

## DISCLOSURE OF CONTRACTS REGISTER

(Contracts that haven't been through the public tender process over \$150,000 and under \$5 million)

| Section 29 – Information to be entered in register – Class 1 contracts   |  |
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| <b>Contract Name:</b>  |  |
| <b>Contract Description/Project Particulars:</b>   |  |
| <b>Contract Amount:</b>  |  |
| <b>Contractor Business Name:</b>   |  |
| <b>Business Address of Contractor:</b>   |  |
| <b>Contractors ABN:</b>  |  |
| <b>Name/Address of related Body Corporate:</b><br><small>(Please insert particulars of any related body corporate in respect of the contractor, or any other private sector entity in which the contractor has an interest, that will be involved in carrying out any of the contractor's obligations under the contract or will receive a benefit under the contract)</small> |  |
| <b>Date contract became effective:</b>   |  |
| <b>Duration of contract:</b>   |  |
| <b>Date entered into register:</b>   |  |
| <b>Provisions for variations to contract/amount:</b>   |  |
| <b>Provisions for renegotiation of contract:</b>   |  |
| <b>Date amendments become effective:</b>   |  |
| <b>Method of Tendering:</b>  |  |
| <b>Criteria for evaluation:</b>  |  |
| <b>Provision for Operational and Maintenance Services:</b>   |  |
| Section 30 – Additional information for Class 2 contracts  |  |
| This agreement is a class 2 contract within the meaning of Sections 30(1)(a) and/or 30(1)(...) of the Government Information (Public Access) Act 2009  |  |
| The application of section 30(2)(a) to (h) have been considered and <i>are/are not</i> applicable to this contract.  |  |

This form will be published on Council's website in accordance with Government Information (Public Access) Act 2009

## Government Information (Public Access) Act 2009 No 52

### 30 Additional information for class 2 contracts

- (1) Additional information is required to be entered in the government contracts register for class 1 contracts to which any of the following paragraphs applies (class 2 contracts):
- (a) There has not been a tender process, the proposed contract has not been made publicly available and the terms and conditions of the contract have been negotiated directly with the contractor,
  - (b) The proposed contract (whether or not made publicly available) has been the subject of a tendering process and the terms and conditions of the contract have been substantially negotiated with the successful tenderer,
  - (c) The obligations of one or more parties under the contract to maintain or operate infrastructure or assets could continue for 10 years or more,
  - (d) The contract involves a privately financed project as defined by guidelines published by the Treasury (as in force from time to time),
  - (e) The contract involves a transfer of a significant asset of the agency concerned to another party to the contract in exchange for the transfer of an asset to the agency,
- (2) The additional information required to be entered in the register for class 2 contracts is as follows:
- (a) Particulars of future transfers of significant assets to the State at zero, or nominal, cost to the State, including the date of their proposed transfer,
  - (b) Particulars of future transfers of significant assets to the contractor, including the date of their proposed transfer,
  - (c) The results of any cost-benefit analysis of the contract conducted by the agency,
  - (d) The components and quantum of the public sector comparator if used,
  - (e) If relevant, a summary of information used in the contractor's full base case financial model (for example, the pricing formula for tolls or usage charges),
  - (f) If relevant, particulars of how risk, during the construction and operational phases of a contract to undertake a specific project (such as construction, infrastructure or property development), is to be apportioned between the parties, quantified (where practicable) in net present-value terms and specifying the major assumptions involved,
  - (g) Particulars as to any significant guarantees or undertakings between the parties, including any guarantees or undertakings with respect to loan agreements entered into or proposed to be entered into,
  - (h) Particulars of any other key elements of the contract.