

Answers to Written Questions—5 March 2015

1. Does the OAG have jurisdiction over local government authorities?

Answer:

- Essentially no, though we do have follow the dollar authority which means we can assess whether moneys or property provided to a local government by the State have been used for the purpose intended.

2. What is the scope of the period of review? We assumed it would be from 1 February 2007, since the inception and establishment of the OAG?

Answer:

- Correct as to timing. The review time frame commences on the date on which the *Auditor General Act 2006* came into operation. The Office of the Auditor General has existed in various forms for much longer.

3. As an extension to Question 2, does this mean for every year since 2007, the evaluation criteria pursuant to items 2.1 to 2.7 need to be applied?

Answer:

- The review period runs from 1 February 2007 to the date of the Tender. The proposed Audit methodology is one of the selection criteria to be met by Reviewer-candidates, and as such, it would be inappropriate for the Committee to comment.

4. Do you expect 100% sampling of entities or defer such a decision to the methodology of the reviewer?

Answer:

- The proposed Audit methodology is one of the selection criteria, to be met by Reviewer-candidates, and as such, it would be inappropriate for the Committee to comment.

5. I note that the section on – Pre Qualification – is very specific on the conflict of interest requirements and therefore invited a Yes/No response (i.e. either work had been performed for the OAG in the prior 12 months or prospective 12 months). However, yesterday briefing the Chair and yourself articulated that a conflict management plan would suffice. Can you please clarify whether such a shift in requirement would cause an Addendum to be produced?

Answer:

- The Pre-Qualification Requirements at 3(a) of the Request should be read in conjunction with Compliance and Disclosure Requirements at 4(b). Where a Respondent is legal entity that cannot answer “Yes” to any question in the Request document, they must answer “No”. However, a “No” response to any aspect of the Tender request can be accompanied by a request for special consideration on specified grounds. Potential Respondents must address the underlying substantive concern of the Committee relating to identifying and managing Conflict of Interest. Where a Respondent legal entity answers “No” to Prequalification Requirements at 3(a)(i) and the related shaded item (a), but otherwise demonstrates that all Specified Personnel have not performed services for or been employed by the OAG for a

period not less than 12 calendar months prior to the appointment date and otherwise satisfies the Request document, the Committee will give due consideration to the Response.

- The Committee does not pre-judge or anticipate any particular response to the Request. Each response will be evaluated qualitatively within the parameters of the Request Document.