PARLIAMENTARY INQUIRY SPOKEN QUESTION ON NOTICE

Joint Committee Public Accounts and Audit

14 December 2022

QoN Number: 1

Subject: Contract Terms Changed with Extension

Asked by: Julian Hill

Question:

CHAIR: It's sounding like the goldfish in the bowl; every time we have a big contract from Home Affairs, we've got no planning. The garrison contracts on Manus and Nauru have been rolled over year after year after year—most recently to a \$1 shelf company, which was probably a gold medal record for the department. At least this isn't a \$1 shelf company. Have contract terms been varied with the extension? **Ms Shyqyr:** There were some minor variations to the terms to accommodate the extension, but because it was an extension by variation it was largely on the same terms and conditions.

CHAIR: Can you take that on notice and provide us with full details on what changes have been made? If you want to claim commercial-in-confidence, then you can negotiate to provide that on a confidential basis to the committee. **Ms Johnson:** Sure.

Answer:

The Contract terms were varied as part of the extension as follows:

- Contract commenced 1 Jan 2008. The contract expiry date was extended to 31 December 2027, with the option for the Department to terminate for convenience, with 12 months notice, at the end of 2025 and 2026;
- Inclusion of the aircraft modification program to address obsolete mission systems and equipment, commencing 1 January 2022. This required updates to the Contract's payment and performance provisions;
- Administrative processes were amended in line with updated Departmental polices. (e.g. timeframes for security clearances, timeframes for payment of invoices, clarification of reimbursable expense parameters);
- Inclusion of a mechanism for engagement of temporary resources to support offshore deployments.

PARLIAMENTARY INQUIRY SPOKEN QUESTION ON NOTICE

Joint Committee Public Accounts and Audit

14 December 2022

QoN Number: 2

Subject: Contract Briefings - Minister

Asked by: Julian Hill

Question:

CHAIR: Who approved the variation?

Ms Monterosso: It would've been at the deputy commissioner level or a SES Band 3 equivalent.

CHAIR: In your delegations, is that a deputy secretary?

Ms Monterosso: Correct.

CHAIR: So a deputy secretary can approve a \$900 million variation?

Ms Monterosso: Correct.

CHAIR: Was the secretary or the minister informed?

Ms Shyqyr: Yes, the secretary was briefed.

CHAIR: Was the minister briefed?

Ms Shyqyr: I believe so.

CHAIR: Can you take that on notice and give us the full set of dates as to at what point over the previous five years the responsible minister was briefed on this contract. It goes to bad planning, and we'll get to the bad contract management. We had the former government trumpeting from every rooftop and microphone they could find that they were patrolling the borders, when it turns out that they were paying a whole bunch of money for stuff that wasn't done and planes that weren't flying and then chose to vary the contract.

Ms Johnson: We can take that on notice.

Answer:

- Yes, the Minister for Home Affairs was briefed on the extension of the fixed wing Contract for the Provision of Civil Maritime Surveillance Services (the Contract) with Surveillance Australia Pty Ltd.
- Ministerial briefings in the last five years:
 - 20 December 2019;
 - 19 September 2020;
 - 13 January 2020;
 - 16 December 2020;

- 10 May 2021;
- 2 July 2021;
- 25 August 2021; and
- 11 October 2021.

PARLIAMENTARY INQUIRY SPOKEN QUESTION ON NOTICE

Joint Committee Public Accounts and Audit

14 December 2022

QoN Number: 3

Subject: Contract Concessions

Asked by: Julian Hill

Question:

CHAIR: The statement there was that the performance framework was adopted in the early stages of the contract and it hasn't changed.

Ms Jago: I don't know that the performance framework has changed, but the framework wasn't set up to capture the key deliverables. Also, there are these adjustments that are made. But the amendments that were made throughout—I don't know if they actually really adjusted the performance framework.

CHAIR: I read that part earlier. If you could just clarify to the Audit Office—I think it was page 34. You said, 'Home Affairs approved variations and made concessions' that reduced the contractor's 'exposure to penalties available under the original', admittedly weak, 'contractual framework'.

Ms Jago: I think that's where some adjustments—set out in some dot points—were made to allow some concessions to the supplier. They were allowed to use pilots that hadn't met certain requirements, to enable them to try and meet the number of aircrew hours. Sorry, I'm just struggling to find the page.

Mr Hehir: There were adjustments at the beginning of the contract to defer contract penalty clauses and introduce payments that weren't necessarily required under the original contract, because of the delay in introducing services. And in the report we compare that to the approach that AMSA had in a similar circumstance in the transition—

CHAIR: There was a slight startup error, and AMSA didn't pay. **Mr Hehir:** Yes.

CHAIR: Who made the decision to make those variations and let the contractor off the hook?

Ms Johnson: We would have to take that on notice. None of us were there at the time. That would have to be something we can get back to the committee with. **Ms Monterosso:** It would have been the contract manager at the time.

Answer:

Commander, Border Protection Command, Australian Customs Service (as it was known at the time) signed the variation to the Contract in March 2008 (Contract variation CCP0018).

The contract variation increased the Department's monthly planning flexibility, and included changes to the liquidated damages regime, recognising the service provider's challenges in meeting planned aircrew numbers due to the global pilot shortages.

PARLIAMENTARY INQUIRY WRITTEN QUESTION ON NOTICE

Joint Committee Public Accounts and Audit

QoN Number: 4

Subject: Contract Details over \$20 Million

Asked by: The Committee

Question:

Please provide information on all Home Affairs contracts valued at over \$20m which are due to expire within the next 5 years, including:

- a. Contractor details
- b. Purpose of the arrangement
- c. Expiry date and extension options
- d. Contract value

e. Lead time (i.e. the estimated amount of time prior to contract expiry required to conduct a competitive approach to market), and

f. Planning activities being undertaken in relation to the procurement

Answer:

In accordance with clause 7.18 of the *Commonwealth Procurement Rules 2022*, the Department must report contracts and amendments on AusTender within 42 days of entering into (or amending) a contract if they are valued at or above the reporting threshold. The reporting thresholds (including GST) are:

- a. \$10,000 for non-corporate Commonwealth entities; and
- b. for prescribed corporate Commonwealth entities,
 - i. \$400,000 for procurements other than procurement of construction services, or
 - ii. \$7.5 million for procurement of construction services.

As at 14 December 2022, the Department reported 86 contracts on AusTender valued at greater than \$20 million which are due to expire within five years. With each of these contracts, a procurement process is either currently underway, planning for a procurement process has commenced, or the service/s will no longer be required following expiry of the current contract. The details of these contracts are at **Attachment A**.

The lead time stipulated in **Attachment A** is the estimated period of time it takes to complete a procurement process, inclusive of procurement planning, approach to market and the evaluation phase. This timing can vary considerably based on the scale, scope, nature, complexity and risk of the goods or services being procured.

Issues to be considered by officials when looking to exercise an extension option include:

- whether extending the contract would continue to provide value for money,
- whether re-approaching the market would result in a better outcome, having regard to potential costs involved,
- the performance of the current supplier(s),
- whether there will be sufficient time to run a new procurement process,
- the current market conditions, and
- the changing needs/requirements of the Department.

PARLIAMENTARY INQUIRY SPOKEN QUESTION ON NOTICE

Joint Committee Public Accounts and Audit

14 December 2022

QoN Number: 5

Subject: Steps Taken to Facilitate Additional Competition

Asked by: Matthew Canavan

Question:

Senator Canavan: Why can't you tell me about the (Industry) sweeps?

- I personally don't have that information senator I wasn't involved in them but someone else at the table might be able to speak to that

Senator Canavan: You aren't claiming them to be confidential you just don't have the knowledge

- No it's just that my knowledge is limited

Senator Canavan: Is there anyone else there who can help me out?

- I know there were three approaches to the market to request information about capabilities that might deliver the effect that ABF requires. That was managed by the Department so I don't have the precise detail of that for you. We could take that on notice and give you an overview

Senator Canavan: If you could just take on notice what steps you are taking to facilitate additional competition in that space including the sweeps that you mentioned that would be great. Thank you Chair

Answer:

- The Department has conducted three formal industry engagements for long term fixed wing Civil Maritime Surveillance capabilities since 2018 and has continued ongoing informal industry engagements, in line with standard Commonwealth procurement practices.
- In October 2018 industry engagement resulted in 67 formal responses to a Request for Information (RFI) from a broad range of domestic and international aviation services (operators) and aviation technologies (suppliers/developers) demonstrating a competitive market.
- In late 2020, 31 respondents (out of the original 67) sought supplementary information about the RFI issued in 2018.

• In August 2021 industry engagement focused on options to continue fixed-wing civil maritime surveillance. The Department invited nine respondents to participate. Eight respondents participated and demonstrated a competitive market in this specific capability, as well as the broader maritime surveillance and domain awareness capabilities.

PARLIAMENTARY INQUIRY SPOKEN QUESTION ON NOTICE

Joint Committee Public Accounts and Audit

14 December 2022

QoN Number: 6

Subject: Market Scans and International Benchmarking

Asked by: Julian Hill

Question:

CHAIR: Can I just ask for a couple of additional questions there on notice then, while you're thinking about that theme. Can you also give us advice on those market scans, when they were undertaken and what they involved, so the dates over a period of time? What international benchmarking has Home Affairs done regarding the KPIs for this contract and the technology involved? The two parties I've had discussions with have also observed that this is now very stale, old technology. It's not integrated in a digital way into Defence. There are other countries that do this and have done so for years, where customers—be it Defence or emergency services—can tap into the cameras of the planes flying around in real time, and we just keep paying for something that's now going to be 21 years old by the time the \$2.6 billion contract expires. If you could give us an account of what you know about international benchmarking and what you've done on that, that would be helpful.

