping Levy) Act 1981
- Marine Navigation (Regulatory Functions) Levy Act 1991
- Shipping Registration Act 1981

With statutory authority to charge National System fees arising from Section 150, Schedule 1 of the *Marine Safety (Domestic Commercial Vessel) National Law Act 2012*.

A summary by AMSA's activity outputs of government policy approval to cost recover, including date of approval, and statutory authority to charge with legislative references is included in **Appendix 1**.

3 Cost recovery model

3.1 Outputs and business processes of the regulatory charging activities

3.1.1 Activity outputs

As described in Section 1.2.1, AMSA's role is to deliver on seafarer and ship safety, and marine environmental protection through regulation, as well as provide search and rescue capability. The broad outputs and primary activities for all roles are itemised in **Table 2**, which also notes whether the output is subject to regulatory charging (cost recovery) or not.

Table 2: AMSA's broad activity output listing

Activity output	Primary activities	Regulatory charging?
Search and rescue activities and functions	 Operating AMSA Response Centre, coordinating maritime and aviation search and rescue. Providing a ground station and Mission Control Centre for the Cospas Sarsat distress beacon detection system. Maintaining maritime distress and safety communications services. Providing dedicated airborne search and rescue services. 	No, funded by government budget appropriations
Navigational infrastructure	 Providing and maintaining a national network of marine aids to navigation (AtoN) and related navigational systems and measures. Intergovernmental and international engagement to shape and ensure appropriate maritime standards are in place (e.g. for Australia's obligations under the SOLAS convention and for the provision of AtoN that align with international guidance from IALA). 	Yes
Environmental marine protection	 Managing the National Plan, including crisis preparedness to combat marine environmental emergencies (pollution incidents). Regulating, monitoring, and coordinating maritime casualty management and emergency towage capability. Conducting pollution prevention public awareness and education campaigns. 	Yes
Seafarer and ship safety under <i>Navigation Act</i> 2012 and other Acts	 Monitoring compliance with operational standards for ships in Australian waters, under the Act, to ensure their seaworthiness, safety, and pollution prevention. Participating in the development and implementation of national and international marine safety and environment protection standards. Providing public access to ship safety and environment protection standards and policies. Administering training standards for seafarers and coastal pilots. 	Yes

Activity output	Primary activities	Regulatory charging?
	 Conducting safety public awareness and education campaigns. Exercising occupational health and safety inspectorate functions. 	
Marine services under Navigation Act 2012 and ship registration under Shipping Registration Act 1981	 Administering certificates of competency for seafarers and coastal pilots. Conducting inspections, surveys, and audits requested by ship owners or their agents. Administering Australia's ship registration system. 	Yes
Marine services under National System for domestic commercial vessels	 Assessing applications and issuing approvals and certificates of operation, survey, and competency of near coastal seafarer qualifications. Assessing applications and issuing approvals for network of accredited marine surveyors. Assessing applications that request exemptions from the application of the National System, and equivalent means of competency. 	Yes
Seafarer and ship safety under the National System for domestic commercial vessels	 Monitoring compliance with standards for the domestic commercial vessel fleet, Participating in the development and implementation of domestic marine safety and environment protection standards. Conducting safety awareness and education campaigns for domestic commercial vessel industry. 	No, funded by combination of government budget appropriations and jurisdiction contributions
Externally funded programs	Externally funded programs sponsored by various government departments for provision of specific maritime related services, predominantly in relation to search and rescue capabilities.	No, funded by various government departments

Operational targets of activity outputs are contained in the annual report and performance statements of AMSA's, which describes the reportable measurements to achieve policy outcomes. A summary of regulatory charging activity non-financial performance measures is in Section 8.

3.1.2 Business processes

Levy-based activities

Levy-based charging activities relate to the provision of statutory regulatory services to a group of individuals or organisations, as opposed to transactional business processes. These regulatory-based business processes are carried out as overall activities that aim to minimise the risks of shipping and pollution incidents and maximise safety of people involved.

Business processes include provision and maintenance of aids to navigation sites, standard and policy development specifically related to our regulatory functions, managing the National Plan for maritime environmental emergencies, compliance audits, investigations and enforcement, and development and promulgation of educational and advisory material.

Fee-based activities

Driven largely by transactional business processes specifically performed for, or at the request of, or on the application of a particular individual or organisation. Fee-based regulatory charging activities support specific regulatory functions to which the fees relate. There is clear and distinct linkage of costs of the business processes to an individual or organisation.

Generic business processes for AMSA's fee-based activities include:

- receipt, review, and decision on an application, including ongoing consultation with the applicant,
- undertaking technical assessment, with a decision made by a delegate, and
- processing and issuing a certificate, license, exemption, determination, or approval.

In practice, administrative business procedures for the receipt, review and issue are broadly similar across fee-based charging activities. However, time and effort (and associated costs) for technical assessments and decisions vary between the types of outputs and on the complexity or nature of the application.

3.2 Costs of regulatory charging activities

AMSA applies an activity-based costing methodology to determine costs for activity outputs and regulatory charging activities, as depicted in *Appendix* 2. This holistic methodology allocates all costs to activity outputs based on estimated time and effort, and associated cost drivers.

3.2.1 Changes in costing model techniques

In developing the 2023-24 budget, AMSA undertook a traditional approach to budgeting and then applied a top-down activity-based costing exercise building on the framework developed in 2020-21 that is transparent, defensible, and repeatable. The approach in developing costing models is contained in *Appendix 3*, including cost drivers, assumptions, and sensitivities.

AMSA is currently engaged in the next stage of its continuous improvement program by mapping key processes, measuring effective service delivery, and analysing costs through benchmarking direct and overhead activities against industry standards to determine efficiency. This will support the government review of AMSA's operations and reduce administrative burden and costs to regulated entities, without compromising safety.

3.2.2 Nature of costs

The nature and make-up of costs vary considerably across AMSA's regulatory charging activity groups. For example, for provision and maintenance of aids to navigation there is an extensive capital cost component (depreciation), with consistently high operational maintenance costs, reflecting the hostile environmental conditions in which these assets operate.

In contrast, compliance and certification activity groups are labour intensive and as such have a high staff cost component. Generally, activities with a large staffing level require a higher proportion of property operating expenditure and ICT overheads compared to activities that have minimal labour inputs.

3.2.3 Cost categories

Direct

Direct costs are those costs directly and clearly attributed to an activity group based on estimations of resource requirements to deliver statutory and regulatory obligations and include direct operational management support activities – direct costs include employee, suppliers, and depreciation expenditure.

AMSA business line managers provided direct input in assigning costs to activities, including staff utilisation to achieve operational outcomes validated by estimated time and effort requirements, and supplier costs based on an analysis and nature of expenditure.

Corporate overheads

Overheads include property operating expenditure, ICT networking, communication costs, and enabling tasks and processes to support service delivery of AMSA's activity outputs through provision of corporate services and executive functions.

Enabling overheads comprise executive, human resources, finance, governance, and general ICT support – accompanying their respective share of property operating expenditure, ICT networking, and communication costs.

AMSA applies several cost drivers to allocate indirect, support, and corporate overhead costs to direct activity outputs, as detailed in *Appendix 3*.

Capital costs

Depreciation and amortisation are a representation of capital costs, used to determine capital expenditure requirements for replacement and enhancement of assets. Assessed on an asset-by-asset basis to identify the appropriate treatment, where there is a specific direct link depreciation is assigned to that activity group, whereas corporate support related depreciation is assigned to the appropriate overhead classification.

3.2.4 Cost estimates for 2023-24

Estimated costs for providing AMSA's regulatory charging activities, broken down into direct average staffing levels (ASL), and direct, overheads, and capital costs is set out in **Table 3**.

