

GIPA Contract Register

The GIPA Act requires Landcom to record and publish certain information about some contracts with private sector bodies.

Part 3, Division 5 of the GIPA Act states that information about contracts worth more than \$150,000 between agencies and private sector bodies must be recorded in a register of government contracts.

Contracts that must be included in the government contracts register are those:

- between Landcom and a private sector contractor
- signed after the commencement of the GIPA Act
- for a value of \$150,000 or more, and involve:
 - the contractor undertaking a specific project such as construction, infrastructure or property development
 - the contractor agreeing to provide specific goods or services
 - the transfer or lease of real property.

Class 1 Contracts are those that have, or are likely to have, a value of \$150,000 or more.

Class 2 Contracts are class 1 contracts where:

- there has not been a public tender process and the terms and conditions of the contract have
 - been negotiated directly with the contractor, or
 - the contract was the subject of a tender (whether public or not) but the terms and conditions have been substantially negotiated with the contractor
- the obligations of one or more parties to maintain or operate infrastructure or assets could continue for 10 years or more, and the contract involves a privately financed project (as defined by Treasury) or the exchange of significant assets.

If a class 2 contract has a value, or likely value of more than \$5 million, it becomes a **Class 3 Contract**.

Please also note that the GIPA Act excepts Landcom from publishing contracts on its Contracts Register if those contracts:

- i are contracts for the sale of land, or
- ii are contracts relating to activities in a market where we are in competition with any other person.

GIPA Contract Register CONT

Contract Name	Class	Reference	Date Awarded	Estimated Amount
Retail Employees Superannuation Pty Ltd (Lease of Level 13, 60 Station Street	2		01/09/2012	\$780,629 pa
Retail Employees Superannuation Pty Ltd (Lease of Level 14, 60 Station Street	2		01/09/2012	\$780,511 pa
BNP Securities	2	5161/16	28/10/2016	\$1,450,000
NGP Investments (No 2) Pty Ltd	2		18/12/2017	\$154,945
Oracle Corporation Australia Pty Ltd	2	6738/17	30/11/2017	\$785,841
Prime Q Australia Pty Limited	2	6739/17	30/11/2017	-
AC3	2	360/10	2012	-
Talkware	2	N/A	2012	-
Kinesis Pty Ltd	2	7137/18	13/06/2018	\$255,000

GIPA Contract Register CONT

Register of Government Contracts – Annexures

Class 2 Contract	
Contract Number:	Variation of Lease (Parramatta Office)
Name & Address of the private sector contractor:	Retail Employees Superannuation Pty Ltd Level 31, 140 William Street, Melbourne VIC 3001
Details of any related company that may be involved in carrying out the contractual obligations:	n/a
Date the contract became effective:	21/06/2018
Duration of the contract:	Varied to be 11 years from 01/09/2012
Particulars of the project or goods or services to be provided under the contract:	Lease of Level 13, 60 Station Street, Parramatta 2150
Estimated amount payable to the contractor:	\$780,629 p.a.
Description of any allowable variations to that amount:	Annual percentage review
Any renegotiation provisions:	Subject to lease
Method of tendering and criteria for assessment, if appropriate:	n/a
Any provisions for payment to the contractor for operational or maintenance services:	n/a
Particulars of any future transfer of significant assets to and from the agency:	n/a
Results of any cost-benefit analysis:	n/a
Components and quantum of public sector comparator:	n/a
Summary of contractor's full base case financial model:	n/a
Particulars of how risk will be apportioned, if relevant:	n/a
Particulars of any significant guarantees or undertakings between the parties:	n/a
Other key elements of the contract:	n/a

GIPA Contract Register CONT

Class 2 Contract	
Contract Number:	Variation of Lease (Parramatta Office) AH404381F
Name & Address of the private sector contractor:	Retail Employees Superannuation Pty Ltd Level 31, 140 William Street, Melbourne VIC 3001
Details of any related company that may be involved in carrying out the contractual obligations:	n/a
Date the contract became effective:	21/06/2018
Duration of the contract:	Varied to be 11 years from 01/09/2012
Particulars of the project or goods or services to be provided under the contract:	Lease of Level 14, 60 Station Street, Parramatta 2150
Estimated amount payable to the contractor:	\$780,511 p.a.
Description of any allowable variations to that amount:	Annual percentage review
Any renegotiation provisions:	Subject to lease
Method of tendering and criteria for assessment, if appropriate:	n/a
Any provisions for payment to the contractor for operational or maintenance services:	n/a
Particulars of any future transfer of significant assets to and from the agency:	n/a
Results of any cost-benefit analysis:	n/a
Components and quantum of public sector comparator:	n/a
Summary of contractor's full base case financial model:	n/a
Particulars of how risk will be apportioned, if relevant:	n/a
Particulars of any significant guarantees or undertakings between the parties:	n/a
Other key elements of the contract:	n/a