Answer:

The Department has undertaken the following market scans to gain an understanding of the market, solutions available and to further scope and develop future procurement.

- In October 2018 industry engagement resulted in 67 formal responses to a Request for Information (RFI) from a broad range of domestic and international aviation services (operators) and aviation technologies (suppliers/developers) demonstrating a competitive market.
- In late 2020, 31 respondents (out of the original 67) sought supplementary information about the RFI issued in 2018.

 In August 2021 industry engagement focused on options to continue fixedwing civil maritime surveillance. The Department invited nine respondents to participate. Eight respondents participated and demonstrated a competitive market in this specific capability, as well as the broader maritime surveillance and domain awareness capabilities.

The market scans, which included international and global companies, informed the current contract and technology involved. The Department will continue to seek advice from domestic and international industry to inform performance indicators for future capabilities.

HOME AFFAIRS PORTFOLIO DEPARTMENT OF HOME AFFAIRS AUSTRALIAN BORDER FORCE AUSTRALIAN SECURITY INTELLIGENCE ORGANISATION NATIONAL EMERGENCY MANAGEMENT AGENCY

PARLIAMENTARY INQUIRY SPOKEN QUESTION ON NOTICE

Joint Committee Public Accounts and Audit

14 December 2022

QoN Number: 7

Subject: Engagement with Defence and Intelligence Agencies

Asked by: Linda Reynolds

Question:

Deputy Chair: Thank you. Two issues first of all just to follow up this last theme. It was very good to hear you talking about effects based, starting to look at effects based approach because I think the way we see it and certainly I see it is that what you're currently doing is still very analogue and it hasn't really moved in any substantive way into the digital era.

Can you perhaps build on notice from the chair, what engagement you've have with Defence and our intelligence agencies because obviously at the heart of this is situational awareness and response. And there's already significant amounts of data feeds from all sorts, you know space, air and land based assets so what you're doing to build on that and what you're doing to integrate what is already available.

And I know that there is already some data integration in terms of your Ops Centres and, you know, surveillance centres. If you could include that for us and then what effects you're seeking to generate in line with what we're already doing that would be very helpful.

Answer:

 The Department recognises the whole-of-Government effort required to deliver the civil maritime security system and partners with agencies including the Department of Defence (Defence); Department of Foreign Affairs and Trade; Department of Agriculture, Fisheries and Forestry; Department of Industry, Science and Resources; the Attorney-General's Department, the Australian Federal Police; the Australian Antarctic Division; the Australian Fisheries Management Authority (AFMA); and the Australian Maritime Safety Authority (AMSA).

- The Department has integrated surveillance information management systems that enable data exchange with Defence, AFMA and AMSA.
- The Department delivers priority operations, including Operation Sovereign Borders, jointly with Defence supported by two-way near real-time classified data sharing. The Department receives port and state arrivals data from AMSA and data on fishing vessels from AFMA.
- By collaborating with partner agencies, the Department delivers integrated civil maritime security effects across surveillance, patrol and response and domain awareness capability.

PARLIAMENTARY INQUIRY SPOKEN QUESTION ON NOTICE

Joint Committee Public Accounts and Audit

14 December 2022

QoN Number: 8

Subject: AMSA - Supplement to Aerial Surveillance

Asked by: Linda Reynolds

Question:

Senator REYNOLDS: When you lose capability and when you don't have that contracted capability, there is a financial penalty for the company, but ultimately you are left with a capability deficit, which then flows on to Home Affairs and whoever else might need that capability, including for a rescue.

Mr Wytcherley: Our primary concern, of course, is search and rescue. We do have a lot of other arrangements in place for overlapping capability from state and territory government contracted aircraft, from Defence and from others, but fundamentally it does create an operational gap, yes.

Senator REYNOLDS: If Home Affairs have got their own contracted capability, which is fixed wing, correct, and yours is rotary—

Mr Morrow: No, ours is fixed.

Senator REYNOLDS: Yours is fixed wing as well? Sorry, yours is fixed. Why are you needed in the first place, if Home Affairs have their own capability? Is that because they can't meet the needs that they—

Mr Morrow: I think that's a question for-

Senator REYNOLDS: Home Affairs. So why do you actually need to call on AMSA and divert assets away from their primary tasks? Why can't you meet that need? **CHAIR:** Particularly given that you're paying full price for it.

Ms Johnson: I don't know if I've got the figures with me, but we occasionally ask AMSA to supplement our aerial surveillance capability. It doesn't happen very often. I can talk a little bit about the differences between the capabilities and perhaps—

Senator REYNOLDS: Can you guys take that on notice? **Ms Johnson:** Yes, sure.

Answer:

The aircraft access arrangement between Australian Border Force (ABF) and Australian Maritime Safety Authority (AMSA) provides both organisations with contingency capability.

The arrangement also supports AMSA, through access to ABF fixed wing and rotary wing aircraft, in support of search and rescue (SAR) missions as a contingency or to augment SAR area coverage.

Aircraft are not diverted from their primary tasks. ABF uses AMSA spare capacity in response to specific operational needs, when ABF aircraft are being used for other tasks in higher priority threat areas. For example, short notice east coast border control operations that require rapid response.

	FY2018/19*	FY2019/20	FY2020/21	FY21/22
ABF aircraft used by AMSA	15	17	23	13
AMSA aircraft used by ABF	19	4	3	48
Total	34	21	26	61

No. of missions by financial year (FY2018/19 to FY2021/22):

* The current arrangement with AMSA commenced on 5 June 2019. Under the arrangement missions are tracked between ABF and AMSA through a credit based system.

PARLIAMENTARY INQUIRY SPOKEN QUESTION ON NOTICE

Joint Committee Public Accounts and Audit

14 December 2022

QoN Number: 9

Subject: Contract Amendment to Deal with Problems

Asked by: Peta Murphy

Question:

Ms MURPHY: My question is for Home Affairs. It's a process question that arises from some of what the chair was asking you about. As I understand it, as at September 2021, the decision was made to further extend the contract until December 2022. We have a situation where the contract had been varied some 40 times over the life of the contract, so it's quite possible to vary the contract, including the variation that the chair asked you about, which seems to have protected Surveillance Australia from liability for penalties for lack of delivery. There's been an audit process on foot, which hasn't quite reported; and reports in October 2021. But surely that process has made Home Affairs think, 'We'd better look at this contract as well,' and has triggered some processes of review of that contract given it was being audited at the time. Yet a decision was made, as I read the papers, to extend the contract without considering the fact that delivery had been significantly underwhelming, there'd been payment for things that hadn't been delivered and the contract had been varied so that penalties weren't being paid.

My question is: firstly, was there a review of the terms of the contract before it was simply extended? Secondly, why, then, wasn't there consideration of saying, 'It's not being delivered to its extent, and we need to review this clause which gets Surveillance Australia off the hook for paying the penalties?'

Ms Johnson: Thanks for your question. I'll defer to the commander, if she's aware of what happened internally after the audit came down. If she doesn't have those details, we'll have to take that on notice.

Ms MURPHY: Sure, but can I just clarify, and correct me if I'm wrong, that this happened before the audit came down. The extension was in September 2021, and I think the audit was published in October.

Ms Johnson: The extension was signed later than September—

Ms Shyqyr: It was signed at the end of September.

Ms Johnson: At the end of September, and audit came in October. Yes, you're right. **Ms Shyqyr:** We had been working with the Audit Office, so we were getting regular feedback and responding to the issues that we could respond to along the way. So we had a good idea of what we could respond to quickly. I guess one of the key considerations—we'll need to take it on notice if you need more information—was the contract extension was required so we didn't leave a capability gap until we could find a new procurement to replace that contract.

CHAIR: Wasn't that the situation in 2019?

Ms MURPHY: That's not the point of my question. You answered that with the chair, and he pointed out it had to be done because of the mismanagement previously. But the point of my question is: given that you knew there were issues with the contract and with delivery under the contract, did Home Affairs look to make amendments to that contract to deal with it? And if you didn't, why did you simply just extend it to 2027 without any attempt to rectify any of those problems?

Ms Johnson: We'd have to take that on notice.

Ms MURPHY: Why? Weren't you involved in that?

Ms Johnson: I personally was not there at the time, and we don't have details of that with us at the moment.

Answer:

The contract terms were reviewed as part of the six year extension, noting changes were subject to negotiation and agreement by both parties.

The Contract was extended on largely the same terms and conditions. This is consistent with the Commonwealth Procurement Rules 2022 for an extension of this nature, which doesn't allow for material changes to the contract terms and conditions. The extension included options to terminate early.

The majority of concerns raised by ANAO in the report are historical in nature, and have largely been addressed since 2017 through significant improvements in contract management, utilising existing provisions in the Contract to drive performance.

These improvements have included enhanced contract management tools, processes, robust application of the contract's performance framework, record keeping, governance, financial management policies and procedures, and the additional recruitment of suitably qualified and experienced contract management staff.

The Department extended the Contract to ensure there is no capability gap while the procurement process for the replacement of the services is completed.

PARLIAMENTARY INQUIRY SPOKEN QUESTION ON NOTICE

Joint Committee Public Accounts and Audit

14 December 2022

QoN Number: 10

Subject: Performance Management Framework

Asked by: Julian Hill

Question:

CHAIR: Alright. Could you take on notice whether the department has ever sought to vary this very flawed performance management framework that allows taxpayer cash to be shovelled out year after year for work that is not done.

