

**Australian Small Business and Family Enterprise Ombudsman Rules 2016**

made under section 96 of the

*Australian Small Business and Family Enterprise Ombudsman Act 2015*

The Hon Kelly O’Dwyer MP  
Minister for Small Business

**1 Name of Rules**

These Rules are the *Australian Small Business and Family Enterprise Ombudsman Rules 2016*.

**2 Commencement**

These Rules commence on the day the *Australian Small Business and Family Enterprise Ombudsman Act 2015* commences.

**3 Definitions**

In these Rules:

***Act*** means the *Australian Small Business and Family Enterprise Ombudsman Act 2015*

***Ombudsman*** means the Australian Small Business and Family Enterprise Ombudsman

**4 Prescribed Agencies**

(1) The following agencies are prescribed under section 8(1)(d) of the Act:

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| 1. Airline Customer Advocate |
| 1. Australian Charities and Not-for-profits Commission |
| 1. Australian Competition and Consumer Commission |
| 1. Australian Energy Regulator |
| 1. Australian Federal Police |
| 1. Australian Human Rights Commission |
| 1. Australian Securities and Investments Commission |
| 1. Commonwealth Ombudsman |
| 1. Credit and Investments Ombudsman |
| 1. Defence Force Ombudsman |
| 1. Fair Work Building Industry Inspectorate |
| 1. Fair Work Commission |
| 1. Fair Work Ombudsman |
| 1. Financial Ombudsman Service |
| 1. Horticulture Mediation Adviser |
| 1. Immigration Ombudsman |
| 1. Inspector-General of Intelligence and Security |
| 1. Inspector-General of Taxation |
| 1. Intellectual Property Australia |
| 1. Law Enforcement Ombudsman |
| 1. Norfolk Island Ombudsman |
| 1. Office of the Australian Information Commissioner |
| 1. Office of the Franchising Mediation Adviser |
| 1. Oilcode Dispute Resolution Adviser |
| 1. Overseas Students Ombudsman |
| 1. Postal Industry Ombudsman |
| 1. Private Health Insurance Industry Ombudsman |
| 1. Produce and Grocery Industry Ombudsman |
| 1. Superannuation Complaints Tribunal |
| 1. Telecommunications Industry Ombudsman |
| 1. .au Domain Administration Ltd |

(2) The following agencies are prescribed under section 8(2)(e) of the Act:

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| 1. Anti-Discrimination Board of New South Wales |
| 1. Anti-Discrimination Commission of Queensland |
| 1. Australian Capital Territory Bar Association |
| 1. Australian Capital Territory Civil and Administrative Tribunal |
| 1. Australian Capital Territory Human Rights Commission |
| 1. Australian Capital Territory Office of the Director of Public Prosecutions |
| 1. Australian Capital Territory Ombudsman |
| 1. Bar Association of Queensland Incorporated |
| 1. Business Enterprise Centre Darwin Region Incorporated |
| 1. Consumer Affairs Victoria |
| 1. Consumer and Business Services, South Australian Attorney-General’s Department |
| 1. Consumer Protection, West Australian Department of Commerce |
| 1. Dispute Resolution Branch, Queensland Department of Justice and Attorney-General |
| 1. Dispute Settlement Centre of Victoria |
| 1. Energy and Water Industry Ombudsman South Australian |
| 1. Energy and Water Ombudsman New South Wales |
| 1. Energy and Water Ombudsman Queensland |
| 1. Energy and Water Ombudsman Victoria |
| 1. Energy and Water Ombudsman Western Australia |
| 1. Energy Ombudsman of Tasmania |
| 1. Environment and Planning Directorate, Australian Capital Territory Government 2. Equal Opportunity Commission Western Australia |
| 1. Fair Trading, Australian Capital Territory Office of Regulatory Services |
| 1. Law Institute of Victoria |
| 1. Law Society of New South Wales |
| 1. Law Society of South Australia |
| 1. Law Society of Tasmania |
| 1. Law Society of the Australian Capital Territory |
| 1. Law Society of the Northern Territory |
| 1. Law Society of Western Australia |
| 1. Legal Aid Queensland |
| 1. New South Wales Bar Association |
| 1. New South Wales Civil and Administrative Tribunal |
| 1. New South Wales Fair Trading |
| 1. [New South Wales Information and Privacy Commission](http://www.ipc.nsw.gov.au/) |
| 1. New South Wales Ombudsman |
| 1. New South Wales Police |
| 1. New South Wales Small Business Commissioner |
| 1. New South Wales Trustee and Guardian |
| 1. Northern Territory Anti-Discrimination Commission |
| 1. Northern Territory Bar Association |
| 1. Northern Territory Civil and Administrative Tribunal |
| 1. Northern Territory Community Justice Centre |
| 1. Northern Territory Consumer Affairs |
| 1. Northern Territory Office of the Director of Public Prosecutions |
| 1. Northern Territory Police |
| 1. Office of Fair Trading, Queensland Department of Justice and Attorney-General |
| 1. Office of Information Commissioner Queensland |
| 1. Office of the Anti-Discrimination Commission Tasmania |
| 1. Office of the Commissioner for Body Corporate and Community Management Queensland |
| 1. Office of the Director of Public Prosecutions for Western Australia |
| 1. Office of the Director of Public Prosecutions New South Wales |
| 1. Office of the Director of Public Prosecutions Queensland |
| 1. Office of the Director of Public Prosecutions Tasmania |
| 1. Office of the Health Ombudsman Queensland |
| 1. Office of the Information Commissioner Northern Territory |
| 1. Office of the Public Guardian Queensland |
| 1. Ombudsman for the Northern Territory |
| 1. Ombudsman South Australia |
| 1. Ombudsman Tasmania |
| 1. Ombudsman Western Australia |
| 1. Public Transport Ombudsman Victoria |
| 1. Public Trustee for South Australia |
| 1. Public Trustee for Tasmania |
| 1. Public Trustee for the ACT |
| 1. Public Trustee for the Northern Territory |
| 1. Public Trustee for Western Australia |
| 1. Public Trustee of Queensland |
| 1. Queensland Building and Construction Commission |
| 1. Queensland Civil and Administrative Tribunal |
| 1. Queensland Crime and Corruption Commission |
| 1. Queensland Law Society |
| 1. Queensland Legal Services Commission |
| 1. Queensland Ombudsman |
| 1. Queensland Police |
| 1. Small Business Commissioner for Western Australian |
| 1. Small Business Commissioner South Australia |
| 1. South Australia Equal Opportunity Commission |
| 1. South Australia Police |
| 1. South Australian Bar Association |
| 1. South Australian Civil and Administrative Tribunal |
| 1. South Australian Office of the Director of Public Prosecutions |
| 1. State Administrative Tribunal of Western Australian |
| 1. State Trustees Victoria |
| 1. Surveyors Board Queensland |
| 1. Tasmania Police |
| 1. Tasmanian Bar Association |
| 1. Tasmanian Health Complaints Commissioner |

