

**1) CONTRACTS — CLASS 1, 2 AND 3 CONTRACTS**

<b>Contract Reference</b>	<b>b) Name of contractor</b>	<b>c) Business address of contractor</b>	
LD625806	Bernipave Pty Ltd	Lot 2 Studley Street LONDONBERRY NSW 2753	
LD625820	Bitupave Ltd	Building F5 22 Powers Road Seven Hills NSW 2147	
LD625810	Downer EDI Works,	1 Unwin Street ROSEHILL NSW 2142	
LD625821	Fenworx Pty Ltd	36 Burleigh Street TORONTO NSW 2283	
LD625805	Kizan Pty Ltd	241 Delaware Road HORSLEY PARK NSW 2175	
LD625808	N A Group	6 Marigold Street REVESBY NSW 2212	
LD625812	Roadworx Pty Ltd	56 Marley Place UNANDERRA NSW 2526	
LD625789	State Asphalt Services Pty Ltd	90 Jemma Road PRESTONS NSW 2170	
LD625813	Stateline Asphalt Pty Ltd	18-20 Bermill Street ROCKDALE NSW 2216	
<b>d) Details of any related body corporate of contractor who will be involved in carrying out of any of the contractor's obligations</b>		N/A	
<b>e) Date of contract</b>		30/5/2018	
<b>f) Date contract became effective</b>		1/7/2017	
<b>g) Duration of contract</b>		2 yrs Option +1	
<b>h) Provide particulars of the project to be undertaken, the goods or services to be provided or real property to be leased/transferred</b>		Panel - Road Surfacing, Patching and Associated Works	
<b>i) Amount payable to contractor</b>		i) Schedule of Rates	* Provide estimate if necessary
		ii) <input checked="" type="checkbox"/> Actual <input type="checkbox"/> Estimate	
<b>j) Can the amount payable under the contract be varied?</b>		i) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No*	* If 'no', go to question 1(k)
		ii) Specify the clause of the contract	
		iii) Provide further details below about how amount may be varied	
<b>k) Can the contract be renegotiated?</b>		i) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No*	* If 'no', go to question 1(l)
		ii) Specify the clause of the contract	
		iii) Provide further details about how the contract can be renegotiated	

<b>l) Did the contract involve a tender?</b>	i) <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No*	* If 'no', go to question 1(m)
	ii) Specify the method of tendering	Open tender via Tenderlink
	iii) Summarise the criteria against which the various tenders were assessed [this may be provided as a separate attachment]	Governance & Compliance, Price and Cost, Current and Previous Experience, Capability, Risk Management
<b>m) Is the contractor being paid for providing operational and/or maintenance services?</b>	i) <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No*	* If 'no', go to question 2(a)
	ii) Specify the clause of the contract	Formal Instrument 2.
	iii) Summarise the basis for payment (this may be provided as a separate attachment)	Schedule of Rates

## 2) CONTRACTS — CLASS 2 AND 3 CONTRACTS

Additional information may need to be disclosed on the Register of Contracts if the contract is a Class 2 or Class 3 contract. If you respond 'yes' to ANY of these questions in section 2, you must also complete section 3.

<b>a) Identifying Class 2 contracts</b>	i) Was there a tender process, where the proposed contract was NOT made publicly available and the terms and conditions of the contract were negotiated directly with the contractor?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
	ii) Have the terms of the contract been substantially negotiated (regardless of whether there was a tender)?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
	iii) Is one or more of the parties obliged to maintain or operate infrastructure or assets for 10 years or more?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
	iv) Does the contract involve a privately financed project (as defined by the <a href="#">NSW Treasury Guidelines</a> )?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
	v) Does the contract involve the transfer of a significant KC asset to another party in exchange for the transfer of an asset to KC?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<b>b) Identifying Class 3 contracts</b>	i) Is the contract valued at \$5 million or more?	<input type="checkbox"/> Yes* <input checked="" type="checkbox"/> No
* If you responded 'yes' to this question, the Register of Contracts must contain a copy of the contract. Provide a TRIM link to the redacted contract with this form.		

## 3) CONTRACTS — ADDITIONAL DETAILS REQUIRED FOR CLASS 2 AND 3 CONTRACTS

Where applicable, the following additional information is required for Class 2 and 3 contracts. Indicate if the question is relevant and provide details as required. If not relevant, choose 'not applicable' (NA).

<b>a) Provide particulars of future transfers of significant assets to KC at zero, or nominal, cost to KC, including the date of their proposed transfer</b>	i) <input type="checkbox"/> Relevant to this contract <input checked="" type="checkbox"/> Not applicable*	* If N/A, go to question 3(b)
	ii) Specify details:	

<b>b) Provide particulars of future transfers of significant assets to the contractor, including the date of their proposed transfer.</b>	i) <input type="checkbox"/> Relevant to this contract <input checked="" type="checkbox"/> Not applicable*	* If N/A, go to question 3(c)
	ii) Specify details:	
<b>c) Provide the results of any cost-benefit analysis of the contract conducted by KC</b>	i) <input type="checkbox"/> Relevant to this contract <input checked="" type="checkbox"/> Not applicable*	* If N/A, go to question 3(d)
	ii) Specify details:	
<b>d) Provide the components and quantum of the public sector comparator if used</b>	i) <input type="checkbox"/> Relevant to this contract <input checked="" type="checkbox"/> Not applicable*	* If N/A, go to question 3(e)
	ii) Specify details:	
<b>e) Provide a summary of information used in the contractor's full base case financial model (e.g. the pricing formula for tolls or usage charges)</b>	i) <input type="checkbox"/> Relevant to this contract <input checked="" type="checkbox"/> Not applicable*	* If N/A, go to question 3(f)
	ii) Specify details:	
<b>f) Provide 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</b>	i) <input type="checkbox"/> Relevant to this contract <input checked="" type="checkbox"/> Not applicable*	* If N/A, go to question 3(g)
	ii) Specify details:	
<b>g) Provide particulars of any other key elements of the contract</b>	i) <input type="checkbox"/> Relevant to this contract <input checked="" type="checkbox"/> Not applicable*	*If N/A, go to question 4
	ii) Specify details:	

#### 4) EXCLUSION OF CONTRACTS UNDER SECTION 32 OF THE GIPA ACT

Where Class 3 contracts are not disclosed, further information must be given, including the reasons for non-disclosure.

<b>a) Is this a Class 3 Contract and is all or part of the contract to be excluded from the Register of Contracts?</b>	i) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<b>b) If the answer to 4 a) is 'yes', which part(s) are excluded?</b>	
<b>c) On what basis is the contract or part(s) thereof excluded from the Register of Contracts?</b>	<ul style="list-style-type: none"> <li>• Would it reveal commercial-in-confidence provisions of a contract? <input type="checkbox"/> Yes* <input type="checkbox"/> No</li> <li>• Would it reveal details of any unsuccessful tender? <input type="checkbox"/> Yes* <input type="checkbox"/> No</li> <li>• Would it reveal any matter that could reasonably be expected to affect public safety or security? <input type="checkbox"/> Yes* <input type="checkbox"/> No</li> </ul>

	<ul style="list-style-type: none"><li>• Is there an overriding public interest against disclosure (as defined under GIPA).</li></ul>	<input type="checkbox"/> Yes* <input type="checkbox"/> No
* If 'yes' to any of the above, please provide details below or on an attachment.		