Answer:

The Department has not sought to change the outcomes-based nature of the performance management framework.

The Department rejects the assertion that the performance framework allows taxpayer funds to be paid for work that is not done.

The Contract has delivered essential surveillance services over the past 14 years and has continued to adapt since 2008 in response to unprecedented operational challenges, including the establishment of Operation Sovereign Borders (OSB) in 2013, which required the Department to respond urgently to a significant number of Unauthorised Maritime Arrivals (UMAs).

The Contract has met the operational objectives it was put in place to achieve. The audit report does not consider the complex operating environment in which the contract operates, the outcomes-based nature of the contract, and the requirement for flexibility in managing a contract of this type.

Surveillance has not fallen short of the contractual Annual Planned Rate of Effort (RoE) (i.e. 15,000 flying hours per annum). The RoE provides the ABF with an operational planning threshold that is affected by adverse tropical weather conditions, fuel availability, airspace restrictions and diversions and emergent maintenance issues.

The Department did not agree with the audit report that the Department may have paid \$87 million for aircrew it did not receive. It is an outcomes-based Contract, and as acknowledged in the audit report, the service provider has met the monthly performance threshold for the majority of the Contract. Where issues adversely impact delivery of services, it is open to the Department to apply abatements under the performance management framework.

The Department did not agree with audit report concerns regarding late night missions. This requirement provides ABF with the flexibility to undertake late night missions (late night missions are those undertaken between 2200hrs and 0600hrs) where operationally required. Late night missions are generally used when intelligence suggests an UMA venture, specific Border Controlled Drug operations, or for search and rescue operations.

PARLIAMENTARY INQUIRY SPOKEN QUESTION ON NOTICE

Joint Committee Public Accounts and Audit

14 December 2022

QoN Number: 11

Subject: Timelines - Going to Market

Asked by: Julian Hill

Question:

CHAIR: Thank you. I just want to clarify a question that I put on notice before, which I think Senator Canavan also touched on. Can you come back with very specific time lines as to your plans to go to market, which you're happy to put out in public.

Ms Monterosso: Yes.

Answer:

The Department will scope and develop a procurement process for replacement services in the first half of 2023. The procurement schedule will be managed to provide adequate mobilisation time to ensure continued capability from 1 January 2028 at the expiry of the current contractual arrangements.

Details of the procurement process and key milestones will be made available on AusTender in line with requirements under the Commonwealth Procurement Rules 2022.

PARLIAMENTARY INQUIRY SPOKEN QUESTION ON NOTICE

Joint Committee Public Accounts and Audit

14 December 2022

QoN Number: 12

Subject: Department of Finance Resources

Asked by: the Committee

Question:

The Department of Finance (Finance) provides advice, support, and services to assist Commonwealth entities when conducting procurement processes.

a. To what extent does your Department make use of any resources provided by Finance during the procurement process?

b. Has your Department sought or received any feedback at any stage from Finance on your procurement practices?

c. What information or data have you provided Finance about procurement processes conducted by your Department?

d. What support has your Department received from Finance in implementing the Auditor-General's recommendations?

e. Does the Department have any suggestions for additional resources that Finance could provide to better assist with procurement processes, or with developing procurement skills and capability more broadly?

Answer:

- a) The Department consistently undertakes procurement in accordance with the framework provided by Finance. The Department's internal guidance material is aligned to the following resources:
 - Commonwealth Procurement Framework.
 - Commonwealth Procurement Rules.
 - Resource Management Guidance.
 - Model Accountable Authority Instructions.
 - BuyRight.
 - Dynamic Sourcing for Panels (DS4P).
 - Whole-of-Government arrangements.
 - Australian Government Contract Management Guide.
 - Commonwealth Contracting Suite and ClauseBank.

- b) The Department has not specifically sought or received any feedback on its procurement practices, however the Department seeks policy guidance from Finance as required. The Department also invites Finance to sit on nominated steering committees to provide them with oversight of specific procurement activities.
- c) There is currently no requirement to provide data to Finance about the Department's procurement processes. In accordance with the *Commonwealth Procurement Rules 2022*, the Department has certain obligations to report on AusTender. This includes details of contracts and contract amendments above relevant reporting thresholds, details of standing offers, and details of limited tender exemptions or conditions. In such cases the required information is provided as appropriate.
- d) Nil, however the Department did not seek assistance from Finance in implementing the Auditor-General's recommendations.
- e) Finance can provide a role in guiding, influencing and contributing to a continuous learning environment where agencies are actively supported to strengthen procurement and contract management capability among staff. Finance could also support a consistent approach to the development of procurement and contract management skills and knowledge across the Commonwealth by embedding procurement as a core Government capability. The Department has raised this with Finance and it is expected that Finance will work in partnership with the APS Academy within the Australian Public Service Commission to progress this.

PARLIAMENTARY INQUIRY WRITTEN QUESTION ON NOTICE

Joint Committee Public Accounts and Audit

14 December 2022

QoN Number: 13

Subject: Managing Contract Variations

Asked by: the Committee

Question:

What changes has Home Affairs made to the way it manages contract variations since the audit, especially where additional concessions to the service provider are being considered?

Answer:

In August 2021, the Department updated and published internal guidance material on contract variations and amendments to provide a clear and consistent principles for staff to apply when seeking to vary existing contractual arrangements.

The approval must be in writing, be signed by the appropriate delegate, which is based on the value of the contract (as per Sections 23(1) and 23(3) of the *Public Governance, Performance and Accountability Act 2013* (PGPA Act)), articulate the reasons for the variation, and should be cleared by Procurement and Contracts Support Branch and/or Civil, Commercial, Employment and Information Law Branch where applicable. The principles to be considered include:

- Assessing the reasons for the proposed variation and whether these may indicate an emerging or actual performance issue.
- Ensuring that varying a contract does not significantly change the scope of the contract.
- The effect of the proposed variation on delivery.
- What effect, if any, the proposed variation will have on contract price.
- The effect of the proposed variation on other terms and conditions of the contract.
- Whether the variation will transfer risk from the supplier to the Department, or create additional risk.

- The details of the variation and whether it may amount to unfair treatment of unsuccessful tenderers, or other potential suppliers, who could then effectively be denied an opportunity to tender for the changed requirement.
- Whether the variation will affect the original value for money assessment.
- What consequential changes may be needed to implement the variation.
- Whether the variation has any follow-on implications.

In September 2021, the Department updated its Accountable Authority Instructions to include the requirement for the Chief Procurement Officer to approve all proposals to extend a contract by variation where there are no further extension options. Consideration must be given to:

- a) reasons for the variation, including what procurement activity is being conducted;
- b) details of the original contract period and any previous variations;
- c) the estimated value of the variation and subsequent total contract value; and
- d) how value for money will be achieved in the circumstances.

In December 2021, the Department released an eLearning course titled 'Your responsibilities as a Contract Manager', which outlines the requirements of contract managers to meet high standards of governance, performance and accountability. While this course is not currently mandated, it is widely promoted across the Department and ABF for the development of staff contract management skills and knowledge. In particular, it provides information to staff on activities undertaken after a contract has commenced, including managing contract variations, in order to manage the performance of a contract and to achieve the agreed outcomes, and contract manager obligations under the PGPA Act.

This course further complements the Department's Procurement and Contract Management Learning Framework, developed to provide a consistent approach to procurement and contract management learning and development in the Department, to strengthen capability in these areas. This framework includes the Department's in-house tailored 'Contract Management 101' course, which covers practical contract management, and legislative, compliance, governance and audit requirements relevant to contract management.

In May 2021, the Department established a Procurement and Contract Management Account Management model with provides tailored procurement and contract management advice to allocated business areas in the Department/ABFThis assistance includes providing guidance through the procurement process, reviewing procurement documentation, assistance with obtaining necessary delegate approvals under the PGPA Act, and ongoing contract management assistance and advice.

PARLIAMENTARY INQUIRY WRITTEN QUESTION ON NOTICE

Joint Committee Public Accounts and Audit

14 December 2022

QoN Number: 14

Subject: New Contract Planning

Asked by: The Committee

Question:

Home Affairs' submission states that planning for a new contract is 'at an early stage', as new arrangements will not take effect until 1 January 2028, and that the department had engaged with AMSA 'to help inform work to develop the future contract for aerial surveillance services' (Home Affairs submission, p. 4).

a. Can Home Affairs elaborate on the planning work it had undertaken for the new contract?

b. What specific learnings from AMSA will be used to inform the future contract for aerial surveillance services?

c. Has Home Affairs engaged with any other entities to seek input into its procurement planning — for example, the Department of Finance?

Answer:

a. The Department has developed options and planning for the next aerial surveillance contract in line with long-term integrated civil maritime capability planning informed by the resources available to the function, industry engagement in 2018, 2020 and 2021, risk mitigation activities and evaluation of available technologies. The Department will scope and develop a procurement process for replacement services in the first half of 2023. The procurement schedule will be managed to provide adequate mobilisation time to ensure continued capability at expiry of the current contractual arrangements. The Department has also established a process to provide rigour around High Risk and High Value (HRHV) procurements. The future procurement will be subject to HRHV oversight and approvals to ensure there is a holistic approach and oversight of risk, legal, commercial, financial and procurement considerations that may impact on the success of the contract.

