

Government Information (Public Access) Act 2009 Contracts Register

The Government Information (Public Access) Act 2009 (**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; or
 - 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; or
- Where 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 exempts Landcom from publishing contracts on its Contracts Register if those contracts:

- Are contracts for the sale of land; or
- Are contracts relating to activities in a market where Landcom is in competition with any other person.

Contract Name	Class	Reference	Date Awarded	Estimated Amount
Retail Employees Superannuation Pty Ltd (Lease of Level 13, 60 Station Street	3	N/A	01/09/2012	\$780,629 pa
Retail Employees Superannuation Pty Ltd (Lease of Level 14, 60 Station Street	3	N/A	01/09/2012	\$780,511 pa
AC3	2	360/10	January 2012	Commercial in confidence
The Information Management Group (TIMG)	1	3483/15	December 2016	\$243,948
Accenture Australia Pty Ltd (previously Prime Q Australia Pty Ltd)	2	6739/17	30/11/2017	Commercial in confidence
ELMO Software Pty Limited	2	7494/18	31/07/2018	\$274,700
Dexus Funds Management Limited ATA for the Dexus Martin Place Trust	2	N/A	17/06/2019	\$475,230 pa
Salt & Pepper Digital Pty Ltd as a trustee for the Cornale Family Trust	2	13495	02/03/2020	\$370,000
HP PPS Australia Pty Ltd	2	4999	05/03/2020	Commercial in confidence
Oracle Corporation Australia Pty Ltd	2	BPA 13148	20/11/2020	\$332,475
Microsoft Pty Ltd	2	BPA14229	01/06/2021	\$287,640
Data#3 Limited	2	BPA14230	01/06/2021	\$478,732

Register of Government Contracts

Class 3 Contract	
Contract Number:	Variation of Lease (Parramatta Office) AH404381 & AN714227
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:	Variation became effective on 21/06/2018
Duration of the contract:	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

Class 3 Contract	
Contract Number:	Variation of Lease (Parramatta Office) AH404379 & AN714226
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:	Variation became effective on 21/06/2018
Duration of the contract:	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

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:	19/01/2011
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 3 year period with two further 12 month options
Any renegotiation provisions:	Exercised 12 month extension, expires on the 30 th June 2021
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

Class 1 Contract	
Contract Number:	3483/15
Name & Address of the private sector contractor:	The Information Management Group (TIMG) - Level 2, 3 Raglan Street, South Melbourne
Details of any related company that may be involved in carrying out the contractual obligations:	N/A
Date the contract became effective:	December 2016
Duration of the contract:	3yrs + 2yrs (option - executed)
Particulars of the project or goods or services to be provided under the contract:	Provision of physical storage repository for Landcom's physical records. Includes retrievals and return of records
Estimated amount payable to the contractor:	Contract value \$142,889 (first 3yrs) + \$101,059 2yr extension
Description of any allowable variations to that amount:	Optional 2yr extension (executed 26/11/19)
Any renegotiation provisions:	N/A
Method of tendering and criteria for assessment, if appropriate:	Tender - Price and non-price criteria
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

Class 2 Contract	
Contract Number:	6739/17
Name & Address of the private sector contractor:	Accenture Australia Pty Ltd, 3 Sussex Street, Barangaroo NSW 2000
Details of any related company that may be involved in carrying out the contractual obligations:	The original contract was with Prime Q Australia Pty Ltd, who was acquired by Accenture Australia Pty Ltd on 1 May 2019
Date the contract became effective:	Nov 2017
Duration of the contract:	8 Months or till completion of agreed outcomes. Currently Landcom is in the final stages of completing its Oracle Cloud implementation
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

Class 1 Contract	
Contract Number:	7494/18
Name & Address of the private sector contractor:	ELMO Software Limited, Level 27, 580 George 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:	31/07/2018
Duration of the contract:	3 years
Particulars of the project or goods or services to be provided under the contract:	Delivery of a Human Capital Management System (HCMS) – Corporate Services, with overall processes, leader development and employee development included as part of the project.
Estimated amount payable to the contractor:	\$274,700
Description of any allowable variations to that amount:	Two further 12 month option periods. The project scope may require some variation once system selection is complete to deliver to the whole of business needs.
Any renegotiation provisions:	N/A
Method of tendering and criteria for assessment, if appropriate:	Tender utilising the NSW Government Preferred Supplier Listing to source and implement a HCMS, criteria included pricing, key personnel, experience, capacity
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

