

Supplementary guidance: Application of contract disclosure requirements to large statutory bodies

Purpose

The purpose of this document is to assist statutory bodies in determining whether they are considered as a large statutory body and are therefore must undertake contract disclosure as required by the Queensland Procurement Policy.

Context of this document

This document has been issued by the Director-General, Department of Housing and Public Works.

It should be read together with the [Queensland Procurement Policy](#) and the [Contract Disclosure Guidelines](#) issued by the Director-General, Department of Housing and Public Works.

Background

Clause 27 of the Queensland Procurement Policy requires affected agencies to publish basic details for awarded contracts of \$10,000 and over, and additional contract details for contracts awarded of \$10 million and over, in accordance with the Contract Disclosure Guidelines issued by the Director-General, Department of Housing and Public Works.

The definition of affected agencies includes large statutory bodies.

To be considered as large, a statutory body must meet one of the following thresholds:

- a net operating result in excess of \$4 million; or
- a net assets in excess of \$50 million.

For some statutory bodies their net operating result and net asset level will remain relatively constant from year-to-year. For these bodies determining whether they meet either of the above thresholds is relatively simple and unlikely to change over time.

However, for other statutory bodies their net operating result and/or net asset level may fluctuate from year-to-year. This could mean that in certain years they may meet one or both of the thresholds but not in other years.

This document particularly aims to assist statutory bodies in this latter situation.

Overarching guidance

- Statutory bodies are ultimately responsible for determining whether they meet either of the thresholds that would require contract disclosure.

- Statutory bodies that do not meet either of the thresholds are still encouraged to consider implementing contract disclosure requirements as part of good practice in transparency. This is particularly encouraged for statutory bodies who:
 - are close to, but do not quite meet, either of the thresholds
 - have a reasonable probability of exceeding one of the thresholds in the foreseeable future
 - have fluctuating net operating results or net asset levels, which means that they may meet one of the thresholds on occasion.

Supporting guidance

- Notwithstanding the above, a statutory body need:
 - only commence undertaking contract disclosure once it becomes apparent that they meet either of the thresholds to be considered as a large statutory body (e.g. upon the release of an annual report which contains a net operating result)
 - not undertake retrospective contract disclosure upon becoming a large statutory body (i.e. the statutory body only has to disclose details on awarded contracts from the current month onwards).

Licence

Supplementary guidance: Application of contract disclosure requirements to large statutory bodies © The State of Queensland (Department of Housing and Public Works) 2015



<http://creativecommons.org/licences/by/3.0/au>

Except for the Queensland Government Coat of Arms, this work is licensed under a Creative Commons Attribution 3.0 (CC BY 3.0) Australia Licence.

You are free to copy, communicate and adapt the work, so long as you attribute in the following manner. To attribute this material, cite *Supplementary guidance: Application of contract disclosure requirements to large statutory bodies*, State of Queensland (Department of Housing and Public Works) 2015.