- b. The Department will implement relevant learnings from the Australian Maritime Safety Authority (AMSA) in the future contract for aerial surveillance services including not paying for elements of the capability (including aircraft, sensors, systems and bases) until they are accepted into service, and establishing alternative payment schedules for reduced performance, including during remediation periods where deficiencies are addressed.
- c. Yes, as part of procurement planning for the next aerial surveillance contract the Department has sought input from partner civil maritime security agencies including the Department of Defence and AMSA, as well as Central Agencies (the Departments of Prime Minister & Cabinet, Finance and the Treasury).

PARLIAMENTARY INQUIRY WRITTEN QUESTION ON NOTICE

Joint Committee Public Accounts and Audit

14 December 2022

QoN Number: 15

Subject: Surveillance Contract

Asked by: The Committee

Question:

At the time the audit of Home Affairs commenced, there was a fourth criterion to the audit that planned to examine transitional arrangements in place after the expiry of the contract on 31 December 2021. This criterion was removed as the department had not resolved a path forward as at December 2020. The audit report noted that no arrangements were in place for the next contract as at August 2021, with four months remaining on the current contract (ANAO report, paras 8–9, p. 8). a. What was the reason for the delay in determining a way forward for the surveillance contract?

b. How is Home Affairs ensuring that it is planning for going to market well in advance of contract end dates?

Answer:

a. The Department commenced planning for future aerial surveillance capability in 2016 in advance of expiry of the previous contractual arrangements on 31 Dec 2021.

Since 2016 the Department has developed options and advice on transitional and long-term arrangements to continue aerial surveillance capability in line with long-term integrated civil maritime surveillance capability planning, focused industry engagement in 2018, 2019 and 2021, risk mitigation activities and evaluation of alternative technologies.

This work informed the decision by the Department in 2021 that due to the complexity and long lead times associated with delivering a replacement aerial surveillance capability, a shift to new technologies and methodologies was not warranted at that time.

This informed the decision to enter into a 6 year extension with the current service provider (to December 2027), allowing for termination at years 4 and 5 of the contract if the replacement arrangements are in place earlier.

b. The Department will scope and shape a procurement process for replacement services in the first half of 2023. The procurement schedule will be managed to provide adequate mobilisation time to ensure continued capability at expiry of the current contractual arrangements.

PARLIAMENTARY INQUIRY WRITTEN QUESTION ON NOTICE

Joint Committee Public Accounts and Audit

14 December 2022

QoN Number: 16

Subject: Use of Metrics

Asked by: The Committee

Question:

Home Affairs' submission to the inquiry states that 'The Department is looking to use metrics related to the contractor's ability to meet mission requirements, such as aircrew availability, through the provision of lead indicator data within the contract' (Home Affairs submission, p. 4).

a. Can Home Affairs elaborate on the metrics it is looking to use to assess the contractor's ability to meet mission requirements? How will the use of these metrics address the findings of the Auditor-General?

Answer:

The Department will scope and shape a procurement process for replacement of services in the first half of 2023. As part of the requirements definition process, the Department will detail the performance outcomes required through the contract, which may differ across different capabilities noting that capabilities considered will include crewed and uncrewed fixed wing aircraft, satellites and radars.

Performance metrics, including aircrew and aircraft availability, will be derived from these performance outcomes and further informed by recommendations from the ANAO report, lessons learnt from previous procurements, Australian Maritime Safety Authority's experience, and industry best practice.

PARLIAMENTARY INQUIRY WRITTEN QUESTION ON NOTICE

Joint Committee Public Accounts and Audit

14 December 2022

QoN Number: 17

Subject: Assurance Arrangements for Monitoring of Mission Performance

Asked by: The Committee

Question:

The Auditor-General recommended that Home Affairs implement stronger assurance arrangements for monitoring of mission performance (ANAO report, Recommendation 4, p. 67). Home Affairs' submission refers to '[a] range of measures' in place to monitor mission performance (Home Affairs submission, p. 4). a. What changes or improvements have been made to measures used to monitor mission performance since the audit? What are the increased night surveillance requirements? What data quality assurance was implemented in the department's performance management tool (GROC)?

Answer:

- a) The Department continually drives mission performance through a range of monitoring measures, including:
 - 24/7 engagement and monitoring of all aerial surveillance missions by the Australian Border Force (ABF), Maritime Border Command;
 - proactive contract management of performance issues;
 - operational assessments on-board the aircraft by ABF Maritime Aviation Specialist Officers (MASSOs), to provide an additional level of assurance (onboard the aircraft and on the ground); and
 - implementation of stronger governance arrangements, including regular formal and informal meetings between ABF operational areas, contract managers, MASSOs and the service provider, regular executive reporting on service provider performance and operational matters.

The operational commencement of an additional MASSO in November 2021 has increased mission monitoring onboard the aircraft from an average of 2.14% in FY2020/2021 to 3.64% in FY2021/2022. MASSO monitoring levels were impacted by COVID-19 travel restrictions.

The Department has made significant improvements in contract management since 2017 that were not adequately recognised in the audit report. These improvements have included enhanced contract management tools and processes, robust application of the contract's performance framework, record keeping, governance, financial management policies and procedures, and the additional recruitment of suitably qualified and experienced contract management staff.

The contract's performance framework is applied if services are not delivered in line with the Contract, with regular contract management meetings held with the service provider and key ABF stakeholders to ensure issues are raised and addressed.

- b) There have been no changes to the night surveillance requirements in the Contract as it meets the Department's operational needs. The ABF achieves a higher level of surveillance coverage through day missions where visibility is better, planned on a risk and intelligence led basis. Late night missions are used to support operations as required.
- c) The Department worked with the ANAO representatives during the audit to implement suggested process improvements to GROC data. Where the Contract allows for changes in the performance score to be made manually in the performance management tool (GROC) (for example due to adverse weather, airspace requirements, re-tasking etc), the changes are now clearly documented in GROC, and reviewed against Contract requirements as part of the monthly performance reporting assurance processes.

PARLIAMENTARY INQUIRY WRITTEN QUESTION ON NOTICE

Joint Committee Public Accounts and Audit

14 December 2022

QoN Number: 18

Subject: Maritime Aviation Specialist Surveillance Officer (MASSO)

Asked by: The Committee

Question:

The Auditor-General found that Home Affairs had employed only one Maritime Aviation Specialist Surveillance Officer (MASSO) since August 2019, which 'has reduced the effectiveness of this assurance mechanism' over Surveillance Australia's operational performance (ANAO report, para 4.69, p.66). Home Affairs' submission states that an additional MASSO was 'engaged in late August 2021 to monitor and report on the service provider's mission performance, and to conduct operational assessments on-board aircraft' (Home Affairs submission, p. 4). a. What was the average number of missions monitored by surveillance officers in 2021–22? Did the surveillance officers meet the internal target of monitoring 15 per cent of all missions?

b. If not, how is Home Affairs ensuring a reasonable level of assurance over the service provider's operational performance?

Answer:

- a. On average, 3.64% of fixed wing aerial surveillance missions were monitored onboard aircraft by a MASSO during the FY2021/2022. This was an increase from FY2020/2021 of 2.14%, reflecting the operational commencement of an additional MASSO in November 2021. MASSO monitoring levels remained low in FY2020/2021 and FY2021/2022 due to COVID-19 travel restrictions. The Department does not have an agreed internal target of 15% for MASSO mission monitoring under this Contract.
- b. MASSOs provide an additional level of assurance (on-board the aircraft and on the ground) and have been part of the Department's monitoring approach since the Contract's commencement. The service provider's operational performance is monitored through a range of measures including monthly performance reporting, strong governance arrangements, and 24/7 engagement and monitoring of all missions undertaken by the ABF.

PARLIAMENTARY INQUIRY WRITTEN QUESTION ON NOTICE

Joint Committee Public Accounts and Audit

14 December 2022

QoN Number: 19

Subject: International Comparisons - Tender Processes

Asked by: The Committee

Question:

Is the department aware of any international comparisons that conduct similar tender processes effectively?

Answer:

The Department has undertaken a number of market scans, which included international and global companies, to gain an understanding of the market, solutions available and to further scope and shape future procurement of the Civil Maritime Surveillance Services Contract (refer to QoN - 06).

Before undertaking any procurement, Department officials are required to have a sound understanding of the size, composition and nature of supply markets. This includes keeping up-to-date with new developments and ideas as well as emerging technologies that can achieve better results and create market conditions that foster the innovation and competition needed to deliver the best solution.

PARLIAMENTARY INQUIRY WRITTEN QUESTION ON NOTICE

Joint Committee Public Accounts and Audit

QoN Number: 20

Subject: International Commercial Operators - Commonwealth Engagement

Asked by: The Committee

Question:

Does the Commonwealth engage international commercial operators to understand alternative models/solutions?

Answer:

Depending on the value, risk and complexity of the procurement, the Department engages specialist advisors and consultants, including international operators, to understand alternative models/solutions for a particular procurement activity.

The Department has undertaken a number of market scans, which included international and global companies, to gain an understanding of the market, solutions available and to further scope and shape future procurement of the Civil Maritime Surveillance Services Contract (IQ22-000080 refers).

Before undertaking any procurement, Department officials are required to have a sound understanding of the size, composition and nature of supply markets. This includes keeping up-to-date with new developments and ideas as well as emerging technologies that can achieve better results and create market conditions that foster the innovation and competition needed to deliver the best solution.

