

Senate Order for Entity Contracts Listing relating to the period 1 JANUARY 2021 – 31 DECEMBER 2021

Senate Order

Pursuant to the Senate Order for entity contracts the following table sets out contracts entered into by Northern Australia Infrastructure Facility (NAIF) which provide for a consideration to the value of A\$100,000 or more (GST inclusive) and which:

- (a) have not been fully performed as at 31 December 2021, or
- (b) which have been entered into during the 12 months prior to 31 December 2021.

Please see further contract details set out in the Schedule below.

“General” Confidentiality Provisions

Certain contracts contain confidentiality provisions of a general nature that are designed to protect the confidential information of the parties that may be obtained or generated in carrying out the contract. The reasons for including such clauses include:

- (a) ordinary commercial prudence that requires protection of trade secrets, proprietary information and the like; and/or
- (b) protection of other Commonwealth material and personal information.

The accountable authority of NAIF has assured that the listed contracts do not contain any inappropriate confidentiality provisions.

SCHEDULE

Contract Details

	Contractor	Subject matter	Amount of consideration (estimate) - (A\$)	Start date	Anticipated end date	Whether contract contains provision requiring the parties to maintain confidentiality of any of its provisions (Y/N)	Reason(s)	Whether contract contains other requirements of confidentiality (Y/N)	Reason(s)
1.	Allens Linklaters	Legal Services – for ongoing corporate advice and various	*\$100,000 +	16/12/2016	Ongoing	N	N/A	N	N/A

	Contractor	Subject matter	Amount of consideration (estimate) - (A\$)	Start date	Anticipated end date	Whether contract contains provision requiring the parties to maintain confidentiality of any of its provisions (Y/N)	Reason(s)	Whether contract contains other requirements of confidentiality (Y/N)	Reason(s)
		investment projects							
2.	Export Finance Australia	Service Agreement	~\$1 million FY2020 /21	05/04/2017	Ongoing	N	N/A	Y	CS
3.	Australian Government Solicitor	Legal Services – ongoing corporate advice	*\$100,000 +	Not specified	Not specified	N	N/A	Y	CS
4.	Charthel Developments	Office Accommodation	\$382,536 over the 3 year term	25/03/2018	30/01/2022	Y	Others – protection of confidential information on premises	N	N/A
5.	McGrathNicol Advisory Partnership	Audit Services	\$149,600 over 2 year term	02/01/2020	30/06/2022	Y	N/A	Y	CS
6.	Australian National Audit Office (ANAO)	Audit Services	~\$207,900 over three years	06/04/2017	Ongoing	N	N/A	Y	CS
7.	Factiva Limited (Dow Jones)	Online business information and research tools	\$100,000+	08/03/2019	Ongoing	N	NA	Y	CS and TS
8.	PWC	Advisory services	*\$100,000 +	06/12/2019	Ongoing	N	N/A	Y	CS

	Contractor	Subject matter	Amount of consideration (estimate) - (A\$)	Start date	Anticipated end date	Whether contract contains provision requiring the parties to maintain confidentiality of any of its provisions (Y/N)	Reason(s)	Whether contract contains other requirements of confidentiality (Y/N)	Reason(s)
9.	Executive Travel Management Pty Ltd	Travel management services	*\$100,000 +	01/12/2019	Ongoing	N	N/A	Y	CS and PA – personal information
10.	Ashurst Australia	Legal Services	*\$100,000	1/7/2020	Ongoing	N	N/A	Y	CS
11.	Seyfarth Shaw Australia	Legal Services	*\$100,000	2/2/2020	Ongoing	N	N/A	Y	CS
12.	THESOCO Pty Ltd	IT consulting	*\$200,000+	8/3/2021	Ongoing	N	N/A	N	N/A
13.	Jon Michel	Recruitment services	*\$450,000+	1/7/2020	Ongoing	N	N/A	N	N/A
14.	CBC Staff Selection	Recruitment services	*\$150,000+	1/7/2020	Ongoing	N	N/A	N	N/A
15.	HR Practical People Solutions	Consulting services	*\$210,000+	1/4/2020	30/7/2021	N	N/A	N	N/A
16.	Holmes Way Pty Ltd	Consulting services	*\$135,000+	1/3/2020	Ongoing	N	N/A	N	N/A
17.	BrickTop Cairns Pty Ltd	Office Accommodation	\$614,000 over a 5 year period	1/11/2021	30/10/2026	Y	Others – protection of confidential information on premises	N	N/A

	Contractor	Subject matter	Amount of consideration (estimate) - (A\$)	Start date	Anticipated end date	Whether contract contains provision requiring the parties to maintain confidentiality of any of its provisions (Y/N)	Reason(s)	Whether contract contains other requirements of confidentiality (Y/N)	Reason(s)
18.	Export Finance and Insurance Corporation (known as Export Finance Australia)	Office Accommodation	\$1,365,000 over a 5 year period	1/07/2021	30/06/2026	Y	Others – protection of confidential information on premises	N	N/A
19.	Ernst & Young	Consulting services	\$120,000+	15/11/2021	31/01/2022	N	N/A	Y	CS

Key	Commentary / Reasons / Details
*\$100,000 +	No express value attributed to the relevant contract, but considered view of the relevant contract will exceed A\$100,000 (GST inclusive) for the term of that contract
CS	Disclosure would reveal commercially sensitive information and pricing or would reveal the contractor's internal costing information or information about its profit margin
TS	Disclosure would reveal trade secrets which are judged to have the potential to cause detriment to the contractor
PI	Disclosure would be contrary to the public interest;
SS	Disclosure would be contrary to statutory secrecy provisions;
PA	Disclosure would be contrary to the Privacy Act;
Others	Others

Estimated cost of complying with this Order: A\$1,500.00 (Basis of method used to estimate the cost: Salary costs for staff time on data collection, management and administrative support relating to the production of the Senate Order and costs for obtaining relevant advice)