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| 1. Tasmanian Office of Consumer Affairs and Fair Trading including the Commissioner for Corporate Affairs |
| 1. The Victorian Bar Incorporated |
| 1. Tolling Customer Ombudsman |
| 1. Victoria Police |
| 1. Victorian Building Authority 2. Victorian Civil and Administrative Tribunal |
| 1. Victorian Equal Opportunity and Human Rights Commission |
| 1. Victorian Office of the Director of Public Prosecutions |
| 1. Victorian Ombudsman |
| 1. Victorian Small Business Commissioner |
| 1. Western Australia Police |
| 1. Western Australian Bar Association 2. West Australian Industrial Relations Commission |

(3) The following agencies are prescribed under sections 86(1)(g) and 86(1)(h) of the Act:

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| 1. Airline Customer Advocate |
| 1. Australian Charities and Not-for-profits Commission |
| 1. Australian Energy Regulator |
| 1. Australian Federal Police |
| 1. Australian Human Rights Commission |
| 1. Australian Securities and Investments Commission |
| 1. Commonwealth Ombudsman |
| 1. Credit and Investments Ombudsman |
| 1. Defence Force Ombudsman |
| 1. Fair Work Building Industry Inspectorate |
| 1. Fair Work Commission |
| 1. Fair Work Ombudsman |
| 1. Financial Ombudsman Service |
| 1. Horticulture Mediation Adviser |
| 1. Immigration Ombudsman |
| 1. Inspector-General of Intelligence and Security |
| 1. Inspector-General of Taxation |
| 1. Intellectual Property Australia |
| 1. Law Enforcement Ombudsman |
| 1. Norfolk Island Ombudsman |
| 1. Office of the Australian Information Commissioner |
| 1. Office of the Franchising Mediation Adviser |
| 1. Oilcode Dispute Resolution Adviser |
| 1. Overseas Students Ombudsman |
| 1. Postal Industry Ombudsman |
| 1. Private Health Insurance Industry Ombudsman |
| 1. Produce and Grocery Industry Ombudsman |
| 1. Superannuation Complaints Tribunal |
| 1. Telecommunications Industry Ombudsman |
| 1. .au Domain Administration Ltd |
| 1. Anti-Discrimination Board of New South Wales | |
| 1. Anti-Discrimination Commission of Queensland | |
| 1. Australian Capital Territory Bar Association | |
| 1. Australian Capital Territory Civil and Administrative Tribunal | |
| 1. Australian Capital Territory Human Rights Commission | |
| 1. Australian Capital Territory Office of the Director of Public Prosecutions | |
| 1. Australian Capital Territory Ombudsman | |
| 1. Bar Association of Queensland Incorporated | |
| 1. Business Enterprise Centre Darwin Region Incorporated | |
| 1. Consumer Affairs Victoria | |
| 1. Consumer and Business Services, South Australian Attorney-General’s Department | |
| 1. Consumer Protection, West Australian Department of Commerce | |
| 1. Dispute Resolution Branch, Queensland Department of Justice and Attorney-General | |
| 1. Dispute Settlement Centre of Victoria | |
| 1. Energy and Water Industry Ombudsman South Australian | |
| 1. Energy and Water Ombudsman New South Wales | |
| 1. Energy and Water Ombudsman Queensland | |
| 1. Energy and Water Ombudsman Victoria | |
| 1. Energy and Water Ombudsman Western Australia | |
| 1. Energy Ombudsman of Tasmania | |
| 1. Environment and Planning Directorate, Australian Capital Territory Government 2. Equal Opportunity Commission Western Australia | |
| 1. Fair Trading, Australian Capital Territory Office of Regulatory Services | |
| 1. Law Institute of Victoria | |
| 1. Law Society of New South Wales | |
| 1. Law Society of South Australia | |
| 1. Law Society of Tasmania | |
| 1. Law Society of the Australian Capital Territory | |
| 1. Law Society of the Northern Territory | |
| 1. Law Society of Western Australia | |
