

## Meeting the Senate Order on departmental and agency contracts

On 20 June 2001, the Senate made an order that all *Financial Management and Accountability Act 1997* agencies, now non-corporate Commonwealth entities, place on the internet lists of their contracts valued at or above \$100,000 (GST inclusive), along with details relating to each of those contracts.

This information should be published twice a year, referring to contracts (and contract listings) from the respective preceding calendar or financial year. This Senate order is called the Senate Order on Entity Contracts, also known as the Murray Motion.

The Senate Standing Committee on Finance and Public Administration (the Committee) has conducted a number of inquiries into the operation of the Senate Order and as a consequence, on occasion amended the Senate Order. One of the outcomes of the Committee's 2014 inquiry is that from 1 July 2017, this listing is to include an assurance by the relevant accountable authority that the listed contracts do not contain any inappropriate confidentiality provisions. The application of the Senate Order was also broadened to include corporate Commonwealth entities, such as ACARA, from 1 July 2017.

**Note:** The contracts listed in the Senate Order contain confidentiality provisions of a general nature, which are designed to protect the confidential information of the parties, which may be obtained or generated in carrying out the contract. The *Privacy Act 1988* and other statutory secrecy provisions apply to agency contracts.

| Contractor                                         | Subject matter                                               | Amount of consideration | Start date | Anticipated end date | Whether contract contains provisions 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) |
|----------------------------------------------------|--------------------------------------------------------------|-------------------------|------------|----------------------|-----------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------|-------------------------------------------------------------------------|-----------|
| AMP Capital Funds Management Ltd                   | ACARA Perth Office lease, L17, 140 St Georges Terrace, Perth | \$655,412.40            | 01/12/2016 | 30/11/2022           | N                                                                                                                     |                                                            | N                                                                       |           |
| Australian Council for Educational Research (ACER) | NAPLAN 2017 Central Analysis of Data                         | \$346,500.00            | 18/05/2017 | 11/12/2017           | Y                                                                                                                     | Commercial-in-confidence information (pricing information) | N                                                                       |           |

Australian Council  
for Educational  
Research (ACER)

National Assessment  
Program – (

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|----------------------------------------------------------|----------------------------------------------------------------|--------------|------------|------------|---|-------------------------------------------------------------------|---|--|
| Australian Council<br>for Educational<br>Research (ACER) | Scaling and Linking<br>Analysis Evaluation<br>Report           | \$196,900.00 | 26/09/2016 | 30/03/2017 | N |                                                                   | N |  |
| Australian Council<br>for Educational<br>Research (ACER) | NAPLAN 2017 Paper<br>Equating administration<br>Commercial-in- | \$585,935.90 | 02/02/2017 | 30/06/2017 | Y | Commercial-in-<br>confidence information<br>(pricing information) | N |  |

BOSTES (now the  
NSW Education  
Standards  
Authority)

Notice of Exercise of  
Option – CON16/2 –  
NAPLAN 2017 Special  
Y

|                                                     |                                                                                           |              |            |            |   |                                                                                            |   |  |
|-----------------------------------------------------|-------------------------------------------------------------------------------------------|--------------|------------|------------|---|--------------------------------------------------------------------------------------------|---|--|
| National Foundation for Educational Research (NFER) | NAPLAN 2018 Reading item development (Parcel 2)                                           | \$181,072.10 | 7/11/2016  | 30/06/2017 | Y | Commercial-in-confidence information (pricing and financial information) and methodologies | N |  |
| National Foundation of Educational Research (NFER)  | Development of sets of items into IARS for the NAP – Science Literacy 2018 Pilot Project. | \$143,359.00 | 05/06/2017 | 31/09/2017 | Y | Commercial-in-confidence information (pricing and financial information) and methodologies | N |  |
| Pacific Metrics                                     | NAP – Science Literacy 2018 item development pilot                                        | \$101,768.70 | 20/06/2017 | 30/11/2017 | N |                                                                                            | N |  |

Pearson Australia Group

NAPLAN 2018 research and development linking study – test administration

2018-2019

Commercial-in-confidence information

|                                                                                            |                                                                                                                                      |                |            |            |   |  |   |  |
|--------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------|----------------|------------|------------|---|--|---|--|
| UNSW Global Pty Limited,<br>represented by<br>Educational<br>Assessment<br>Australia (EAA) | NAPLAN 2018 Reading<br>item development                                                                                              | \$397,784.19   | 7/11/2016  | 30/05/2017 | N |  | N |  |
| UNSW Global Pty Limited,<br>represented by<br>Educational<br>Assessment<br>Australia (EAA) | National Assessment<br>Program – Literacy and<br>Numeracy (NAPLAN)<br>2018 Item Development<br>- Numeracy (Parcel 1a,<br>2a & 2b)    | \$257,398.90   | 23/11/2016 | 09/06/2017 | N |  | N |  |
| UNSW Global Pty Limited,<br>represented by<br>Educational<br>Assessment<br>Australia (EAA) | NAP – Literacy &<br>Numeracy (NAPLAN)<br>2018 item development<br>–Language<br>Conventions (spelling,<br>grammar and<br>punctuation) | \$228,868.00   | 12/12/2016 | 30/06/2017 | N |  | N |  |
| <b>Grants to ACARA</b>                                                                     |                                                                                                                                      |                |            |            |   |  |   |  |
| Department of<br>Education and<br>Training                                                 | Grant for the<br>implementation of<br>digital technologies                                                                           | \$8,676,800.00 | 03/11/2016 | 30/08/2020 | N |  | N |  |
| Department of<br>Education and<br>Training                                                 | Core grant agreement<br>with ACARA                                                                                                   | \$39,043,500   | 01/07/2016 | 30/06/2020 | N |  | N |  |
| Department of<br>Education and<br>Training                                                 | Grant for NAPLAN<br>Online privacy impact<br>assessment follow-up                                                                    | \$205,370      | 12/04/2017 | 31/10/2017 | N |  | N |  |

**Cost of complying with this order**

Cost of complying with current order: approximately \$2,425.00

Basis of methodology used to estimate the cost of compliance: salaries for the time spent by staff on data collection, quality assurance, management and administrative support.