Table 3: Breakdown of costs estimates for 2023-24

Activity output and groups	Direct ASL*	Direct (\$'000)	Corporate overheads (\$'000)	Capital (\$'000)	Total (\$'000)
Navigational infrastructure	13.6	22,373	4,054	6,796	33,223
Provision and maintenance of aids to navigation	9.2	18,642	2,869	6,682	28,193
Vessel traffic services (ReefVTS)	0.5	2,875	276	12	3,163
Provision of under keel clearance management	0.6	139	629	15	783
Standards development	1.9	507	170	46	723
Other** (i.e. native title management, and levy management)	1.4	210	110	41	361

Activity output and groups	Direct ASL*	Direct (\$'000)	Corporate overheads (\$'000)	Capital (\$'000)	Total (\$'000)
Environmental marine protection	14.3	19,787	3,251	4,871	27,909
National Plan pollution response	13.1	19,596	3,151	4,834	27,581
Other** (i.e. education and engagement, and levy management)	1.2	191	100	37	328
Seafarer and ship safety	127.1	36,836	12,199	3,854	52,889
Compliance	30.5	8,922	3,018	1,012	12,952
Standard development	30.4	7,882	2,695	782	11,359
Integrated operations	16.8	3,954	1,468	481	5,903
Decision support and intelligence	5.8	5,054	830	141	6,025
Enforcement	10.5	2,630	975	286	5,903
Education and engagement	12.0	2,755	1,089	352	4,196
Maritime distress alerting and safety systems	9.0	2,001	856	281	3,138
Audit and assurance	4.9	1,512	467	142	2,121
Certification	2.4	692	300	131	1,123
Ship registration	0.7	578	143	130	851
Other** (i.e, qualifications, vessel traffic safety, seafarer safety, exemptions and approvals, and levy management)	4.1	856	358	117	1,331
Marine services & ship registration	21.1	5,741	2,268	906	8,915
Certification	7.8	2,350	993	432	3,775
Qualifications	7.9	1,891	705	208	2,804
Audit and assurance	4.4	1,283	438	144	1,865
Ship registration	0.6	93	94	111	298
Exemptions and approvals	0.4	124	38	11	173
Marine services National System	22.3	5,456	2,386	907	8,749
Certification	12.5	3,186	1,531	654	5,371
Qualifications	7.5	1,926	672	195	2,793
Exemptions and approvals	2.3	344	183	58	585
Total for regulatory charging	198.4	90,193	24,158	17,335	131,686

^{*} Direct ASL does not include line manager support, corporate support, nor non-regulatory charging activities (such as search and rescue, or National System regulatory function output currently funded by government).

^{**} Consists of various activities considered immaterial for reporting purposes.

3.3 Design of regulatory charges

3.3.1 Charging structure

Regulating international shipping and domestic commercial vessels and seafarers is a complex undertaking, with a wide variety of vessel types, manning levels, competency prerequisites, handling requirements for various cargoes, operational conditions, and jurisdiction and international obligations.

AMSA applies a 'user pays' principle for regulatory charging activities. The design of AMSA's regulatory charging activity outputs considers whether the provision of such regulatory activities is to an individual entity (reasonably attributed to that entity), or to a group of entities (provided to commercial shipping industry and broader community) – where the former, fees are charged, whereas the latter involves levies.

AMSA's broad charging structure is summarised in **Table 4**.

Table 4: Charging structure of regulatory activity outputs

Activity output	Charging mechanism	Structure					
Levy-based activities							
Navigational infrastructure	Marine Navigation Levy	Net registered tonnage – sliding scale					
Environmental marine protection	Protection of the Sea Levy	Net registered tonnage – linear					
Seafarer and ship safety under Navigation Act 2012 and other Acts	Regulatory Function Levy	Net registered tonnage – sliding scale					
Fee-based activities							
Marine services under Navigation Act 2012 and ship registration	Fee Determination (fee-based activities)	Direct (fixed) fee or hourly rate					
Marine services under National System	National Law Regulation (fee-based activities)	Direct (fixed) fee or hourly rate					

Levy-based activities

AMSA's methodology for charging levies is derived from historical predecessors, as well as international standards where banding by tonnage is considered common practice for the commercial shipping industry. Levy rates within these bands, are adjusted periodically to address shortfalls or imbalances, with the last change occurring in 2014-15.

International commercial vessels are liable for levies on either (1) the date of arrival to an Australian port, or (2) where the vessel is in Australian waters with no corresponding paid levy applicable for the previous three months, the day after the end of that period. For Australian coastal trading vessels, unless the vessel is out-of-service, levies are payable at the start of each quarter.

The average number of port visits during each levy payment period (three months) varies depending on the vessel type and handling of cargoes, with bulk cargo vessels averaging around one to two visits per levy payment period and container ships around five to six.

The commercial shipping industry pays levies on non-exempted vessels⁶ that are twenty-four metres or more in tonnage length, with the rate based on a vessel's net registered tonnage, with environmental marine protection activity output charged on vessels that also carry ten or more tonnes of oil on board⁷, with a minimum amount payable of \$10. AMSA's levy ready reckoner is in **Table 5**.

Table 5: AMSA's levy ready reckoner

	Net Registered Tonnage (NRT)					
From:	0	5,001	20,001	50,001		
To:	5,000	20,000	50,000	∞		
Levy*	Cents per NRT	Cents per NRT	Cents per NRT	Cents per NRT		
Marine Navigation Levy	23.50	12.00	7.00	2.50		
Regulatory Function Levy	17.00	17.10	17.00	15.50		
Protection of the Sea Levy	11.25	11.25	11.25	11.25		
Levy calculation method	51.75c for each tonne	\$2,587.50 plus 40.35c for each tonne over 5,000	\$8,640.00 plus 35.25c for each tonne over 20,000	\$19,215.00 plus 29.25c each tonne over 50,000		

Most vessel types visiting Australia continue to be bulk cargo carriers, with iron ore and coal vessels contributing ~67% of total net tonnage – which indicates a heavy reliance on iron ore and coal exports.

Despite the steady increase in the quantity and size of international ships visiting Australian ports, shipping usage for aids to navigation, demand for inspections, and other regulatory functions is largely influenced by externalities that may impact volumes year-on-year. These are largely outside the control of AMSA, including the COVID-19 pandemic, potential trade disputes, economic disruptions, and the changing climate.

In relation to environmental marine protection, given the nature and purpose of this activity, it is not possible to ascertain when a marine environmental emergency will occur. When an incident does occur, costs of clean-up operations and financial commitments can be enormous, with legal proceedings often taking years to conclude. While international compensation regimes are generally highly effective, the cost of responding to an incident can exceed the available liability and compensation limits. From evidence of significant incidents overseas, governments have had to bear the shortfall, which can be many hundreds of millions of dollars.

These factors mean that any projections of expected growth (or reductions) in demand for regulatory charging activities must consider complex relationships within the commercial shipping industry. AMSA is continuing to develop and rollout risk-based models to provide

There is a list of exemptions contained in the <u>Marine Navigation Levy Collection Regulations 2018</u>, <u>Marine Navigation (Regulatory functions)</u>
<u>Levy Collection Act 1991</u>, and <u>Protection of the Sea (Shipping Levy) Regulation 2014</u>.

There will be situations where vessels exempted from both the Marine Navigation Levy and Regulatory Function Levy may be liable for the Protection of the Sea Levy. Generally, these vessels include fishing, religious charitable, non-for-profit organisation, or research vessels.

better insights into the linkage between the level of regulation effort to cost recovered revenue from industry.

Fee-based activities

Fee-based activities include, assessment of applications, exemptions and determinations, inspections and surveys, registration of vessels, conducting examinations, and accreditation of non-government service providers.

AMSA applies fixed fees to regulatory charging fee-based activities where the range of typical delivery times do not vary significantly from the standard average time. Where there are wide variations, indicated by significant divergences from the standard deviation, the basis of the relevant charge is an hourly rate, and any reasonable unavoidable travel costs. These travel costs may be flights and accommodation, where provision of services are at locations remote from AMSA's regional offices⁸, or motor vehicle travel rates where vehicles are used for the mode of transportation to and from offices⁹.

Marine services and ship registration is tracked using multiple systems, including a Coastal Pilotage System, International Marine Qualifications System, NAVIS (ship registration), MARS (domestic commercial vessels), and Financial Management Information System. Volumes are estimated based on inputs provided by business line managers during the budget development process, using largely historical data obtained from these various systems, and adjusted for expected variances.

A schedule of fee-based regulatory charging activities, separated into fees under the *Navigation Act 2012* and fees under National System, is included in *Appendix 4*. Charging rates are published on AMSA's <u>website</u>.

3.3.2 Revenue estimates

Revenue estimates for current year (2022-23), budget (2023-24), and the three forward year estimates are summarised in **Table 6**.