The Department draws on various sources to do this, including:

- Consideration of organisational priorities.
- Consultation, interviews, surveys and/or workshops with relevant internal and external stakeholders.
- Research of previous and/or similar procurements by the Department or other Commonwealth or State Government agencies, or overseas organisations.
- Internal research and data gathering (e.g. based on expenditure or contracts awarded in previous financial years, other sources of historical or comparable data, studies/reports/issues papers).
- Market research.

Procurement guidance provided by the Department of Finance on its website includes guidance for procuring entities in the Commonwealth to encourage competition, seek specialist advice, and undertake market research, as and where appropriate, taking into consideration the scale, scope and nature of the procurement. The Department applies this guidance to all its procurement activities.

PARLIAMENTARY INQUIRY WRITTEN QUESTION ON NOTICE

Joint Committee Public Accounts and Audit

14 December 2022

QoN Number: 21

Subject: Coastwatch Aerial Surveillance and Defence Assets - Interoperability

Asked by: The Committee

Question:

Is there interoperability between the aerial surveillance assets used under the Coastwatch program and Defence assets to enable a common operating picture and ensure maximum value and utility to the Commonwealth? If not, is this an area to consider in a new contract?

Answer:

Yes, the aerial surveillance information is shared between the Australian Border Force and the Australian Defence Force to ensure a common maritime surveillance operating picture.

PARLIAMENTARY INQUIRY WRITTEN QUESTION ON NOTICE

Joint Committee Public Accounts and Audit

14 December 2022

QoN Number: 22

Subject: Coastwatch Aerial Surveillance and Maritime Border Command - Data Incorporation

Asked by: The Committee

Question:

Is data collected by existing aerial surveillance assets under the Coastwatch program incorporated into Australia's Maritime Border Command? If no, is this something that Home Affairs would consider useful in a new contract?

Answer:

Yes, the data collected under the contract by the mission management system onboard the fixed wing surveillance aircraft is provided to Maritime Border Command and will be incorporated into any future arrangements.

Department of Home Affairs - Contracts active as at 14 December 2022 valued at or over \$20 million

AusTender contract notice	Contractor details	Description in AusTender	Purpose of the arrangement	Expiry date	Contract value (AUD)	Date contract can be extended to	Remaining extension options	Lead time to conduct an approach to market	Plar
CN2619522	COMMONWEALTH BANK OF AUSTRALIA	Corporate Banking Services	Provision of transaction banking services including Bank Account services, Desktop Electronic Banking capabilities, Accounts Payable services, Accounts Receivable services, Corporate Credit Card Facilities services, Merchant Facilities services, and Training and Support services	22/09/2023	\$ 181,148,635.13	No further extension. Refer to Expiry Date	No	Commenced 21 months prior to expiry of contract.	The mar
CN3864962	MSS SECURITY PTY LIMITED	National Security Guarding and Patrolling Services	Provision of both static or fixed guarding services as well as ad hoc guarding services for departmental (including ABF) sites nationally.	31/03/2025	\$ 37,734,213.01	31/03/2029	Yes	18 Months	Rev end to t pro
CN3300235	DEPARTMENT OF DEFENCE	Security Vetting Services	Provision of security clearance and vetting services through the Australian Government Security Vetting Agency (AGSVA).	30/06/2023	\$ 33,251,025.01	N/A	Extension options do not apply.	N/A	The (AG Gov for prov AGS Leve to a
CN3663953	A.S WHITE & P.A SALEM & OTHERS	Public Law Legal Services Stream 2	Provision of legal services in relation to Migration and Citizenship Litigation.	30/06/2023	\$ 47,298,853.01	30/06/2024	Yes	6-12 months	This ope of A pro mai Dep adv Gov
CN3663949	CLAYTON UTZ	Public Law Legal Services Stream 2	Provision of legal services in relation to Migration and Citizenship Litigation.	30/06/2023	\$ 28,153,727.99	30/06/2024	Yes	6-12 months	This ope of A pro- mar acti of A
CN3663951	S.N ARONEY & A.P BROWN & M CHECKETT	Public Law Legal Services Stream 2	Provision of legal services in relation to Migration and Citizenship Litigation.	30/06/2023	\$ 21,790,317.00	30/06/2024	Yes	6-12 months	This ope of A proo man Dep adv Gov

lanning activities being undertaken

he Department plans to release an approach to the narket in Quarter 3 2022/2023.

eview of existing contract will occur 18 months prior to nd of initial term to assess whether it is Value for Money take up extension option or progress a new rocurement activity.

he Australian Government Security Vetting Agency AGSVA) is the central vetting agency for the Australian overnment and conducts security clearance assessments or Federal, State and Territory agencies. There is no other rovider. There is currently an ongoing agreement with GSVA for the provision of these services as per its Service evel Charter. Spending proposals are approved annually o allow for continuation of services.

his Order for Legal Services - Bundling Arrangement perates as a deed and was established under the Whole f Australian Government Legal Services Panel. Any rocurement activities around extending the Panel are hanaged by Attorney-General's Department (AGD). The epartment will plan procurement activities once AGD has dvised on the future of the Whole of Australian overnment Legal Services Panel.

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AusTender contract notice	Contractor details	Description in AusTender	Purpose of the arrangement	Expiry date	Contract value (AUD)	Date contract can be extended to	Remaining extension options	Lead time to conduct an approach to market	Pla
CN3663952	MINTER ELLISON	Public Law Legal Services Stream 2	Provision of legal services in relation to Migration and Citizenship Litigation.	30/06/2023	\$ 20,713,720.99	30/06/2024	Yes	6-12 months	Thi ope of a pro ma act of a
CN3816856	IRON MOUNTAIN AUSTRALIA GROUP	File Archive Storage	Provision of services for physical records storage, physical and digital file support, digitisation, sentencing, disposal.	30/09/2024	\$ 54,106,299.00	30/09/2028	Yes	12 months	Pro the cor cur
CN3427016	AUSTRALIAN POSTAL CORPORATION	Mail & Courier Services	Provision of mail, freight and courier services, including onsite mailroom and security screening.	30/04/2023	\$ 35,005,600.00	No further extension. Refer to Expiry Date	No	12 months	An clo the
CN3926845	AMERICAN EXPRESS (MERCHANT FEES	Merchant Service Fees For Credit Card Transactions	Provision for American Express (Amex) Card Acceptance services. For processing Visa and Citizenship applications and other Immigration fees and charges, Customs duties and other charges relating to importations, infringements and payments taken on behalf of other agencies, Migration Agent Registration fees, Legend Subscription fees; Debts to the Commonwealth and Staff debts.	30/09/2027	\$ 31,208,223.06	N/A – the contract does not have extension options	No	12 months	Pro the
CN3616678	C.I. MAINTENANCE SERVICES PTY LTD	Concierge and Facilities Management Services	Provision of a range of services on Christmas Island including maintenance works for Mechanical, Fire; Electrical, Hydraulic; Commercial Kitchen Equipment Building Structures and Components; Cleaning and Waste Management Services; Landscape and Horticultural Maintenance Works; Vermin and Pest Control Works; Management and Maintenance of Assets; Accommodation and concierge services; Specialist services, including engineering inspections; Site Security; and Additional Works.	30/06/2023	\$ 47,323,280.12	30/06/2025	Yes	12 months	The Imi cur
CN3902897	SHAPE AUSTRALIA PTY LIMITED	Construction Management Services	Provision of fit-out works at the Department's Bourke Street, Melbourne site; including building works, furniture, fixtures and fittings, security, and Information and Communication Technologies	20/01/2023	\$ 32,270,920.00	No extension options. Refer to Expiry Date	N/A	N/A	Ser
CN3470258	AOT Group Ltd	Accommodat ion Program Management Services for the Australian Government	Accommodation Program Management Services for the Australian Government.	30/06/2023	\$ 42,620,000.00	Awaiting advice from by Department of Finance, who manage the arrangement.	N/A	N/A	Thi the
CN1158422	INTERNATIONAL ORGANIZATION FOR MIGRATION	Travel, Medical and	Travel, Medical and Related Services.	30/06/2023	\$ 213,534,375.00	30/09/2023	Yes	18 months	The pro

Planning activities being undertaken

This Order for Legal Services - Bundling Arrangement operates as a deed and was established under the Whole of Australian Government Legal Services Panel. Any procurement activities around extending the Panel are managed by AGD. The Department will plan procurement activities once AGD has advised on the future of the Whole of Australian Government Legal Services Panel.

Procurement planning will commence 12 months prior to the current contract end date. This will include consideration of exercising existing options based on current contract performance.

An approach to market issued on 12 October 2022, and closed on 23 November 2022. The tender is currently in the evaluation phase of the procurement.

Procurement planning will commence 12 months prior to the contract end date.

The scope of this contract is being combined into the mmigration Detention Services procurement which is currently at the Request for Expression of Interest phase.

Services have been delivered and are no longer required.

This is a Whole-of-Government Arrangement managed by the Department of Finance.

