

1. Details of contract

(a) Commencement date	30-Nov-2012	(b) Execution date	10-Dec-2012
(c) Expiry date or contract term (as varied, if applicable)	29-Nov-2027		
(d) Description of goods, services, project, lease or property transfer provided for in contract	Supply, installation and lease agreement for certain equipment. Jos America Machines (JAM) to be sole supplier of those types of equipment in the area fitted out as per the agreement.		
(e) If the contract includes provisions under which the University is to pay for operational and/or maintenance services, provide applicable reference/s (clause and/or item numbers) from contract	Contract involved 1 one-off payment of 160,000 euros in 2012 in exchange for ongoing licence/lease of equipment and another arrangement whereby JAM obtain use and benefit of small area in Building B at Beachside/Bilinga Campus.		
(f) Value of contract (note: if contract provides for no specific value, provide an estimate)			\$232,155.00
(g) If the contract contains a specific provision to vary the amount payable under the contract please provide clause/item number*			Clause 4
(h) If the contract contains a specific clause providing for renegotiation of the contract, please provide the clause/item number*			Clauses 4 and 8
* Note: Whether or not a contract contains specific provisions dealing with variations, all contracts may be varied/renegotiated in the course of business as per normal contractual and legal processes			

2. Details of all parties that are private entities

(a) Name(s)	Jos America Machines BV (now Ottobock Australia)		
(b) Business Address(es)	Industriepark 'het Hoog', Mandenmaker 14, 5253 RC Nieuwkuijk, Nederlands - Ottobock Australia, 62 Norwest Boulevard Baulkham Hills NSW 2153		
(c) Are you aware of any organisation (or person), related to the party, that will be either meeting any of the party's obligations under the contract or otherwise receiving a benefit from the contract? (Yes/No)			No
If you answered "yes" to question 2(c), please provide the name and business address of each other person/body, in the cells below: Note: If there are multiple private entities that are party to the contract, please specify either 'related to (X Pty Ltd)' or 'related to (Y Limited)', for clarity			
(e) Name(s)			
(f) Business Address(es)			

3. Tender and/or due diligence information

(a) If this is a procurement contract (meaning the University pays for goods/services), did this contract go to tender? (Yes/No/NPC - Not a procurement contract)	No		
(b) If yes, what was the tender method? (E.g. open tender, select tender, closed tender)			
(c) What were the main criteria against which the tenders were assessed? Note: this can be provided as an attachment or, if there was a public tender process, simply provide the tender reference number			

Only complete the next section for Class 2 or Class 3 contracts.

Your contract is a “Class 2 contract” if:

1. The contract is a procurement contract and there was no public tender process; **or**
2. The contract is a procurement contract and either there was a public tender process but the agreed contract terms are quite different to those made public or a draft contract was not published with the tender; **or**
3. The contract provides for maintenance or operation of infrastructure or assets and the term of the contract could be ten or more years (e.g. is for 5 years with a possible extension of 5 years); **or**
4. Relates to a privately financed project as per the Treasury Guidelines located here: http://www.treasury.nsw.gov.au/ppp/ppp_policy_guidelines; **or**
5. Involves a transfer of a significant University asset to a party in exchange for another asset.

Your contract is a “Class 3 contract” if it is a Class 2 contract of greater than \$5,000,000 in value.

Class 2 and 3 contracts only:

(d) If the contract involves one or more significant assets being transferred to the University at some time in the future for little or no cost to the University, please provide details of the transfer (or transfers) and the proposed date(s):
SCU paid Jos America (now Ottobock) a one off fee of 160,000 Euros for transfer of equipment in 2012.
(e) If the contract involves one or more significant assets being transferred to the contractor at some time in the future, please provide details of the transfer (or transfers) and the proposed date(s):
The contract provides for return of equipment upon termination
(f) If you conducted a cost-benefit analysis of the contract, please provide details of the results:
None completed
(g) If you used a public sector comparator , please provide the components and quantum:
None used
(h) If applicable, provide a summary of any information used in the contractor’s full base case financial model (for example, different prices per hour for call outs during business hours and after hours):
The contract lists a value for the equipment at 470,000 Euros
(i) If the contract is to undertake a construction, infrastructure or property development project, describe how risk is to be apportioned between the parties and quantified (where practicable) in net present-value terms during the construction and operational phases of a contract. Also, specify the major assumptions involved:
NA
(j) Provide particulars as to any significant guarantees or undertakings between the parties, including any guarantees or undertakings with respect to current or future loan agreements
The main undertaking is return of the equipment upon termination and appropriate maintenance
(k) Provide particulars of any key elements of the contract:
as above

4. Class 3 contracts – copy required to be published

Copies of class 3 contracts must be published, subject to the redaction of any information that can be withheld, in accordance with section 32 (see the section “Some information requested in the form is sensitive and I do not believe it should be published. What should I do?”) Please contact the Information Access Officer to discuss.