



ASIC
Australian Securities &
Investments Commission

Committee	Parliamentary Joint Committee on Corporations and Financial Services
Inquiry	Oversight of ASIC, the Takeovers Panel and the Corporations Legislation No.1 of the 46th Parliament
Question No.	051-04
Date	9 February 2022
Topic	NUIX as vendor to ASIC
Reference	Written, 9 February 2022
Committee member	Senator O'Neill

Question

- a) The Australian wrote earlier this week that ASIC is re-evaluating Nuix's suitability as a vendor. Has ASIC imposed any additional conditions or requirements on Nuix as a result of its multiple investigations into the company.
- b) When will the tender close and when will the contract be awarded? Any other details on this?

Answer

- a) Nuix Pty Ltd (Nuix) currently provides early case assessment software, evidence management software and support services to ASIC, as it does to a large number of law enforcement agencies across governments, nationally and internationally. That contract is currently in force and is due to expire on 27 March 2022.

It should be noted that ASIC's enforcement investigation function is completely separate from the teams responsible for ASIC's procurement function, and the management of software services provided by Nuix.

ASIC has not imposed additional conditions or requirements in relation to its contract with Nuix. Nuix is continuing to provide early case assessment, evidence management software and support services to ASIC in accordance with the terms and conditions of the contract.

- b) In accordance with standard procurement business practices with ASIC's obligations under the PGPA Act and Commonwealth Procurement Rules, ASIC is reviewing its longer-term business requirements and is preparing a request for tender for early case assessment and evidence management software which is expected to be published on AusTender before the end of March 2022.

Commonwealth Procurement Rules require the request for tender to remain open for a minimum of twenty-five days. Post the tender closing, the precise timing required to complete the tender evaluation process, including product reviews and required testing, will depend on the number and quality of responses received in response to ASIC's statement of requirements. ASIC is aiming to have a contract under this procurement in place by mid-2023.