The contract has been extended to 30 June 2023. Current process underway and a services

AusTender contract notice	Contractor details	Description in AusTender	Purpose of the arrangement	Expiry date	Contract value (AUD)	Date contract can be extended to	Remaining extension options	Lead time to conduct an approach to market	Pla
		Related Services							arr dat
CN2616642	ADULT MULTICULTURAL EDUCATION SERVICES	Status Resolution Support Services (SRSS Program)	Status Resolution Support Services (SRSS Program).	30/06/2023	\$ 189,648,023.41	No further extension. Refer to Expiry Date	No	N/A	Cur Ter by
CN2616512	ACCESS COMMUNITY SERVICES LIMITED	Status Resolution Support Services (SRSS Program)	Status Resolution Support Services (SRSS Program).	30/06/2023	\$ 100,510,987.17	No further extension. Refer to Expiry Date	No	N/A	Cur and dat
CN3478417	DATACOM CONNECT PTY LTD	Provision of Client Enquiry Services	Provision of Client Enquiry Services.	30/09/2023	\$ 151,112,230.41	30/05/2025	Yes	18 months	Pla per util mo
CN3913553	INTERNATIONAL HEALTH AND MEDICAL SERVICES	Nauru Health Services	Nauru Health Services.	12/08/2025	\$ 49,910,468.66	12/08/2028	Yes	18 Months	A ro 18 is V a n
CN2219601	CRADDOCK MURRAY NEUMANN LAWYERS PTY LTD	Protection Claims Assistance for Transferees at Regional Processing Centre, Nauru	Protection Claims Assistance for Transferees at Regional Processing Centre, Nauru.	30/06/2023	\$ 25,027,240.00	No further extension. Refer to Expiry Date	No	N/A	Ser
CN1519551	CPS SYSTEMS PTY LTD	Electronic Travel Authority and Advance Passenger Processing and Related Border Control Systems	Electronic Travel Authority (ETA) and Advance Passenger Processing (APP) and Related Border Control Systems.	9/03/2026	\$ 222,373,657.00	No further extension. Refer to Expiry Date	No	12 Months	Pro prio
CN468127	DEPARTMENT OF EDUCATION & TRAINING	Education Services for Minors - QLD	Education Services for Minors - QLD.	30/06/2023	\$ 39,501,481.08	No further extension. Refer to Expiry Date	No	N/A	Me NS
CN468125	CPM DEPT EDUCATION & CHILDRENS SERVICES	Education Services for Minors - South Australia	Education Services for Minors - South Australia.	30/06/2023	\$ 30,596,718.30	No further extension. Refer to Expiry Date	No	N/A	MC Edu

lanning activities being undertaken

arrangement will be transitioned in by the contract end date.

Currently in negotiations with supplier under a Request for Fender (RFT) process and will transition to a new contract by current contract end date.

Currently in negotiations with supplier under a RFT process and will transition to new contract by current contract end date.

Planning activity undertaken. Given satisfactory performance the current extension option to will be utilised. Planning for procurement will commence again 18 months prior to end date of extended period.

A review and evaluation of the existing contract will occur 18 months prior to end of initial term to assess whether it is Value for Money to take up extension option or progress a new procurement activity.

Services no longer required past contract expiry date.

Procurement planning will commence at least 12 months prior to the end of current contract.

Memorandum of Understanding (MOU) arrangement with NSW Department of Education.

MOU arrangement with South Australia Department of Education.

AusTender contract notice	Contractor details	Description in AusTender	Purpose of the arrangement	Expiry date	Contract value (AUD)	Date contract can be extended to	Remaining extension options	Lead time to conduct an approach to market	Pla
CN3674072	TECHNICAL & FURTHER EDUCATION	Adult Migrant English Program contract	Adult Migrant English Program contract.	31/12/2024	\$ 412,143,855.74	No further extension. Refer to Expiry Date	No	18 months	Pro ord the tim and
CN3655386	TAFE QUEENSLAND	Adult Migrant English Program	Adult Migrant English Program.	31/12/2024	\$ 260,929,490.30	No further extension. Refer to Expiry Date	No	18 months	Pro ord the time and
CN3656550	MELBOURNE POLYTECHNIC	Adult Migrant English Program	Adult Migrant English Program.	31/12/2024	\$ 260,741,315.70	No further extension. Refer to Expiry Date	No	18 months	Proc orde the time and
CN3655382	NAVITAS ENGLISH PTY LIMITED	Adult Migrant English Program	Adult Migrant English Program.	31/12/2024	\$ 196,563,670.54	No further extension. Refer to Expiry Date	No	18 months	Pro ord the time and
CN3655388	TAFE SA	Adult Migrant English Program	Adult Migrant English Program.	31/12/2024	\$ 105,916,569.09	No further extension. Refer to Expiry Date	No	18 months	Pro ord the time and
CN3655397	NORTH METROPOLITAN TAFE	Adult Migrant English Program	Adult Migrant English Program.	31/12/2024	\$ 74,138,672.84	No further extension. Refer to Expiry Date	No	18 months	Pro ord the tim and
CN3655390	SOUTH METROPOLITAN TAFE	Adult Migrant English Program	Adult Migrant English Program.	31/12/2024	\$ 50,320,810.92	No further extension. Refer to Expiry Date	No	18 months	Pro ord the time and
CN3655383	STEPS GROUP AUSTRALIA LIMITED	Adult Migrant English Program	Adult Migrant English Program.	31/12/2024	\$ 22,326,242.65	No further extension. Refer to Expiry Date	No	18 months	Pro ord the tim and
CN3672452	TECHNICAL & FURTHER EDUCATION	Adult Migrant English Program	Adult Migrant English Program.	31/12/2024	\$ 72,232,810.08	No further extension. Refer to Expiry Date	No	18 months	Pro ord the tim and
CN3655398	DJERRIWARRH EMPLOYMENT & EDUCATION	Adult Migrant English Program	Adult Migrant English Program.	31/12/2024	\$ 61,490,009.27	No further extension. Refer to Expiry Date	No	18 months	Pro ord the

anning activities being undertaken

rocurement planning commenced to enter into new work rders under the existing Deed of Standing Offer to extend ne existing services to 31 December 2024. During this me a review of the business operating model will occur nd a new RFT process will then be undertaken.

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AusTender contract notice	Contractor details	Description in AusTender	Purpose of the arrangement	Expiry date	Contract value (AUD)	Date contract can be extended to	Remaining extension options	Lead time to conduct an approach to market	Pla
									tim and
CN2616652	LIFE WITHOUT BARRIERS	Status Resolution Support Services (SRSS Program)	Status Resolution Support Services (SRSS Program).	30/06/2023	\$ 246,104,154.90	No further extension. Refer to Expiry Date	No	6 months	Cur for cur
CN2616622	SETTLEMENT SERVICES INTERNATIONAL INCORPORATED	Status Resolution Support Services (SRSS Program)	Status Resolution Support Services (SRSS Program).	30/06/2023	\$ 134,366,548.48	No further extension. Refer to Expiry Date	No	6 months	Cur for cur
CN2616582	MDA LTD	Status Resolution Support Services (SRSS Program)	Status Resolution Support Services (SRSS Program).	30/06/2023	\$ 75,883,254.17	No further extension. Refer to Expiry Date	No	6 months	Cur for cur
CN2616532	MERCY COMMUNITY SERVICES INCORPORATED	Status Resolution Support Services (SRSS Program)	Status Resolution Support Services (SRSS Program).	30/06/2023	\$ 32,173,640.97	No further extension. Refer to Expiry Date	No	6 months	Cur for cur
CN1269481	Department of Education and Early Childhood Development	Education for Minors - Victoria	Education for Minors - Victoria.	30/06/2023	\$ 121,760,184.01	No further extension. Refer to Expiry Date	No	N/A	MC Edu
CN3713340	The Trustee for DFP BUSINESS TRUST	Temporary Recruitment Services	Temporary Recruitment Services. TIS National (Translating and Interpreting Service)	30/06/2023	\$ 20,200,002.00	30/06/2024	Yes	18 months	Pro cur Wh util arr
CN3559396	SIRVA PTY LTD	Staff Relocation Services	Staff Relocation Services.	30/09/2023	\$ 23,554,213.71	No further extension. Refer to Expiry Date	No	9 months	The Hea und
CN3561773	SERCO AUSTRALIA PTY LIMITED	Return and Reintegratio n Assistance Program	Return and Reintegration Assistance Program.	30/09/2023	\$ 24,479,163.45	No further extension. Refer to Expiry Date	No	12 months	Pro ma
CN3564449	IOM	Return and Reintegratio n Assistance Program	Return and Reintegration Assistance Program.	31/10/2023	\$ 32,595,299.95	No further extension. Refer to Expiry Date	No	12 months	Pro ma
CN3796607	AMES Australia	Humanitaria n Settlement Program	Humanitarian Settlement Program settlement services.	30/06/2024	\$ 219,295,861.19	No further extension.	No	18 months	Nev

lanning activities being undertaken

ime a review of the business operating model will occur and a new RFT process will then be undertaken.

Currently in negotiations with supplier following a Request for Quote process and will transition to new contract by current contract end date.

Currently in negotiations with supplier following a Request for Quote process and will transition to new contract by current contract end date.

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Currently in negotiations with supplier following a Request for Quote process and will transition to new contract by current contract end date.

MOU arrangement with Victorian Department of Education.

Procurement planning underway as the Panel that is currently utilised is expiring, and the new mandatory Whole of Australian Government People Panel must be utilised. Services will continue to be required and Panel arrangements will be utilised.

The Department of Foreign Affairs and Trade manages the Head Contract for these services, and is currently undertaking procurement planning activities.

Procurement planning underway for an open approach to narket.

Procurement planning underway for an open approach to market.

New service delivery design currently in planning phase to enable an open approach to market.