GIPA Contract Register CONT

Class 2 Contract	
Contract Number:	5161/16
Name & Address of the private sector contractor:	BNP Securities 17B Tennyson Road Concord, NSW, 2137
Details of any related company that may be involved in carrying out the contractual obligations:	n/a
Date the contract became effective:	28/10/2016
Duration of the contract:	End 28/10/2017 with 1 year option to extend
Particulars of the project or goods or services to be provided under the contract:	Security services
Estimated amount payable to the contractor:	\$1.4m
Description of any allowable variations to that amount:	Additional \$50,000 variation in May 2016
Any renegotiation provisions:	n/a
Method of tendering and criteria for assessment, if appropriate:	Utilised the Department of Finance, Service and Innovation, Whole of Government Contract -
Any provisions for payment to the contractor for operational or maintenance services:	n/a
Particulars of any future transfer of significant assets to and from the agency:	n/a
Results of any cost-benefit analysis:	N/A Whole of Government Contract
Components and quantum of public sector comparator:	
Summary of contractor's full base case financial model:	n/a
Particulars of how risk will be apportioned, if relevant:	n/a
Particulars of any significant guarantees or undertakings between the parties:	n/a
Other key elements of the contract:	n/a

GIPA Contract Register CONT

Class 2 Contract	
Contract Number:	Lease (Parramatta)
Name & Address of the private sector contractor:	NGP Investments (No 2) Pty Ltd C/- HWL Ebsworth, DX 129 Sydney NSW 2000
Details of any related company that may be involved in carrying out the contractual obligations:	n/a
Date the contract became effective:	18/12/2017
Duration of the contract:	1 year with 1 year option
Particulars of the project or goods or services to be provided under the contract:	Lease of Suite 3.02, Level 3, 1 Wentworth Street, Parramatta 2150
Estimated amount payable to the contractor:	\$154,945 p.a.
Description of any allowable variations to that amount:	Annual percentage review plus outgoings on an area proportional basis
Any renegotiation provisions:	Subject to lease
Method of tendering and criteria for assessment, if appropriate:	Market conditions
Any provisions for payment to the contractor for operational or maintenance services:	n/a
Particulars of any future transfer of significant assets to and from the agency:	n/a
Results of any cost-benefit analysis:	n/a
Components and quantum of public sector comparator:	n/a
Summary of contractor's full base case financial model:	n/a
Particulars of how risk will be apportioned, if relevant:	n/a
Particulars of any significant guarantees or undertakings between the parties:	n/a
Other key elements of the contract:	n/a

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Class 2 Contract	
Contract Number:	6738/17
Name & Address of the private sector contractor:	Oracle Corporation Australia Pty Ltd
Details of any related company that may be involved in carrying out the contractual obligations:	n/a
Date the contract became effective:	30 Nov 2017
Duration of the contract:	36 months (with another 36 months option to extend)
Particulars of the project or goods or services to be provided under the contract:	To provide Oracle Fusion SaaS (software as a service)
Estimated amount payable to the contractor:	\$785,841 (incl. GST) over 36 months
Description of any allowable variations to that amount:	Additional licences can be bought under this contract
Any renegotiation provisions:	N/A
Method of tendering and criteria for assessment, if appropriate:	Utilised the Department of Finance, Service and Innovation, Whole of Government Oracle #607 Contract
Any provisions for payment to the contractor for operational or maintenance services:	Service comes with software upgrades and patches to the environment
Particulars of any future transfer of significant assets to and from the agency:	N/A
Results of any cost-benefit analysis:	N/A, Whole of Government Contract
Components and quantum of public sector comparator:	N/A
Summary of contractor's full base case financial model:	N/A
Particulars of how risk will be apportioned, if relevant:	N/A
Particulars of any significant guarantees or undertakings between the parties:	N/A
Other key elements of the contract:	N/A

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Class 2 Contract	
Contract Number:	6739/17
Name & Address of the private sector contractor:	Prime Q Australia Pty Ltd
Details of any related company that may be involved in carrying out the contractual obligations:	N/A
Date the contract became effective:	Nov 2017
Duration of the contract:	8 Months (or till completion of agreed outcomes)
Particulars of the project or goods or services to be provided under the contract:	To implement Oracle Fusion Software as a service
Estimated amount payable to the contractor:	This information is commercial in confidence as it is based on a defined scope and known deliverables
Description of any allowable variations to that amount:	Optional services for implementation can be procured under this contract
Any renegotiation provisions:	N/A
Method of tendering and criteria for assessment, if appropriate:	Select tender under the Department of Finance, Service and Innovation, Procure IT Framework 3.2 (Module 10)
Any provisions for payment to the contractor for operational or maintenance services:	N/A
Particulars of any future transfer of significant assets to and from the agency:	N/A
Results of any cost-benefit analysis:	N/A, Whole of Government Contract
Components and quantum of public sector comparator:	N/A
Summary of contractor's full base case financial model:	N/A
Particulars of how risk will be apportioned, if relevant:	N/A
Particulars of any significant guarantees or undertakings between the parties:	N/A
Other key elements of the contract:	N/A

