

**Senate Standing Committee on Education Employment and Workplace  
Relations**

**QUESTIONS ON NOTICE  
Budget Estimates 2011-2012**

**Outcome 2 - Schools**

**DEEWR Question No.EW0182\_12**

**Senator Mason provided in writing.**

**Question**

**Bovis Lend Lease/Project Kendall Pty Ltd**

The Administrator of Project Kendall Pty Ltd has asked for the following documents from Bovis Lend Lease but has allegedly either been ignored or refused. These include: a) Project management agreement with Catholic Education Office or any other document setting out the agreement between Bovis Lend Lease and Catholic Education Office for work carried out as part of the BER; b) Documents submitted by Project Kendall for the purpose of seeking pre-qualification; c) Documents setting out the pre-qualification assessment of Project Kendall by Bovis Lend Lease; d) All tender prices submitted by Project Kendall for any work on behalf of the Catholic Education Office, including but not limited to the work of the schools at Leichhardt, Marrickville, Woollahara and Paddington; e) Any evaluation of tender prices submitted by Project Kendall; f) All statutory declarations presented to Bovis Lend Lease by Project Kendall to support any claim for payment. For the sake of transparency and to ensure the Administrator can conduct their job properly, will the Minister ensure that Bovis Lend Lease co-operate with the investigation and provide these documents?

**Answer**

The Commonwealth would expect that all parties would cooperate in this matter and assist the insolvency practitioner to perform his/her functions.

This is a matter for the insolvency practitioner of Project Kendall to take up with the contractual parties using the powers available to them under corporations law, as appropriate.

Should the documents not be provided voluntarily, there are steps which the insolvency practitioner can take to obtain the documents.