| 1. Legal Aid Queensland | |
| 1. New South Wales Bar Association | |
| 1. New South Wales Civil and Administrative Tribunal | |
| 1. New South Wales Fair Trading | |
| 1. [New South Wales Information and Privacy Commission](http://www.ipc.nsw.gov.au/) | |
| 1. New South Wales Ombudsman | |
| 1. New South Wales Police | |
| 1. New South Wales Small Business Commissioner | |
| 1. New South Wales Trustee and Guardian | |
| 1. Northern Territory Anti-Discrimination Commission | |
| 1. Northern Territory Bar Association | |
| 1. Northern Territory Civil and Administrative Tribunal | |
| 1. Northern Territory Community Justice Centre | |
| 1. Northern Territory Consumer Affairs | |
| 1. Northern Territory Office of the Director of Public Prosecutions | |
| 1. Northern Territory Police | |
| 1. Office of Fair Trading, Queensland Department of Justice and Attorney-General | |
| 1. Office of Information Commissioner Queensland | |
| 1. Office of the Anti-Discrimination Commission Tasmania | |
| 1. Office of the Commissioner for Body Corporate and Community Management Queensland | |
| 1. Office of the Director of Public Prosecutions for Western Australia | |
| 1. Office of the Director of Public Prosecutions New South Wales | |
| 1. Office of the Director of Public Prosecutions Queensland | |
| 1. Office of the Director of Public Prosecutions Tasmania | |
| 1. Office of the Health Ombudsman Queensland | |
| 1. Office of the Information Commissioner Northern Territory | |
| 1. Office of the Public Guardian Queensland | |
| 1. Ombudsman for the Northern Territory | |
| 1. Ombudsman South Australia | |
| 1. Ombudsman Tasmania | |
| 1. Ombudsman Western Australia | |
| 1. Public Transport Ombudsman Victoria | |
| 1. Public Trustee for South Australia | |
| 1. Public Trustee for Tasmania | |
| 1. Public Trustee for the ACT | |
| 1. Public Trustee for the Northern Territory | |
| 1. Public Trustee for Western Australia | |
| 1. Public Trustee of Queensland | |
| 1. Queensland Building and Construction Commission | |
| 1. Queensland Civil and Administrative Tribunal | |
| 1. Queensland Crime and Corruption Commission | |
| 1. Queensland Law Society | |
| 1. Queensland Legal Services Commission | |
| 1. Queensland Ombudsman | |
| 1. Queensland Police | |
| 1. Small Business Commissioner for Western Australian | |
| 1. Small Business Commissioner South Australia | |
| 1. South Australia Equal Opportunity Commission | |
| 1. South Australia Police | |
| 1. South Australian Bar Association | |
| 1. South Australian Civil and Administrative Tribunal | |
| 1. South Australian Office of the Director of Public Prosecutions | |
| 1. State Administrative Tribunal of Western Australian | |
| 1. State Trustees Victoria | |
| 1. Surveyors Board Queensland | |
| 1. Tasmania Police | |
| 1. Tasmanian Bar Association | |
| 1. Tasmanian Health Complaints Commissioner | |
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| 1. The Victorian Bar Incorporated | |
| 1. Tolling Customer Ombudsman | |
| 1. Victoria Police | |
| 1. Victorian Building Authority 2. Victorian Civil and Administrative Tribunal | |
| 1. Victorian Equal Opportunity and Human Rights Commission | |
| 1. Victorian Office of the Director of Public Prosecutions | |
| 1. Victorian Ombudsman | |
| 1. Victorian Small Business Commissioner | |
| 1. Western Australia Police | |
| 1. Western Australian Bar Association 2. West Australian Industrial Relations Commission | |

**5 Allowances to witnesses**

A person who appears at a hearing in accordance with a summons under section 48(1) of the Act shall be paid $50 for each day or part thereof that the person appears.