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Class 2 Contract	
Contract Number:	360/10
Name & Address of the private sector contractor:	AC3 (formerly Klikkon Solutions P/L) Address: 8 Central Avenue, Eveleigh NSW 2015
Details of any related company that may be involved in carrying out the contractual obligations:	N/A
Date the contract became effective:	2011
Duration of the contract:	5 years
Particulars of the project or goods or services to be provided under the contract:	Managed Infrastructure Services – to provide information technology managed services, including management of the infrastructure to support and service, enable access to and operation of the Business Application and Customer Data by Landcom, including Service Desk, disaster recovery and other services
Estimated amount payable to the contractor:	This information is commercial in confidence as it is based on a defined scope and deliverables
Description of any allowable variations to that amount:	Extension for a further years with two 12 month options
Any renegotiation provisions:	Renewal Agreement entered into in 2016 which extended for a further three years with two 12 month options
Method of tendering and criteria for assessment, if appropriate:	Open Tender
Any provisions for payment to the contractor for operational or maintenance services:	N/A
Particulars of any future transfer of significant assets to and from the agency:	N/A
Results of any cost-benefit analysis:	Government Pricing
Components and quantum of public sector comparator:	N/A
Summary of contractor's full base case financial model:	N/A
Particulars of how risk will be apportioned, if relevant:	N/A
Particulars of any significant guarantees or undertakings between the parties:	The Contractor provided performance guarantee and bank guarantee
Other key elements of the contract:	N/A

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Class 2 Contract	
Contract Number:	
Name & Address of the private sector contractor:	Talkware Pty Limited Address: Five Dock NSW 2046
Details of any related company that may be involved in carrying out the contractual obligations:	N/A
Date the contract became effective:	2012
Duration of the contract:	3 years
Particulars of the project or goods or services to be provided under the contract:	The contract is for maintenance and operations of Telephone systems on a subscription basis
Estimated amount payable to the contractor:	This information is commercial in confidence as it is based on a defined scope and deliverables
Description of any allowable variations to that amount:	Extension for a further 2 years
Any renegotiation provisions:	Variation agreement entered into in 2015 extending the term for a further two years. Further variations entered into until May 2018
Method of tendering and criteria for assessment, if appropriate:	Tender
Any provisions for payment to the contractor for operational or maintenance services:	N/A
Particulars of any future transfer of significant assets to and from the agency:	N/A
Results of any cost-benefit analysis:	Government Pricing
Components and quantum of public sector comparator:	N/A
Summary of contractor's full base case financial model:	N/A
Particulars of how risk will be apportioned, if relevant:	Neither party is liable to the other for any indirect loss. The contractor is liable for bodily injury, loss of or damage to tangible property, breach of its obligation of confidence, the contractor's indemnity in respect of breach of privacy obligations, and the contractor's indemnity for IP claims
Particulars of any significant guarantees or undertakings between the parties:	Financial; security to be provided by contractor if required by the customer
Other key elements of the contract:	N/A

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Contract Number:	7137/18
Name & Address of the private sector contractor:	Kinesis Pty Ltd Level 6, 155 Clarence Street Sydney, NSW 2000
Details of any related company that may be involved in carrying out the contractual obligations:	N/A
Date the contract became effective:	13/06/2018
Duration of the contract:	3 years
Particulars of the project or goods or services to be provided under the contract:	Access to and use of the CCAP data platform
Estimated amount payable to the contractor:	\$255,000
Description of any allowable variations to that amount:	Changes to level of data management required of Kinesis by Landcom
Any renegotiation provisions:	N/A
Method of tendering and criteria for assessment, if appropriate:	Direct sourcing to access and use an additional data platform for an existing Kinesis product used by Landcom
Any provisions for payment to the contractor for operational or maintenance services:	N/A
Particulars of any future transfer of significant assets to and from the agency:	N/A
Results of any cost-benefit analysis:	N/A
Components and quantum of public sector comparator:	N/A
Summary of contractor's full base case financial model:	N/A
Particulars of how risk will be apportioned, if relevant:	N/A
Particulars of any significant guarantees or undertakings between the parties:	N/A
Other key elements of the contract:	N/A