AusTender contract notice	Contractor details	Description in AusTender	Purpose of the arrangement	Expiry date	Contract value (AUD)	Date contract can be extended to	Remaining extension options	Lead time to conduct an approach to market	Pla
		settlement services				Refer to Expiry Date			
CN3796600	Multicultural Australia Ltd	Humanitaria n Settlement Program settlement services	Humanitarian Settlement Program settlement services.	30/06/2024	\$ 125,714,313.46	No further extension. Refer to Expiry Date	No	18 months	Nev ena
CN3796605	Australian Red Cross Society	Humanitaria n Settlement Program settlement services	Humanitarian Settlement Program settlement services.	30/06/2024	\$ 80,773,207.56	No further extension. Refer to Expiry Date	No	18 months	Nev ena
CN3796441	Settlement Services International	Humanitaria n Settlement Program settlement services	Humanitarian Settlement Program settlement services.	30/06/2024	\$ 260,762,832.35	No further extension. Refer to Expiry Date	No	18 months	Nev ena
CN192806	Brisbane Airport Corporation Pty Limited	Property Design, Construct and Lease	Property lease for ABF Brisbane Office Customs House, 20-22 the Circuit, Brisbane Airport.	31/03/2024	\$ 54,142,462.92	31/03/2029	5 years	18 months to 2 years	The alig An Dep wit per
CN3531039	JONES LANG LASALLE (ACT) PTY LIMITE	Core Services Management Fee and Property Operating Expenses	Provision of a range of services including leasing services and facilities management services to entities in a manner that is consistent with WoAG Leasing Strategy. The scope includes management services to Finance; entity management services; leasing services; facilities management services; and additional services.	30/06/2024	\$ 300,574,426.46	No further extension. Refer to Expiry Date	No	12 months	Plai whe Pro
CN1619151	Sydney Airport Corporation Limited	Provision of Property Lease	Property lease for Sydney Customs House - 10 Cooks River Drive Mascot, Sydney Airport.	27/07/2024	\$ 130,914,144.10	27/07/2029	Yes - 5 years	18 months to 2 years	The alig An Dep wit per
CN3417548	Investa Limited Funds Management Ltd	Commercial Office Lease	Property lease for 836 Wellington St, West Perth.	31/01/2027	\$ 32,918,084.00	31/01/2037	Yes - 2 x 5 year options	18 months to 2 years	The alig The util opt
CN3417331	Gateway Building Nominees Pty Ltd	Commercial Office Lease Renewal	Property lease for 26 Lee St, Sydney.	31/03/2027	\$ 96,215,357.00	N/A. This site was vacated and handed back to Landlord on 30 June 2022.	No -	N/A	Thi 30 stra

lanning activities being undertaken

Iew service delivery design currently in planning phase to nable an open approach to market.

New service delivery design currently in planning phase to enable an open approach to market.

Iew service delivery design currently in planning phases to nable an open approach to market.

The current performance of the contract is satisfactory and aligns to the Department's long-term property strategies. An extension to the contract is expected to be utilised. The Department will continue to consider future options in line with its property strategy, and monitor ongoing performance.

lanning activity will be led by the Department of Finance, ho manage the Whole of Australian Government roperty Arrangement.

The current performance of the contract is satisfactory and aligns to the Department's long-term property strategies. An extension to the contract is expected to be utilised. The Department will continue to consider future options in line with its property strategy, and monitor ongoing performance.

he current performance of the contract is satisfactory and ligns to the Department's long-term property strategies. he first extension option of 5 years is expected to be tilised. The Department will continue to consider future ptions in line with its property strategy, and monitor ngoing performance.

This site was vacated and handed back to the Landlord on 30 June 2022 in line with the Department's property strategy.

AusTender contract notice	Contractor details	Description in AusTender	Purpose of the arrangement	Expiry date	Contract value (AUD)	Date contract can be extended to	Remaining extension options	Lead time to conduct an approach to market	Pla
CN3417332	Pawleena Pty Ltd	Commercial Office Lease Renewal	Property lease for 299 Adelaide St, Brisbane.	9/04/2027	\$ 46,967,453.00	9/4/2033	Yes - 2 x 3 year options	18 months to 2 years	The alig The util opt ong
CN3314706	TOLL REMOTE LOGISTICS P/L	Provision of Fuel Management	Provision of Australia-wide Fuel Management Services to the ABF fleet.	30/06/2023	\$ 86,975,000.00	18/12/2023	Yes	12 months	A n cor
CN3289137	AUSTAL SHIPS P/L	Provision of Customs Patrol Vessels	Provision of Cape Class in Service Support.	1/08/2023	\$ 628,585,837.09	1/08/2032	Yes	26 months	Bas dur opt wil per
CN2792102	INTERNATIONAL HEALTH AND MEDICAL SERVICES PTY LTD	Onshore Immigration Detention Health Services	Provision of all healthcare services at all Onshore Immigration Detention Facilities (including Christmas Island).	10/12/2023	\$ 789,051,653.41	10/12/2025	Yes	24 months	A R ope Jan ma
CN3464601	TEEKAY MARINE SERVICES	Bay Class Vessels In- Service Support	Provision of in-service support for Bay Class Vessels.	13/12/2024	\$ 50,174,634.82	13/12/2025	Yes	24 months	Pro Cla one
CN3853201	ASPEN MEDICAL PTY LIMITED	Provision of Marine Medical Services	Provision of medical personnel and consumables to the ABF fleet.	31/03/2027	\$ 59,620,000.00	31/03/2032	Yes	12 months	Pro
CN3804726	ADAGOLD AVIATION PTY LTD	Air Transport Services	Provision of Air Charter services with Nauru Airlines.	30/06/2023	\$ 48,665,760.00	No further extension. Refer to Expiry Date	No	9 months	The fina Sta pla
CN2748471	SERCO AUSTRALIA PTY LIMITED	Onshore Immigration Detention Services	Provision of all Garrison and Welfare Services to all Onshore Immigration Detention Facilities (including Christmas Island).	10/12/2023	\$ 4,035,640,620.76	10/12/2024	2 x 6 month options to extend	24 months	A R ope 27 RFT
CN3292049	TOLL REMOTE LOGISTICS P/L	Provision of Port Services Management	Provision of Australia-wide Port Services to the ABF fleet (e.g. berthing, piloting).	31/12/2023	\$ 46,322,718.38	No further extension. Refer to Expiry Date	No	12 months	Pro in p
CN24625	AUSTRALIAN HELICOPTERS PTY LTD	Provision of Civil Maritime Surveillance Services	Provision of turn-key rotary wing maritime response, surveillance and logistics services in the Torres Strait. 2 aircraft and up to 2,200 hours per year.	30/06/2024	\$ 182,199,394.37	No further extension. Refer to Expiry Date	Yes	24 months	A n of s und
CN3314690	Inmarsat Australia Pty Ltd	Commercial Bandwidth	Provision of maritime satellite voice and data services for the ABF fleet.	30/06/2024	\$ 27,438,348.28	No further extension. Refer to Expiry Date	No	12 months	Pro

lanning activities being undertaken

The current performance of the contract is satisfactory and aligns to the Department's long-term property strategies. The first extension option of 3 years is expected to be utilised. The Department will continue to consider future options in line with its property strategy, and monitor ongoing performance.

A new procurement process has commenced and will be completed by the current contract end date.

Based on current satisfactory performance as identified during procurement planning, the existing extension options will be utilised. Planning for a new procurement will commence 26 months prior to end date of extension period.

A Request for Expression of Interest was released to the open market on 28 November 2022 and closes on 27 anuary 2023. Following the evaluation of responses, a RFT may be released to short-listed service providers.

Procurement planning is underway to consolidate Bay Class, Thaiyak and Ocean Shield In Support Services into one contract.

Procurement panning will commence 12 months prior to end date of current contract.

The scope of services is currently being reviewed and Finalised. A Request for Quote will be issued utilising a Standing Offer arrangement with new services to be in place by 30 June 2023.

A Request for Expression of Interest was released to the open market on 28 November 2022 and closes on 27 January 2023. Following the evaluation of responses, a RFT may be released to short-listed service providers. Procurement planning is underway, with a contract to be n place prior to expiry of current contract.

A new procurement process has commenced, with a scope of services request to support procurement planning underway.

Procurement planning to be initiated by June 2023.

AusTender contract notice	Contractor details	Description in AusTender	Purpose of the arrangement	Expiry date	Contract value (AUD)	Date contract can be extended to	Remaining extension options	Lead time to conduct an approach to market	Pla
CN2033011	AUSTRALIAN FEDERAL POLICE	Provision of Policing Services to Immigration Detention Facilities on Christmas Island	Provision of policing services on Christmas Island including response to routine and extraordinary incidents.	28/02/2025	\$ 52,700,000.00	No further extension. Refer to Expiry Date	N/A	N/A	Ser ABI ter
CN3292077	AST OCEANICS PTY LTD	Thaiyak In- Service Support Contract	Provision of in-service support for Thaiyak Marine Vessel.	25/03/2025	\$ 39,296,256.34	25/03/2029	Yes	24 months	Pro Cla:
CN373135	Qanstruct (Aust) Pty Ltd	Property Lease	National Detector Dog Program facility lease in Bulla, Victoria	30/11/2026	\$ 66,947,885.50	30/11/2027	12 months	36 months	The alig The Dep wit
CN23257	SURVEILLANCE AUSTRALIA PTY LTD	Civil Maritime Surveillance Services	Provision of turn-key Australia-wide fixed wing civil maritime surveillance services. 10 aircraft and up to 15,000 hours per year.	31/12/2027	\$ 2,638,171,375.74	No further extension. Refer to Expiry Date	No	60 months	The pla
CN3863198	AUSTRALIAN DEFENCE APPAREL PTY LTD	Uniform Supplies and Personal Protection Equipment	The provision of a uniform, accoutrement and PPE including sourcing and/or design and manufacture, supply, warehousing, fitting, tailoring, distribution and inventory management of the uniforms, accoutrement and PPE to the Department's state offices and locations as specified.	30/03/2027	\$ 64,221,087.96	30/03/2029	Yes	18 - 24 months	Pla ext dat
CN3764373	FUJITSU AUST LTD	IT Cloud Services	ServiceNow Service Management.	30/06/2023	\$ 35,170,788.52	30/06/2024	Yes	18 months	Pro
CN3285501	PEGASYSTEMS LIMITED	Software Support and Maintenance	PEGA Software Support and Maintenance.	30/06/2023	\$ 24,534,165.36	30/06/2024	Yes	12 months	Pro
CN3798549	MODIS STAFFING PTY LTD	IT Professional Services	Lease of Data Centre Facilities and Power at Fyshwick 1 & 2, Hume 3 & 4 and Eastern Creek 3 Data Centres.	30/06/2023	\$ 24,000,000.00	30/06/2024	Yes	6 months	Bas ext con
CN3620498	IDEMIA AUSTRALASIA PTY LTD	Arrivals SmartGate Support and Maintenance	Provision of Arrivals eGates (Smartgates) Support and Maintenance for Hardware, Software, consultancy and related services for Traveler Processing Technologies.	30/06/2024	\$ 42,737,268.33	30/06/2027	Yes	18 months	Plar cur of e per
CN3257332	CANBERRA DATA CENTRES PROPRIETARY	Provision of Data Centre Facilities Services	Lease of Data Centre Facilities and Power at Fyshwick, Hume (3&4), and Eastern Creek Data Centres.	30/06/2025	\$ 95,363,133.91	30/06/2031	Yes	12 months	Pro mo
CN1878321	Austroads	Document Verification Service	Provision of Driver Licence data for the Document Verification Service	7/04/2023	\$ 59,603,968.46	No further extension. Refer to Expiry Date	No	18 Months	Pro exp

anning activities being undertaken

Services provided under an MOU arrangement between ABF and AFP. MOU has an open end date and may be terminated at any time by one or both parties.

rocurement planning is underway to consolidate Bay lass, Thaiyak and Ocean Shield ISS into one contract.

The current performance of the contract is satisfactory and ligns to the Department's long-term property strategies. The extension option is expected to be utilised. The Department will continue to consider future options in line with its property strategy, and monitor ongoing performance.

he scope of services request to support procurement lanning has commenced.

Planning activity, including consideration of existing extension options will commence 24 months prior to end date of extension period.

rocurement planning has commenced.

rocurement planning has commenced.

Based on current satisfactory performance, existing extension option will be utilised. Planning activity will commence 6 months prior to end date of extension period. Planning activity will commence 18 months prior to the current contract end date. This will include consideration of exercising existing options based on current contract performance.

rocurement planning will be considered at least 12 nonths prior to the current contract expiry.

Procurement planning is underway, with a contract expected to be in place prior to expiry of current contract.

AusTender contract notice	Contractor details	Description in AusTender	Purpose of the arrangement	Expiry date	Contract value (AUD)	Date contract can be extended to	Remaining extension options	Lead time to conduct an approach to market	Pla
CN3700363	VMWARE AUSTRALIA PTY LTD	IT Software Licences and Support	VMware Enterprise Licence Agreement (ELA).	19/06/2023	\$ 20,527,642.10	19/06/2025	Yes	6 months	Bas yea the det pro
CN3509895	TERADATA AUSTRALIA PTY LTD	TERADATA HARDWARE AND SOFTWARE SUPPORT	Hardware & Software Support.	21/06/2023	\$ 107,800,000.00	No further extension. Refer to Expiry Date	No	6 months	Pro
CN3302960	OPTUS NETWORKS PTY LIMITED	Provision of Managed Telecommun ications Services	Managed Telecommunications Services (MTS) Agreement based on TMAN, Mobile, AGTA, and IBNC panels. Network Services: Fixed and Mobile Communications Services, including Unified Communications (UC), voice, video and collaboration functions.	30/06/2023	\$ 402,538,049.87	No further extension. Refer to Expiry Date	No	18 months	Pro the
CN1936732	TELSTRA CORPORATION LIMITED	Secure Internet Gateway Services	Delivery of the Gateway Services and the end- to-end responsibility for the provision of the Secure Internet Gateway (SIG) Solution. The following is provided to all group agencies: a. Consolidated Gateway Environment b. Standard Gateway Services c. Enhanced Group Agency Specific Services d. Optional Gateway Services e. Additional Services as required	30/06/2023	\$ 24,245,285.32	No further extension. Refer to Expiry Date	No	12 months	Pro exp pla pro anc Inte
CN1531961	TELSTRA CORPORATION LIMITED	Provision of Security Related Services	 SIG (Secure Internet Gateway services) - ACBPS: Contract Scope is the same as CN1936732 listed above. This ACBPS (Australian Customs and Border Protection) is a legacy contract and services have now been decommissioned. The ACBPS and HA SIG contract (CN1936732) are kept separate for the purpose of maintaining clarity around costs and responsibilities. 	30/06/2023	\$ 21,019,572.82	No further extension. Refer to Expiry Date	No	N/A	Ser
CN3525962	IBM AUSTRALIA LTD	SOFTWARE SUPPORT & SERVICES	Whole of Government Arrangement for software and support.	30/06/2023	\$ 62,055,790.50	No further extension. Refer to Expiry Date	No	2 years	Pro Aus Dig
CN1769991	CANBERRA DATA CENTRES PROPRIETARY LIMITED	Provision of Data Centre Facilities Services	Lease of Data Centre Facilities and Power at Hume 1 & 2 Data Centres.	31/08/2023	\$ 31,006,732.48	No further extension. Refer to Expiry Date	No	12 months	Pro ong lea
CN3672119	OAKTON SERVICES PTY LTD	Managed ICT Services	Provision of Managed Services for the Identity Matching Services.	31/12/2023	\$ 66,670,278.60	No further extension. Refer to Expiry Date	No	2 years	Op bee 13

lanning activities being undertaken

Based on current satisfactory performance, the first oneyear extension option will be utilised. Prior to considering the second one-year option, the market will be tested to determine whether to extend, or undertake a new procurement activity.

Procurement planning has commenced.

Procurement has commenced and will be completed by the current contract end date.

Procurement has commenced. The Department is exploring options to extend the contract to support planning for a new approach to market as a new procurement is dependent on tranche 2 of the Cyber Hub and the Department's future requirements on the Secured internet Network.

Services are not required post expiry of current contract.

Procurement planning commenced for this Whole of Australian Government Arrangement, managed by the Digital Transformation Agency.

Procurement planning underway, including considering the ongoing requirement of Data Centre Facilities and future ease options.

Open approach to market is complete. A contract has been executed with a new supplier, which commenced on 13 December 2022.

AusTender contract notice	Contractor details	Description in AusTender	Purpose of the arrangement	Expiry date	Contract value (AUD)	Date contract can be extended to	Remaining extension options	Lead time to conduct an approach to market	Pla
CN1936972	OAKTON SERVICES PTY LTD	Document Verification Service ICT services	Provision of Managed Services for the Document Verification Service.	31/12/2023	\$ 27,271,944.98	No further extension. Refer to Expiry Date	No	2 years	Op bee 13
CN1357501	UNISYS AUSTRALIA PTY LIMITED	Software Developmen t and Maintenance Services	IT Service Desk – First level IT support for all IT services including delivery of IT equipment and incident resolution; Windows Managed Operating Environment, and end-point management of the desktop environment, .Support for Department server infrastructure; Major Incident Management and asset management support; Delivery of projects to the Department, through Professional Services.	30/06/2024	\$ 331,690,037.57	No further extension. Refer to Expiry Date	No	18 months +	Pro
CN3498827	UNISYS AUSTRALIA PTY LIMITED	Biometrics ID Services	This contract consists of a core solution that provides the person centric capability, biometric storage and retrieval, transaction management, workflow and business rules, specialist user services, reporting and dashboard/simulator services.	30/06/2025	\$ 73,061,800.27	No further extension. Refer to Expiry Date	No	18 months +	Pro
CN17322	IBM AUSTRALIA LTD	IT Services - IBM Mainframe Contract	Main Processing Services Agreement: Mainframe Services, Midrange Services, Storage Services, Data Warehouse Services, Disaster Recovery Services.	30/06/2025	\$ 925,455,929.10	No further extension. Refer to Expiry Date	No	2 years	Pro
CN2960312	Vision Box Australia Pty Ltd	Provision of Automated Departure Gates	Provision of Departure eGates (Smartgates) Support and Maintenance for Hardware, Software, consultancy and related services for Traveler Processing Technologies.	30/06/2026	\$ 53,683,744.19	No further extension. Refer to Expiry Date	No	2 years	Pro
CN3918654	MANAGEMENT & TRAINING CORPORATION	Facilities, Garrison, Reception Services in Nauru	Facilities, Garrison, Reception Services in Nauru	31/01/2023	\$ 69,090,000.00	No further extension. Refer to Expiry Date	No	12 months	Ne exe nev

lanning activities being undertaken

Open approach to market is complete. A contract has been executed with a new supplier, which commenced on 13 December 2022.

rocurement planning has commenced.

rocurement planning has commenced.

Procurement planning has commenced.

rocurement planning has commenced.

Negotiations for a new contract have concluded and execution expected with sufficient time to transition to a new agreement.