

**CALENDAR YEAR 2009 SENATE ORDER ON DEPARTMENT AND AGENCY CONTRACTS LISTING RELATING TO THE PERIOD  
01 JANUARY – 31 DECEMBER 2009**

Pursuant to the Senate Order on the departmental and agency contracts the following table sets out contracts entered into by the National Competition Council which provides for a consideration to the value of \$100 000 or more and which (a) have not been fully performed as at 31 Dec 2009 or (b) which have been entered into during the 12 months prior to 31 Dec 2009.

<b>Contractor</b>	<b>Subject matter</b>	<b>Amount of consideration</b>	<b>Start Date</b>	<b>Anticipated End Date</b>	<b>Whether contract contains provisions requiring the parties to maintain confidentiality of any of its provisions (Y/N)</b>	<b>Whether contract contains other requirements of confidentiality (Y/N)</b>	<b>Reason(s)</b>
AMP Capital Investors Ltd. (formerly AMP Henderson Global Investors Ltd.)	Lease of Council premises	1,120,023	10 May 2003	9 May 2011	No	No	N/A
Australian Government Solicitor	Legal services relating to the Council's work under Part IIIA of the Trade Practices Act	\$186,352	August 2007	Jan 2011	No	No	N/A
Clayton Utz	Legal services relating to the Council's work under Part IIIA of the Trade Practices Act	\$4,011,595	21 June 2004	Jan 2011	No	No	N/A
Kiandra System Solutions	Provision of IT support services	\$107,409	Jan 2008	15 April 2010	No	No	N/A
Qantas Airways Pty Ltd	Domestic and international air and travel management services	\$400,000	1 Oct 2007	30 Sept 2012	Yes	No	internal costing/profit information
Royce (Vic) Pty Ltd	Provision of media and public relations services.	\$153,997	12 Sept 2005	31 Dec 2010	No	No	N/A

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- Note 1. For the purpose of this report the previous 12 month period has been determined as the 12 month period from 1 January 2009 to 31 December 2009 inclusive.  
 Note 2. This list does not include details of contracts the disclosure of which would be in breach of the Privacy Act 1988.  
 Note 3. All values are GST inclusive.

**Explanation of Reasons for Confidentiality**

The following matrix provides a summary of the contractual provisions which need to be identified in each listing along with the major reasons that provisions may have been inserted. The majority of the reasons can apply equally to the provisions that protect information inside and outside of the contract

<b>Reason for confidentiality</b>	<b>Provisions which make specific information in the contract confidential</b> (provisions requiring the parties to maintain confidentiality of any of its provisions)	<b>Provisions which protect the confidential information of the parties that may be obtained or generated in carrying out the contract</b> (other requirements of confidentiality)
Trade secrets	✓	✓
Internal costing/profit information	✓	✗
Public interest	✓	✓
Statutory secrecy provisions	✓	✓
Privacy Act 1998	✓	✓
Other (Provide brief explanation)	✓	✓

**Estimated cost of Complying with the Order**

It is estimated that the cost of preparing the list for this period in accordance with the Senate Order is \$140.00.

The basis of the method used to estimate the cost of complying with this order is: time taken and remuneration rate of the staff involved.