Table 6: Revenue estimates

	Estimate	Budget	Forward Year Estimates		mates
Activity outputs	2022-23 (\$'000)	2023-24 (\$'000)	2024-25 (\$000)	2025-26 (\$000)	2026-27 (\$000)
Levy-based activities					
Navigational infrastructure	37,763	38,440	39,210	39,990	40,790
Environmental marine protection	38,643	39,340	40,130	40,930	41,750
Seafarer and ship safety	57,692	58,730	59,900	61,100	62,320
Total levy-based activities	134,098	136,510	139,240	142,020	144,860

⁸ Given the various locations of AMSA offices, these costs will generally be limited.

Defined as more than twenty-five (25) kilometres from an AMSA office, the charge is based on a per kilometre basis specified by the Australian Taxation Office business use rates.

	Estimate	Budget	Forward Year Estimates		mates
Activity outputs	2022-23 (\$'000)	2023-24 (\$'000)	2024-25 (\$000)	2025-26 (\$000)	2026-27 (\$000)
Fee-based activities					
Fees under <i>Navigation Act 2012</i> and <i>Shipping Registration Act 1981</i>	3,265	3,639	3,120	3,120	3,120
Fees for National System	3,475	4,011	3,190	3,190	3,190
Total fee-based activities	6,740	7,650	6,310	6,310	6,310
Total regulatory charging	140,838	144,160	145,550	148,330	151,170

3.3.3 Independent Review of Domestic Commercial Vessel Safety

In late 2021, the Australian Government commissioned an independent expert panel to conduct a comprehensive review of the National Law and associated legislative framework, commencing work in 2022. The review is also considering costs, charging, and future funding arrangements for the National System.

The Review will be conducted in these two distinct phases. Phase 1 will focus on the legislative framework of the National Law in the context of safety objectives and assess whether legislation is fit-of-purpose. Phase 2 will focus on the National System delivery costs, charging, and future funding options.

The independent review is being informed by significant and comprehensive stakeholder engagement, including public discussion papers supported by efforts to encourage public submissions including the panel conducting industry consultation workshops.

The final report will include recommendations to the Australian Government on options for future funding arrangements for National System, including considering alternative delivery approaches. Recommended options will seek to improve safety, reduce costs for industry where appropriate, and provide financial stability and certainty for industry and for AMSA. The timing is expected to occur mid-2023 to align with the 2024-25 Commonwealth Budget Process.

4 Risk assessment

AMSA has implemented internal controls to ensure costs recovered for regulatory charging activity outputs are measured correctly and are collected on time. In adherence with legislative obligations, an officer of Australian Border Force may detain a vessel at any Australian port for any unpaid and outstanding levies. The vessel can only be released after payment is received. This process ensures the existence of any unpaid levies are consistently at a very low level.

An assessment of regulatory charging activities was conducted using Department of Finance's Charging Risk Assessment. AMSA considers the risk to remain low to medium, given no anticipated changes (other than indexation) to current activities in 2023-24. Identified risks, accompanying mitigation strategies and controls, are provided in **Table 7** with additional details provided in AMSA's <u>Corporate Plan</u>.

Table 7: Risks and mitigation strategies associated with regulatory charging

Risk identified	Inherent risk	Mitigation strategy and controls	Residual risk
Reserves not enough to fund a major pollution incident clean-up A major environmental emergency pollution incident resulting in clean- up costs exceeding retained earning reserves, damaging reputation, and forcing AMSA to seek special appropriation funding from the Australian Government.	High	 Maintenance of a pollution response reserve to fund any potential clean-up costs deemed appropriate for up to a 450-500 tonne oil spill. Should an extreme pollution incident occur, work with the Australian Government to consider a temporary increase in levy rates to fund any shortfall. Seek a drawdown for a special appropriation should an extreme pollution incident occur. 	Low
Funding risk to levies Levies are collected based on tonnage proxies predominately from the number of arriving international commercial vessels, with most levies (67%) sourced from iron ore and coal bulk cargo. Economic factors, such as trade disputes and international conflict, may adversely reduce AMSA's levy revenue as the number of international vessels arriving at Australian ports decrease. Tonnage (and revenue) may drop quickly in reaction to economic pressures. In the short-to-medium timeframe, our regulatory service delivery will remain similar year-on-year (sticky costs); should revenue decreases, it may not be enough to cover continued expenditure.	Moderate	 Capability to implement a range of efficiency measures within a medium timeframe to offset any potential reductions in levy revenue without need to adjust rates. Regularly compare costs against revenue and volumetric data to ensure unit costs are reflective of pricing within each tonnage bands. Review use of tonnage-based proxies for levies to enable charges to be more reflective and closely linked to level of effort – weighed up against ease of operation and associated costs to administer. 	Low

Risk identified	Inherent risk	Mitigation strategy and controls	Residual risk
		 Work with the Government to consider the appropriateness of levy rates. 	
Secure funding for National System National System regulatory-based activities are funded by a combination of government budget appropriations and jurisdiction contributions. An Independent Review Panel have been commissioned to review funding for functions commencing in January 2022 and expected to report to the Australian Government in mid-2023. The final report will include recommendations of future funding and charging arrangements and will be considered as part of the 2024-25 Commonwealth Budget Process. AMSA must work with the Australia Government to ensure sufficient funding for the National System regulatory activities to avoid shortfalls.	Moderate	 Provide submissions to the Independent Review Panel outlining AMSA's concerns. Engage early and regularly with government and industry groups (principle external stakeholders). Determine and segregate one-off developmental and transitional costs from business-as-usual costs associated with National System, with the former funded by retained earnings. Work with the Australian Government to consider future funding models and arrangements for the National System following the Review. 	Low
Ensure regulated industry are operating to appropriate standards Failure as a regulator to prevent an incident or fatality in relation to compliance and enforcement arrangements.	Moderate	 Continue to review measures to minimise the risks of shipping and pollution incidents and maximise safety of people involved – including education and training. Ensure targets are being met for ship inspection programs, navigational services, and safety and regulatory, assessed on a risk-based approach, while implementing and applying lessons learnt. 	Low
Inflated or escalating costs Escalating costs to provide regulatory activities to principal stakeholders and costs that may be beyond that deemed efficient. Business processes may not be efficient or effective in the delivery of regulatory charging activities, with corporate overheads unnecessarily large. This may have negative long-term impacts on AMSA's budget or result in industry paying more in the recovery of costs than required – cost efficiency is an Australian Government cost recovery obligation.	Low	 Analyse direct costs, including staffing levels and classifications, average time in service delivery, ICT infrastructure (software) support, managerial engagement, and supplier (contractual) costs. Business process map tasks in the delivery of regulatory services (direct tasks) and compare (benchmark) to other agencies providing similar services. Review and analyse all corporate related costs (property, networking, ICT, and corporate support), benchmarking to similar agencies – incorporate some measurement into key performance indicator reporting. 	Very Low

Risk identified	Inherent risk	Mitigation strategy and controls	Residual risk
Key performance indicators Not effective in measuring progress of specific activities, not maintained as an ongoing and reportable measurement. Difficult to assess AMSA's effectiveness in the delivery of services and progress achieving policy outcomes to acceptable standards of industry.	Low	 Engage and agree KPIs with external stakeholders. Report on KPIs in external published documents (e.g. annual report, PBS, and CRIS). Use KPIs and costing model outputs to support strategic decisions. 	Very Low

5 Stakeholder engagement

Communication with stakeholders is an essential part of developing the CRIS, with adherence to AMSA's <u>Statement of Regulatory Approach</u>.

A report detailing all feedback received from stakeholders on CRIS consultations over the previous couple of financial years, including our responses, is published on our website <a href="https://exerceives.ncbi.nlm.ncb

6 Financial estimates

Financial estimates for AMSA's regulatory charging activity outputs for current (2022-23) budget (2023-24), and three forward year estimates is summarised in **Table 8**, with cumulative results in **Table 9**.

