



ACT
Government

Major Projects Canberra

PREQUALIFICATION

OF

FIRE TRAIL CONTRACTORS

APPLICATION

Please return completed application to:

Project Development and Support, Prequalification
(PO Box 158 Canberra City, ACT, 2602)
Level 3, Pod A3, Callam Offices, 50 Easty Street, Phillip ACT 2606.
Email: MPCprequalification@act.gov.au
Attention: Prequalification Registrar

NOTE: Electronic Submission of Application

Electronic Submission of all applications is preferred.

When preparing the application, please separately save each document as a pdf file.

When saving pdf files please save with a suitably descriptive title. Eg "Prof Indem Ins or Pub Liab Ins"

Emails to MPCprequalification@act.gov.au are limited to 10 Mb.

If your application exceeds this size, the ACT Government's file hosting service is "Objective Connect" for which you must obtain prior approval. Please Phone 6207 7154 or email MPCPrequalification@act.gov.au

1. Nature of Application

Indicate whether this is a new Application, a renewal or an Application for an upgrade of prequalification categories and work choices (please tick):

<input type="checkbox"/>	New Application
<input type="checkbox"/>	Renewal Application
<input type="checkbox"/>	Additional Work Choices

2. Contractor Details

a	Name of the company or entity under which this Application is being made and under which tenders will be submitted	
b	Trading name (if different)	
c	Type of Entity	<input type="checkbox"/> Public Company
		<input type="checkbox"/> Private Company
		<input type="checkbox"/> Individual
		<input type="checkbox"/> Joint Venture
		<input type="checkbox"/> Trust / Trustee
d	State of registration of company (if applicable)	
e	ABN	
f	ACN or ARBN	

g	Address of registered office
h	Postal address
i	Business address
J	Preferred address (please tick)
k	Contact for Prequalification enquiries (full name, position and email address)
l	Telephone number
m	Email address
N	Website address
o	Membership of industry associations (please list)

Address of Registered Office
Postal Address
Business Address

3. Notes

(a) Please attach an organisation chart with details of the Company structure, including parent companies; related entities; affiliations with their relationship to this entity.

Attached

- (b) Please complete this Application in conjunction with reading the ‘Prequalification of Construction Industry – Fire Trail Contractors – Guidelines for Applicants’ package.
- (c) Please also note that prequalification is a Condition of Tender and therefore must be maintained during the life of any contract issued to a provider as a result of that Tender / Expression of Interest / Request for Offer.

4. Insurances

GUIDE NOTE:

Please provide details of the following insurances: (copies of insurance certificates should be attached).

Public Liability

Insurer

Sum Insured

Expiry Date

Workers Compensation

Insurer

No. of Workers Covered

Expiry Date

5. