

**Senate Standing Committee on Economics**

**ANSWERS TO QUESTIONS ON NOTICE**

**Treasury Portfolio**

Additional Estimates

26 February 2014

**Question: AET 214-215**

**Topic: Engagement of Consultants by ASIC**

**Written: 5 March 2014**

**Senator LUDWIG asked:**

214. I refer to your answer to Question on Notice SBT 454 and 455, concerning the engagement of consultants by ASIC. You've detailed 11 consultancies, totalling over \$900 000. Can you first advise if there have been any additional consultants engaged since you provided this answer?
215. You've engaged SJA Construction Services Pty Ltd for \$27 500 to perform what is listed as an "Air conditioning Consultants Contract". Can you explain to the committee what that is please?
- Does it involve the repair, maintenance or physical works done on the air conditioning system in your premises?
  - Which premises is this work to be conducted?
  - Surely you don't tender consultancies for all maintenance issues with your air conditioning system, who is the normal premises manager or building services staff for the maintenance of the building's air conditioning?
  - This is listed as a limited tender, who made that decision? What policy determines the type of tender you engage for consultancies?
  - How many other tenders have SJA Construction Services Pty Ltd been successful in gaining from ASIC?

**Answer:**

214. There have been five new consultancies engaged since our response to Question on Notice SBT 454 and 455. The details of these consultancies are attached.
215. SJA are a construction services company who were engaged to investigate and provide options to address regular inconsistency in temperatures throughout the ASIC tenancy.
- No.
  - 100 Market Street, Sydney.
  - 100 Market Street is a complex office building that is a part of the larger Westfield complex in Sydney that includes two Commercial towers, retail space and car parking. It is also a 6 star Green star Building. These systems are generally managed by the building owner, Westfield; however ASIC's tenancy is served by both core building air-conditioning systems and systems installed to engineers' specifications during the original fitout for ASIC.

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- d. The decision to engage this consultant using a Limited Tender was made by the appropriate Delegate within the Corporate Services unit. The decision to use a Limited Tender was in accordance with ASIC's procurement policies that apply to procurements valued at under \$80,000 and are consistent with Division 1 of the Commonwealth Procurement Rules (CPRs). The decision also considered that SJA was well placed to perform this work due to their prior involvement in the original construction project and had a detailed understanding of the limitations of the building, (1970's recycled building, limited ceiling space, green star requirements)
- e. SJA have completed one other piece of consulting work for ASIC in 2009/2010 in relation to the original fitout project.

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**Consultancies engaged since ASIC's response to Question on Notice SBT 454 and 455.**

<b>Supplier Name</b>	<b>Description</b>	<b>Start Date</b>	<b>End Date</b>	<b>Value (\$)</b>	<b>Procurement Method</b>
Ethics Matters Pty Limited	Consultant Contract 550 - Advice on Banking Industry Practices	12-Feb-14	30-Jun-14	25,000.00	Limited tender
Doll Martin Associates Pty Limited	Benefits Management Services Contract 521 2012-003156 (FA540963)	5-Feb-14	14-Apr-14	36,828.00	Open tender
Shelde	Security Consultant - ASIC Network Contract 438	17-Jan-14	30-Jun-14	54,340.00	Limited tender
Oracle Corporation (Aust) Pty Ltd	Upgrade Assessment - Consultancy Fees Contract 413 2013-006771	13-Jan-14	12-Apr-14	78,777.60	Limited tender
Deloitte Touche Tohmatsu	ICT Security Assessment & Penetration Testing Services Contract 300	7-Jan-14	11-Nov-14	185,000.00	Open tender
		<b>Total Value</b>		<b>\$379,945.60</b>	