Table 8: Financial estimates for regulatory charging activities

	Estimate	Budget	Forwa	rd Year Esti	mates	
	2022-23	2023-24	2024-25	2025-26	2026-27	
	(\$'000)	(\$'000)	(\$'000)	(\$'000)	(\$'000)	
Navigational infrastructure (Marine N	Navigation L	evy)				
Expenses (X)	33,694	33,223	35,428	34,436	35,184	
Revenue (Y)*	37,763	38,440	39,210	39,990	40,790	
Balance (Y - X)	4,069	5,217	3,782	5,554	5,606	
Environmental marine protection (Pr	rotection of	the Sea Lev	y)			
Expenses (X)	28,304	27,909	29,761	28,928	29,556	
Revenue (Y)*	38,643	39,340	40,130	40,930	41,750	
Balance (Y - X)	10,339	11,431	10,369	12,002	12,194	
Seafarer ship safety under Navigation	n Act 2012	and other A	cts (Regulat	ory Functio	ns Levy)	
Expenses (X)	53,640	52,890	56,400	54,821	56,011	
Revenue (Y)	57,692	58,730	59,900	61,100	62,320	
Balance (Y - X)	4,052	5,840	3,500	6,279	6,309	
Marine services under Navigation Ad	ct 2012 and	ship registra	ation			
Expenses (X)	9,041	8,915	9,507	9,240	9,441	
Revenue (Y)	3,265	3,640	3,120	3,120	3,120	
Balance (Y - X)	(5,776)	(5,275)	(6,387)	(6,120)	(6,321	
Marine services for National System						
Expenses (X)	8,873	8,749	9,330	9,068	9,265	
Revenue (Y)	3,475	4,011	3,190	3,190	3,190	
Balance (Y - X)	(5,398)	(4,738)	(6,140)	(5,878)	(6,075)	

Table 9: Financial estimates for regulatory charging activities

	Estimate	Budget	Forwa	rd Year Esti	mates
	2022-23 (\$'000)	2023-24 (\$'000)	2024-25 (\$'000)	2025-26 (\$'000)	2026-27 (\$'000)
Expenses (X)	133,552	131,686	140,246	136,493	139,457
Revenue (Y)	140,838	144,161	145,550	148,330	151,170
Balance (Y - X)	7,286	12,475	5,124	11,837	11,713
Cumulative balance	7,286	19,761	24,885	36,722	48,435

As noted, AMSA's financial estimates provided do not include the activity output for the National System regulatory-based seafarer and ship safety. Given the *Independent Review of Australia's Domestic Commercial Vessel Safety* legislation and associated costs, and charging, it is not possible to comment on forward years with any degree or level of accuracy, nor without legislative funding provisions to support any calculations. To do otherwise would be confusing and counterproductive to users of this CRIS.

7 Financial performance

Historical financial performance of AMSA's regulatory charging activity outputs, from 2017-18 to 2021-22, are shown in **Table 10**, including explanations of material variances. The cumulative results for regulatory charging activity outputs are included in **Table 11**.

Table 10: Historical performance of AMSA's regulatory charging activities by output

•					•
	2017-18 (\$'000)	2018-19 (\$'000)	2019-20 (\$'000)	2020-21 (\$'000)	2021-22 (\$'000)
Navigational infrastructure (Marine N			(4 000)	(ψ σσσ)	(\$ 555)
Expenses (X)	31,874	35,567	37,164	41,294	36,996
Revenue (Y)*	34,651	36,539	36,281	38,146	43,556
Balance (Y - X)	2,777	972	(883)	(3,148)	6,560
Explain material variances:	paint and a (predominal evidence all The approx was \$4.9 m working thre program of this provision In 2021-22	and 2020-21 sbestos cont tely lighthous nd substantia imate mover oillion and for scheduled won each year, a reversal of os remediation).	ent in aids to ses) were inc ation of existe ment in the pr 2020-21 was the identified works to reme	navigation streased as fuence become rovision for 2 s \$6.3 millior d sites through diate sites and ecognised lestreased as the ecognised as the economic economi	sites orther e known. 1019-20 o. We are gh a nd reduce
Environmental marine protection (Protection of the Sea Levy)					
Expenses (X)	30,219	62,707	29,686	25,311	26,719
Revenue (Y)*	36,494	39,234	48,156	49,773	38,501
Balance (Y - X)	6,275	(23,473)	18,470	24,462	11,782
Explain material variances:	There are natural timing variances associated with environmental emergencies, as clean-up operation costs are incurred immediately from date of an incident, whereas insurance recoveries or legal settlements are received up to four to six years afterwards. As AMSA has a constructive obligation to meet clean-up costs from ship-sourced marine pollution, in 2018-19 we booked a \$27.1 million provision associated with an incident that occurred in June 2018. This clean-up operation finished in June 2020, with actual expenditure of \$15.7 million. The excess provision of \$11.4 million was reversed and recognised as revenue in 2019-20. In 2020-21 we received insurance recoveries and legal settlements from incidents that occurred in prior years. Further, there was a reduction in crisis preparedness training expenditure and other National Plan related activities because of COVID-19 restrictions in 2020-21 and continuing into 2021-22.				

	2017-18 (\$'000)	2018-19 (\$'000)	2019-20 (\$'000)	2020-21 (\$'000)	2021-22 (\$'000)
Seafarer ship safety under Navigation					
Expenses (X)	43,142	35,507	50,433	47,343	49,675
Revenue (Y)	52,488	53,470	54,949	56,724	57,835
Balance (Y - X)	9,346	17,963	4,516	9,381	8,160
Explain material variances:	For 2017-18 to 2018-19 there was a redirection of resources towards the domestic commercial sector due to unexpected level of transitional workloads associated with full-service delivery of the National System, with 2019-20 reverting back to normal services. However, in 2020-21 and partially continuing into 2021-22 there was a reduction in expenditure predominately related to COVID-19 disruptions and delays for regulatory function activities. We expect this to reverse (increase in expenditure) from 2022-23 as pandemic disruptions largely decrease and work-force strategy planning is undertaken to identify efficient and effective usage of resources in provision of regulatory functions across both domestic and international sector.				
Marine services under Navigation Act 2012 and ship registration					
Expenses (X)	5,560	5,995	10,897	9,000	9,134
Revenue (Y)	3,959	3,813	2,959	2,930	2,853
Balance (Y - X)	(1,601)	(2,182)	(7,938)	(6,070)	(8,160)
Explain material variances:	largely with inspections reviewing p efficient or i work with s	of these und in qualification and surveys rocesses to d not. Depending takeholders a future arrang	ons for seafa on internation determine who on results and governm	rers and pilotonal vessels. Thether costs The of this analy	ts, and We are are /sis, we will
Marine services for National System					
Expenses (X)	867	6,359	7,256	7,772	7,849
Revenue (Y)	119	3,360	2,988	3,098	3,325
Balance (Y - X)	(748)	(2,999)	(4,268)	(4,674)	(4,524)
Explain material variances:	There are three components driving under-recovery, lower volumes (and revenue) than was originally anticipated, an increase in the level of service delivery, and temporary and ongoing inefficiencies as business processes are developed and refined after full-service delivery in 2018-19. The reduction in revenue for 2019-20 and 2020-21 is largely the result of bushfire and COVID-19 relief provided to industries.				

^{*} Revenue includes insurance recoveries and legal settlements for aids to navigation assets and environmental emergency pollution responses. In relation to environmental emergencies, there is usually a four-to-six-year delay in incurring expenditure associated with operational costs, which occurs immediately after an incident, and any eventually insurance recovery or legal settlement.

Table 11: Cumulative performance of AMSA's regulatory charging activity outputs

	2017-18 (\$'000)	2018-19 (\$'000)	2019-20 (\$'000)	2020-21 (\$'000)	2021-22 (\$'000)
Expenses (X)	111,662	146,135	135,436	130,720	130,373
Revenue (Y)	127,711	136,416	145,333	150,671	146,070
Balance (Y - X)	16,049	(9,719)	9,897	19,951	15,697
Cumulative	16,049	6,330	16,227	36,178	51,875

The cumulative balance for regulatory charging activity outputs from 2017-18 to 2021-22 is a \$51.9 million surplus. This balance has been used in part to fund the development and implementation of a modern regulatory infrastructure framework applicable for both international and domestic commercial vessels.

Following three years of activity-based costing and collecting volumetric data, AMSA is proposing to refine and enhance its costing framework during 2023-24. This will allow a better understanding of processes and tasks, level of effort, service delivery, and corporate overheads. Subject to recommendations from the Independent Review Panel, AMSA will develop strategies to address financial imbalances over an extended period, with extensive stakeholder consultation on any proposed changes.