Class 2 Contract	
Contract Number:	Lease of Level 40, MLC Centre
Name & Address of the private sector contractor:	Dexus Funds Management Limited ATA for the Dexus Martin Place Trust
Details of any related company that may be involved in carrying out the contractual obligations:	N/A
Date the contract became effective:	17/06/2019
Duration of the contract:	4 years plus 4 year renewal option
Particulars of the project or goods or services to be provided under the contract:	Lease of Level 40, MLC Centre, Sydney
Estimated amount payable to the contractor:	\$475,230 p.a. at commencement
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:	Cleaning fee of \$11,000 p.a. at commencement
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

Class 2 Contract	
Contract Number:	13495
Name & Address of the private sector contractor:	Salt & Pepper Digital Pty Ltd as a trustee for the Cornale Family Trust 22 Mawer Street, Oran Park NSW 2570
Details of any related company that may be involved in carrying out the contractual obligations:	N/A
Date the contract became effective:	02/03/2020
Duration of the contract:	3 July 2022
Particulars of the project or goods or services to be provided under the contract:	Support, Hosting and Web Development
Estimated amount payable to the contractor:	\$370,000
Description of any allowable variations to that amount:	N/A
Any renegotiation provisions:	1 year
Method of tendering and criteria for assessment, if appropriate:	Direct Engagement
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

Class 2 Contract	
Contract Number:	Header agreement number 4999
Name & Address of the private sector contractor:	HP PPS Australia Pty Ltd Rhodes corporate Park Building F, 1 Homebush Bay Drive, Rhodes, NSW, 2138
Details of any related company that may be involved in carrying out the contractual obligations:	N/A
Date the contract became effective:	05/03/2020
Duration of the contract:	1 year
Particulars of the project or goods or services to be provided under the contract:	The contract is for the supply and maintenance of hardware
Estimated amount payable to the contractor:	This information is commercial in confident as it is based on a defined scope and deliverables
Description of any allowable variations to that amount:	3 x 12 months
Any renegotiation provisions:	N/A
Method of tendering and criteria for assessment, if appropriate:	Direct engagement. Government
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

Class 2 Contract	
Contract Number:	BPA 13148
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:	20/11/2020
Duration of the contract:	One year
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:	\$332,475
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

Class 2 Contract	
Contract Number:	BPA14229
Name & Address of the private sector contractor:	Microsoft Pty Ltd, 1 Epping Road, North Ryde NSW 2113
Details of any related company that may be involved in carrying out the contractual obligations:	N/A
Date the contract became effective:	01/06/2021
Duration of the contract:	Three years
Particulars of the project or goods or services to be provided under the contract:	Microsoft Managed Desktop (MMD)
Estimated amount payable to the contractor:	\$ 287,640
Description of any allowable variations to that amount:	N/A
Any renegotiation provisions:	N/A
Method of tendering and criteria for assessment, if appropriate:	Direct - the MMD service is unique in the market and no suitable alternate service existed
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:	Commercial in confidence
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

Class 2 Contract	
Contract Number:	BPA14230
Name & Address of the private sector contractor:	Data#3 Limited Level 1, 555 Coronation Drive, Toowong Queensland 4066
Details of any related company that may be involved in carrying out the contractual obligations:	N/A
Date the contract became effective:	01/06/2021
Duration of the contract:	One year
Particulars of the project or goods or services to be provided under the contract:	Microsoft CSP licencing and Silver Support
Estimated amount payable to the contractor:	\$478,732
Description of any allowable variations to that amount:	N/A
Any renegotiation provisions:	N/A
Method of tendering and criteria for assessment, if appropriate:	Direct, given the limited suitable capabilities in the market
Any provisions for payment to the contractor for operational or maintenance services:	Included in the services being provided
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