8 Non-financial performance

Costing outputs through activity-based costing techniques is a powerful tool in management, providing accurate information on the costs of activities and processes in which to make informed decisions. However, it does not provide any in-depth analysis that may be symmetrically tracked (or measured) to assess achievement of predetermined objectives in support of AMSA's policy outcomes. To achieve a more comprehensive analysis alignment of costing to performance indicators (or targets) is essential.

Effective performance measurement is key to ensure objectives are met in keeping with stakeholder expectations. Reporting on key performance indicators provides a consistent and repeatable framework to communicate goals, create measurable objectives, and it allows for benchmarking.

Performance indicators and measurements are based on non-financial, as well as financial information. These can be tricky to develop as indicators are usually confused with business metrics. A relevant performance indicator provides information that is significant and useful to AMSA and its stakeholders and is attributable to activities.

In establishing key performance indicators, the SMART criteria are used:

- **S** Is the goal of the activity **specific**?
- M Can you measure progress towards that goal?
- A Is the goal realistically attainable?
- R How relevant is the goal to AMSA?
- T What is the **timeframe** for achieving the goal?

Overtime, the SMART criteria will be expanded to SMARTER with the additional of **Evaluation** and **Revaluation**. These last two steps are important to ensure the ongoing relevance of each measure.

Measures for 2023-24

Consistent with the Department of Finance's Resource Management Guide 131 *Developing Good Performance Information*, AMSA reviews its non-financial performance measures annually to ensure they remain relevant and fit-for-purpose.

Non-financial performance measures for regulatory charging activities are summarised in **Table 12**, broken down by vision outcome level, activity output, and rational and success factors, accompanying a set target.

Table 12: Performance targets for 2023-24 – regulatory charging activities

Activity outputs	Measure	Rationale and success factors	Target			
Safe Seas – ensuring regulated vessels and seafarers are operating safely and meeting standards						
Seafarer and ship safety under Navigation Act 2012 and other Acts (Regulatory Functions Levy)	Safety of foreign-flagged vessels and Australian-flagged vessels (under the <i>Navigation Act 2012</i>) operating in Australian waters is demonstrated through the proportion of very serious incidents total report arrivals ¹ .	Indicates whether standards are being met	≤ 1.5%			
Clean Seas – preventing poll	lution from shipping					
Environmental marine protection (Protection of the Sea Levy)	Timeliness of response to significant oil spill incidents ² .	The time taken to ready AMSA oil spill response equipment and response personnel for mobilisation to a Level 2 (or higher) oil spill incident is an indicator of the effectiveness of AMSA's marine pollution response arrangements.	Within four (4) hours			

Notes:

- 1. Marine incidents are classified by AMSA into one of three severity levels: (1) very serious; (2) serious; and (3) less serious. Several factors are considered by AMSA to decide whether an incident is deemed very serious and/or serious. These include, fatalities, serious injuries, loss of vessel, damage to vessel and equipment; serious pollution and other incidents that result in serious consequences (i.e. fire; grounding; collisions etc.) Incidents are categorised individually.
- 2. A significant pollution incident is now defined as a Level 2 (or higher) incident in accordance with the National Plan for Maritime Environmental Emergencies. Level 2 incidents are more complex in size, duration, resource management, and risk. Fifteen characteristics that together constitute a Level 2 incident was a more comprehensive descriptor than using a single volume-based data.
 - Multiple jurisdictions
 - Some functions delegated or Sections created
 - Routine multi-agency response
 - Outline incident plan
 - Requires intra-state response
 - Escalated response
 - Multiple shift days to week
 - Single hazard

- Potential for loss of life
- Significant environmental impacts and recovery may take months, with remediation required
- Groups of fauna or threatened fauna
- Business failure
- Ongoing reduced social services
- Medium term infrastructure failure
- National media coverage

9 Key forward dates and events

Indicative dates for updating tasks throughout the 2023-24 budget year and beyond are listed in **Table 13**, including the *Independent Review of Australia's Domestic Commercial Vessel Safety* legislation and associated costs, and charging that will involve extensive and comprehensive stakeholder engagement.

Table 13: Indicative events and forward dates

Event	Description	Indicative dates
2023-24 CRIS (Budget)	Publication of 2023-24 Budget CRIS, incorporating external stakeholder feedback.	June 2023
Independent Review Panel's report	Final consolidated report with recommendations provided to the Australian Government.	June 2023
Enhancement to ABC model	Review, update and enhance AMSA's ABC framework and costing model using an integrated bottom-up approach	June 2023 to January 2024
Engagement with external stakeholders	Engagement with external stakeholders on AMSA's enhanced costing model	April to May 2024
2024-25 CRIS (Budget)	Publication of 204-25 Budget CRIS, incorporating external stakeholder feedback	June 2024

10 CRIS approval and change register

CRIS approval and change registers from 2017-18 to 2021-22 are provided in Tables 14.

Table 14: CRIS approval and change register

Date of change	CRIS	CRIS change	Approval	Basis for change
27 Jun 2018	2018-19 National System full-service delivery for fees	Publication of 2018-19 CRIS for National System full-service delivery for fee-based activities prior to charging the non-government sector	Approved by Minister for Infrastructure, Transport and Regional Development	Initial release
21 Dec 2018	2018-19 Consolidated	Publication of 2018-19 CRIS updated with 2017-18 audited actual results, incorporating National System introductory fees	Certified by Chief Executive Officer	Updated budget and financial results, incorporating National System introductory fee-based activities
20 Dec 2019	2019-20	Publication of 2019-20 CRIS update with 2017-18 audited actual results, incorporating National System full-service delivery feebased activities.	Certified by Chief Executive Officer	Updated with financial results and incorporating National System full-service delivery fee-based activities
23 Jul 2020	2020-21	Publication of 2020-21 CRIS updated with estimates for 2019-20	Certified by Chief Executive Officer	Updated estimated budget and current year estimates
4 Dec 2020	2020-21 Updated	Publication of updated 2020-21 CRIS with 2019-20 audited year-end results and budget for 2020-21	Certified by Chief Executive Officer	Revised with audited year-end results and updated budget to align with Portfolio Budget Statements
9 Jul 2021	2021-22	Publication of 2021-22 Budget CRIS updated with estimates for 2020-21	Certified by Chief Executive Officer	Updated estimated budget and current year estimates
6 Dec 2021	2021-22 Updated	Publication of updated 2021-22 CRIS with 2020-21 audited year-end results	Certified by Chief Executive Officer	Revised with audited year-end results
28 Jun 2022	2022-23	Publication of 2022-23 Budget CRIS, updated with estimates for 2021-22	Certified by Chief Executive Officer	Updated estimated current, budget, and three forward year estimates

Appendix 1: Government policy approval and statutory authority

Summary of government policy approval to cost recover, including date of decision, and statutory authority to charge by activity output, with references, is provided below.

Activity output	Date of decision	Government policy approval	Statutory authority to charge
Navigation infrastructure	11 Sep 1990, reaffirmed on 17 Sep 2018	Implied in second reading of <u>Australian Maritime</u> <u>Safety Authority Bill 1990</u> and Explanatory Statement of <u>Marine Navigation Levy Collection</u> <u>Regulations 2018</u>	Part 5, Division 2 of <u>Australian Maritime Safety</u> <u>Authority Act 1990</u> and Explanatory Statement of <u>Marine Navigation Levy Collection</u> <u>Regulations 2018</u>
Environmental marine protection	28 Nov 1989	Implied in second reading of <u>Australian Maritime</u> <u>Safety Authority Bill 1990</u> and second reading of <u>Protection of the Sea (Shipping Levy) Bill 1981</u>	Part 5, Division 2 of <u>Australian Maritime Safety</u> <u>Act 1990</u> , Section 5 of <u>Protection of the Sea</u> (Shipping Levy) Act 1981, and <u>National Plan</u>
Seafarer and ship safety under Navigation Act 2012 and other Acts	Jun 1989	Implied in second reading of <u>Australian Maritime</u> <u>Safety Authority Bill 1990</u> and second reading of <u>Marine Navigation (Regulatory Functions) Levy</u> <u>Bill 1991</u>	Part 5, Division 2 of <u>Australian Maritime Safety</u> <u>Act 1990</u> and Section 6 of <u>Marine Navigation</u> (Regulatory Functions) Levy Act 1991
Marine services Navigation Act 2012	11 Sep 1990	Implied in second reading of <u>Australian Maritime</u> <u>Safety Authority Bill 1990</u>	Part 5, Division 2 of <u>Australian Maritime Safety</u> <u>Act 1990</u> and <u>AMSA Fees Determination 2015</u>
Ship registration under Shipping Registration Act 1981	21 Jun 2012	Explanatory statement of Shipping Registration Regulations (Amendment) 1991	Part 5, Division 2 of <u>Australian Maritime Safety</u> <u>Act 1990, Shipping Registration Act 1981</u> , and <u>AMSA Fees Determination 2015</u>
Marine services under National System for domestic commercial vessels	2 Mar 2016 And 4 Dec 2017		Marine Safety (Domestic Commercial Vessel) National Law 2012 and Marine Safety (Domestic Commercial Vessel) National Law Regulation 2013

Appendix 2: Methodology of costing

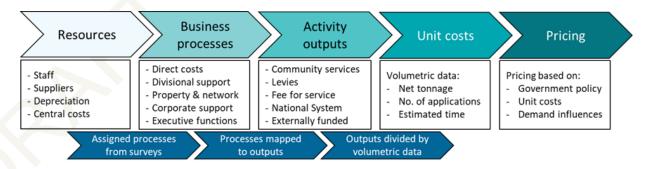
Principles applied

There are five principles that support the development of our costing model:

- (1) Linked to strategic business planning: costing is not just a 'bean counting' exercise. It should be linked to the strategic direction and planning of AMSA and inform executive at a strategic and tactical level.
- (2) Holistic approach: a modelling exercise should include all revenue and operating expenditure, including overheads, other indirect costs, and capital expenditure (capital allowances and/or depreciation). Further, it should focus not just on cost recovery activities, but all activities of AMSA. This will result in a model that can fulfil multiple demands for costing information.
- (3) Comprehensive and consistent: a simple approach that applies consistency in the application of modelling rules across all business areas and activities, creating a robust model understood by stakeholders. It should be developed over short timeframes, with a relatively small input of resources.
- (4) Flexibility: it is important to recognise that demands for service delivery change over time, driven by various internal and external circumstances. A costing exercise must be dynamic in nature to evolve with changes to AMSA's business requirements and circumstances.
- (5) Institutionalised as a 'normal' function: modelling should be a living database that requires regular updating on a periodic basis. This is successful when the model receives official endorsement with AMSA wide involvement (operational area's 'buy-in'). Costing will then become a routine task and a 'foundation stone' for improving and reporting on financial performance.

Methodology

The methodology for modelling AMSA's costs is summarised in the illustration below. It adheres to activity-based costing principles, which enables more analysis on the efficiency of activity outputs and/or business processes for cost recovery and other activities. It focuses on cost drivers, which allocates indirect costs to direct costs and then to an output.



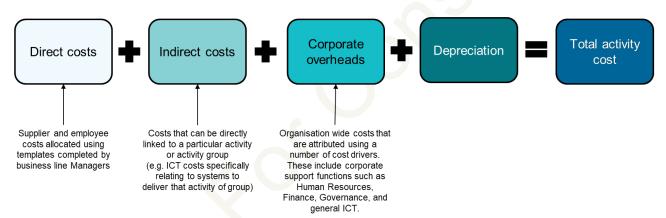
Not all business processes are specific or direct in the provision of activity outputs. Several tasks are support related activities that simply enable the delivery of AMSA's core outputs to stakeholders. Nevertheless, these should form part of the activity cost.

Cost categories

As part the costing methodology, we assign each activity to one of the following four cost categories to ensure appropriate identification of overheads for allocation to an activity.

- Direct: representing direct business processes (or tasks) relevant in-service delivery of activity outputs.
- Indirect: exists to support the delivery of a direct activity. Examples include divisional support activities such as general management, specific ICT costs relating to systems to enable service delivery, and supporting property operating expenditure, ICT networking, and communication. Indirect processes are allocated to direct activities based on a cost object using an appropriate driver.
- Corporate overheads: enabling tasks and activities to support service delivery of AMSA's activity outputs through provision of standard corporate and executive functions. Corporate overheads include executive, human resources, finance, governance, and general ICT support, accompanying their respective share of property operating expenditure, ICT networking, and communication. Like indirect, corporate overheads allocated to direct activities based on cost drivers.
- **Depreciation**: representing capital costs, asset register assessed on an asset-by-asset basis. Where there is a specific direct link to an activity, depreciation is assigned to an activity group, where corporate support related, depreciation is assigned to the appropriate overhead classification.

Below is an outline of the composition of an activity cost.



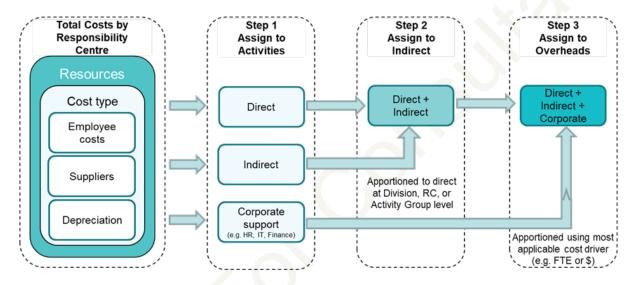
Appendix 3: Approach in costing and developing model

Approach

As well as the principles in methodology detailed in Appendix 2, an effective model must be:

- Robust in addition to the allocation of direct costs, a model must be capable of reliably allocating indirect and corporate overheads to direct activities,
- Defensible assumptions and approach applied in determining cost allocations must be clearly documented and capable of withstanding external scrutiny, and
- Repeatable model must be capable of supporting a repeatable process in future periods.

An illustration of the model approach applied in 2021-22 is detailed below.



Data collection and collation

The typical approach is to use data collection systems, such as timesheets, to gather information about drivers and use this for the allocation of costs to activities. AMSA does not currently collect timesheet data. Instead, the approach applied in 2022-23 is to use a data collection template with direct input from each business line area manager.

Managers assigned staff and employee costs (based on ASL equivalent grades), and supplier costs to activities and activity groups.

Overhead model

The collation of data collection templates determined direct costs for each activity output. To calculate fully absorbed costs of an activity output, an attribution of indirect and corporate support costs to each direct activity based on drivers is required. The overhead model applies several cost drivers.

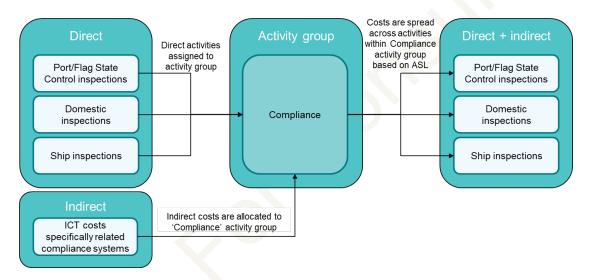
Allocation of indirect support costs

Activity groups are used to assembly similar activities for the purposes of allocating indirect support costs to direct activities. There are two levels of activity groups to provide options in accurately assigning costs:

- Activity group 1 set at the highest level at which common activities can be identified.
- Activity group 2 sets a lower level to allow for a more targeted approach to overhead allocation. It also allows for activities to be split between international and domestic industries.

Currently, indirect support costs are assigned to direct activities using direct ASL of that respective activity group as a cost-driver. The model has the flexibility to assign dollar values to specific individual activity groups. However, at this stage, ASL deemed the most appropriate as costs are influenced by the number of staff.

Where costs are incurred solely to support a specific group of activities, such as ICT hosting and support of software, the activity group is used to assign costs – as illustrated below.



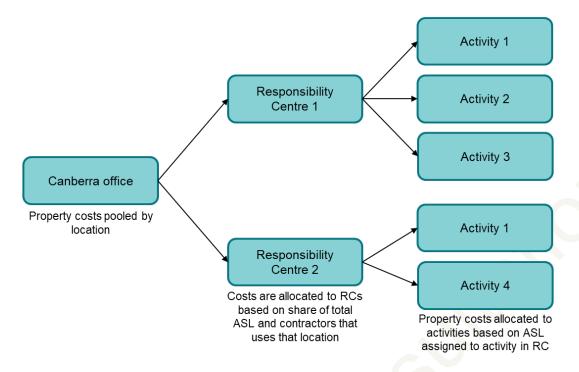
The following indirect costs have been allocated in the model utilising activity groups:

- Support activities (excluding corporate overhead functions) required for the delivery of a group of activities, such as divisional management and administrative costs,
- Depreciation costs for assets that directly support a group of activities, and
- ICT operating expenditure on projects and systems that directly support a group of activities.

Property operating expenditure

Given its role, AMSA operates at numerous locations throughout Australia, leasing offices and storage facilities, as well as owning eight remote residential properties and one regional office. This corresponds to a sizeable property footprint and associated operational expenditure.

Property operating expenditure for office leases and residential properties are allocated by aggregating costs by location, and then directly allocated to each business line area in proportion of the respective number of staff and contractors utilisation that location – below is an illustration of this process.



Property operating expenditure for direct activities, such as aids to navigation sites or leasing space for National Plan stockpiles, are allocated directly to their respective activity outputs.

Corporate overheads

Corporate overheads allocated to direct activities using several cost drivers, depending on the nature of the expenditure, detailed below.

Overhead category	Allocation method	Rationale			
Executive functions	Dollar cost (direct + indirect)	Dollar costs appears the most reasonable given executive functions focus on strategic and risk, which is usually dictated by expenditure.			
Human Resources (HR)	ASL	Cost and resourcing of HR functions heavily influenced by volume of staff that are supported (e.g. payroll, recruitment, training, and performance management).			
Finance	Dollar cost (direct + indirect)	Primarily focused on areas of higher spend and risk. A higher cost requires ongoing financial management arrangements. While dollar cost for the allocation method is not a perfect cost driver, it provides a more accurate allocation than simply using ASL.			
Governance	Dollar cost (direct + indirect)	Focuses effort on organisational priorities and risk, with corporate planning the output. Strategically important activities receive additional management and analysis compared to lower risk (and generally lower cost) activities.			
		ASL deemed unreasonable as governance function activities are not influenced by the number of staff.			

Overhead category	Allocation method	Rationale
ICT general	ASL	Driven by the volume of staff and contractors
(excluding directly		supported (e.g. issuance of computers, help-desk
attributed activities)		requests, telephony, and communications costs).

Attribution of costs to non-regulatory charging activities

Staff providing regulatory charging activities may also undertake other activities funded by either government budget appropriations (search and rescue coordination services and regulatory function National System activities) or Australian Government agencies for targeted externally funded maritime related programs.

Costs for non-regulatory charging activities are identified during the collection and collation phase by direct input from business unit managers, with indirect and corporate overheads treated in the exact same manner as regulatory charging activities. This holistic approach (mentioned in Appendix 2) ensures a comprehensive model fulfilling multiple demands for costing, with no risk of omitting any costs from total activity outputs.

Sensitivities

Cost drivers and assumptions underlying the modelling are developed to limit and constrain any significant sensitivity from changes in demands of regulatory charging activities. Nevertheless, it is recognised that costs are sticky in the short-to-medium timeframe, predominately consisting of contracted suppliers and staff.

Supplier costs are largely longer-term contracts where expenditure relates to service requirements or deliverables. These are generally not dynamic or responsive to short-term changes in demand of regulatory charging activities. Staff costs have a similar constraint for short-term movements and are based on long-term expected time and effort requirements to meet policy outcomes to an acceptable standard, as identified by business unit managers.

In determining the staff and supplier cost levels, AMSA forecasts the expected level of demand for regulatory charging activities as part of its annual budgeting processes. This process is based on historical data and trends, consultation advice, understanding known economic factors, and thorough communication with principal stakeholders. Although, externalities, such as COVID-19 disruptions, trade disputes, or austerity measures may impact resourcing and service delivery.

Appendix 4: Schedule of fee-based charges

Fees under Navigation Act 2012 and other Acts

A schedule of the fee-based regulatory charging activities is listed below, with reference to Australian Maritime Safety Authority Fees Determination 2015.

Charge	Туре	2022-23	2023-24
Services to seafarers and coastal pilots			
Examinations and assessments			
Assessment of sea service for an:	Fixed fee	\$ 168	\$ 168
 (a) certificate of competency as master, deck office or engineer, or (b) certificate of recognition of a certificate of competency as master, desk office or engineer. 			
Oral examination for certificate of competency	Fixed fee	\$ 544	\$ 544
Computer based examination for certificate of competency	Fixed fee	\$ 220	\$ 220
Assessment of marine qualifications for immigration	Fixed fee	\$ 472	\$ 472
Undertaking a psychometric assessment	Variable	External pr	ovider cost
Written examination of theory or charts for coastal pilot's licence – standard examination	Fixed fee	\$ 544	\$ 544
Written examinations of charts for coastal pilot's licence – Whitsundays	Fixed fee	\$ 816	\$ 816
Oral examination for check pilot licence	Fixed fee	\$ 816	\$ 816
Certificates for seafarers and pilots			
Initial issue of certificate of competency or proficiency	Fixed fee	\$ 190	\$ 190
Initial issue of certificate of recognition or competency or proficiency or certificate of equivalence	Fixed fee	\$ 190	\$ 190
Revalidation of certificate of competency o certificate of recognition or proficiency or certificate of equivalence	Fixed fee	\$ 136	\$ 136
Endorsements to active certificate of competency	Fixed fee	\$ 112	\$ 112
Initial issue of, or revalidation of, Global Maritime Distress and Safety System (GMDSS) competency certificate or certificate of recognition of GMDSS certificate	Fixed fee	\$ 112	\$ 112
Issue of initial coastal pilot's licence of reissue of coastal pilot's licence	Fixed fee	\$ 150	\$ 150
Issue of compass adjuster licence	Fixed fee	\$ 190	\$ 190
Issue of certificate of safety training	Fixed fee	\$ 112	\$ 112
Issue of certificate of proficiency as Marine Cook	Fixed fee	\$ 112	\$ 112
Additional charge for transmission of documents other than by regular mail, such as fax, email, or registered mail:	Fixed fee		
(a) within Australia		\$ 40	\$ 40
(b) outside Australia		\$ 80	\$ 80

Charge	Туре	2022-23	2023-24
Inspections and surveys			
Vessel design and performance—tonnage measurements	and loadline		
Provision of copies of tonnage calculations	Hourly rate	\$ 272	\$ 272
Inspections and certification for tonnage measures and loadline	Hourly rate	\$ 272	\$ 272
Inspections of vessels and equipment	l		
Approvals and exemptions for a vessels, materials handling equipment or loading or unloading arrangements for a vessel, and, for second and subsequent visits, inspections of vessels, equipment, or arrangements for these matters	Hourly rate	\$ 272	\$ 272
Survey for initial issue or reissue of a certificate	Hourly rate	\$ 272	\$ 272
Follow-up visits to re-inspect deficiencies identified at initial inspections	Hourly rate	\$ 272	\$ 272
Other services and inspections of vessels and equipment	Hourly rate	\$ 272	\$ 272
Cargo inspections and approvals			
Visits to vessels or loading facilities for inspections to ensure safe loading and stowage of grain	Hourly rate	\$ 272	\$ 272
Inspections, determinations, approvals, and exemptions for solid bulk cargoes	Hourly rate	\$ 272	\$ 272
Inspections, determinations, approvals, and exemptions for dangerous goods	Hourly rate	\$ 272	\$ 272
Inspections, certifications, approvals, and exemptions for transportation of livestock, including inspections and services for issue or endorsement of an Australian Certification for the Carriage of Livestock	Hourly rate	\$ 272	\$ 272
Inspections and approvals of containers for authorisations to load or unload where container is unsafe or overloaded or lacking a valid safety certificate plate or after expiry of the examination date	Hourly rate	\$ 272	\$ 272
Miscellaneous inspections that are compulsory, requested by the recipient, or follow-up inspections to confirm corrective action	Hourly rate	\$ 272	\$ 272
Other marine services			
Determinations, declarations, exemptions, and approvals			
Determination (other than a manning level determination), declaration, exemptions, or approval	Hourly rate	\$ 272	\$ 272
Services relating to manning levels			
Determination of manning levels	Fixed rate	\$ 1,088	\$ 1,088
Review existing approved manning levels	Fixed rate	\$ 544	\$ 544
Services relating to the international safety management	code		
Document of compliance or safety management certificate, including conduct initial audit or for reinstatement of document or certificate	Hourly rate	\$ 272	\$ 272

Charge	Туре	2022-23	2023-24
Scheduled periodic compliance audit relating to continuation of document of compliance or safety management certificate	Hourly rate	\$ 272	\$ 272
Services to pilotage providers and coastal pilotage exem	ptions		
Licence as provider of coastal pilotage services or for reinstatement	Hourly rate	\$ 272	\$ 272
Scheduled compliance audit of accredited provider of coastal pilotage services	Hourly rate	\$ 272	\$ 272
Exemption of vessel from coastal pilotage requirements	Hourly rate	\$ 272	\$ 272
Exemption of seafarer from coastal pilotage requirements for exempt vessel	Fixed rate	\$ 136	\$ 136
Services to registered training organisations			
Approval of training course	Hourly rate	\$ 272	\$ 272
Schedule periodic compliance audit of approved courses provided by registered training organisation	Hourly rate	\$ 272	\$ 272
Services to providers of vessel traffic services			
Authorisation to provide vessel traffic services	Hourly rate	\$ 272	\$ 272
Conduct scheduled periodic compliance audit of provider of authorised vessel traffic services	Hourly rate	\$ 272	\$ 272
Shipping registration			
Applications for registration or re-registration			
Registration of ship required to be registered	Fixed fee	\$ 2,664	\$ 2,664
Registration of ship, other than Australian owned ship, on demise charter to an Australian based operator	Fixed fee	\$ 3,996	\$ 3,996
Registration of ship permitted to be registered, other than foreign owned ship on demise charter to an Australian based operator	Fixed fee	\$ 1,554	\$ 1,554
Transfer or transmission of ownership			
Registration of transfer, transmission of ownership, for ship required by to be registered	Fixed fee	\$ 777	\$ 777
Registration of transfer, transmission of ownership, for ship on demise charter to Australian based operator other than an Australian owned ship	Fixed fee	\$ 1,332	\$ 1,332
Registration of transfer, transmission of ownership, for ship permitted to be registered, other than foreign owned ship on demise charter to an Australian based operator	Fixed fee	\$ 444	\$ 444
Grant of certificate			
New registered certificate	Fixed fee	\$ 222	\$ 222
Provisional registration certificate	Fixed fee	\$ 333	\$ 333
Extension of period of currency of provisional certificate	Fixed fee	\$ 222	\$ 222
Grant of temporary pass	Fixed fee	\$ 333	\$ 333
Certificate of entitlement to fly Australian national flag or red ensign	Fixed fee	\$ 222	\$ 222

Charge	Туре	2022-23	2023-24
Supply deletion certificate	Fixed fee	\$111	\$111
Administrative services			
Exemption from registration	Fixed fee	\$ 666	\$ 666
Request for change of name of registered ship	Fixed fee	\$ 111	\$ 111
Request for change of home port of registered ship	Fixed fee	\$ 111	\$ 111
Request for extension of time for lodging documents	Fixed fee	\$ 167	\$ 167
Additional charge for transmission of documents other than by regular mail, such as fax, email, or registered mail:	Fixed fee		
(a) within Australia		\$ 40	\$ 40
(b) outside Australia		\$ 80	\$ 80
Inspections and searches	ı		
Search by staff of Australian Shipping Registration Office of register - for each period of 15 mins or remaining part	Fixed fee	\$ 55.50	\$ 55.50
Certified extract of register or of document forming part of or associated with Register	Fixed fee	\$ 75	\$ 75
Certified copy of register entry	Fixed fee	\$ 40	\$ 40
Certified copy of documents forming part of or associate with register - for each page	Fixed fee	\$ 21	\$ 21
Caveats			
Lodgement of a caveat	Fixed fee	\$ 222	\$222
Services relating to a continuous synopsis record			
New continuous synopsis record	Fixed fee	\$ 555	\$555
Reissue of continuous synopsis record	Fixed fee	\$ 170	\$170
Amendments to existing continuous synopsis record	Fixed fee	\$ 390	\$390
Other services			
Any service not listed elsewhere	Hourly rate	\$ 272	\$272
Any service for which AMSA bears a direct expense	Variable	Direct e	xpense

Fees under National Law (National System)

In accordance with Clause 52 of the <u>Marine Safety (Domestic Commercial Vessel) National Law Regulation 2013</u>, annual indexation shall apply to specified fees contained within the provisions. This is a mandatory legislative requirement.

The indexation factor applied for 2023-24 is 7.0% (2022-23: 5.1%), based on the March quarterly CPI rate, with an effective date of an increase in fees being 1 July 2023.

Charge	Туре	2022-23	2023-24
Certificate of survey			
Certificate of survey			
New certificate of survey	Fixed fee	\$ 401	\$ 429
Renew an existing certificate of survey	Fixed fee	\$ 224	\$ 239
Vary an existing certificate of survey#	Fixed fee	\$ 208	\$ 222
Voluntarily suspend a certificate of survey	Fixed fee	\$ 227	\$ 242
Replace a certificate of survey	Fixed fee	\$ 38	\$ 40
Unique vessel identifier			
Unique vessel identifier	Fixed fee	\$ 173	\$ 185
Certificate of operation			
Certificate of operation			
New certificate of operation	Fixed fee	\$ 212	\$ 226
Renew an existing certificate of operation	Fixed fee	\$ 212	\$ 226
Vary an existing certificate of operation	Fixed fee	\$ 198	\$ 211
Voluntarily suspend a certificate of operation	Fixed fee	\$ 227	\$ 242
Replace a certificate of operation	Fixed fee	\$ 38	\$ 40
Certificate of competency			
Examinations and assessments			
Conduct an examination	Fixed fee	\$ 372	\$ 398
Certificates of competency, near coastal	,		
New certificate of competency, near coastal: - Coxswain grade 1 - Coxswain grade 2 - General purpose hand - Marine engine driver grade 2 - Marine engine driver grade 3 - Master inland waters	Fixed fee	\$ 163	\$ 174
- Master less than 24 metres			
New certificate of competency, near coastal: - Engineer class 3 - Marine engine driver grade 1 - Master less than 35 metres - Master less than 80 metres	Fixed fee	\$ 282	\$ 301

Charge	Туре	2022-23	2023-24
- Mate less than 80 metres			
Renew an existing certificate of competency, near coastal:	Fixed fee	\$ 150	\$ 160
- Coxswain grade 1			
- Coxswain grade 2			
- General purpose hand			
- Marine engine driver grade 2			
- Marine engine driver grade 3			
- Master inland waters			
Renew an existing certificate of competency, near coastal:	Fixed fee	\$ 238	\$ 254
- Engineer class 3			
- Marine engine driver grade 1			
- Master less than 35 metres			
- Master less than 80 metres			
- Mate less than 80 metres			
Vary an existing certificate of competency (i.e. remove a restriction, add an endorsement, change of name)	Fixed fee	\$ 150	\$ 160
Replace a lost, stolen or destroyed certificate of competency	Fixed fee	\$ 150	\$ 160
Other marine services under National System*			
Accreditation application fees			
1 to 5 categories of surveying	Fixed fee	\$ 1,588	\$ 1,699
6 to 10 categories of surveying	Fixed fee	\$ 2,435	\$ 2,605
11 to 16 categories of surveying	Fixed fee	\$ 3,281	\$ 3,510
Renew existing marine surveyor accreditation	Fixed fee	\$ 286	\$ 306
Replace lost, stolen or destroyed accreditation card	Fixed fee	\$ 51	\$ 54
Vary an existing accreditation	Fixed fee	\$ 297	\$ 317
National Law exemptions			
Scheme non-survey (Exemption 2)	Fixed fee	\$ 200	\$ 214
Operation beyond survey time (Exemption 6)	Fixed fee	\$ 243	\$ 260
Temporary operations permit (Exemption 7)	Fixed fee	\$ 316	\$ 338
Class C restricted operations (Exemption 40)	Fixed fee	\$ 345	\$ 369
Exemption from the application of the National Law or specified provisions of the National Law	Hourly rate	\$ 260	\$ 278
Approval under a Marine Order or an equivalent means of compliance	Hourly rate	\$ 260	\$ 278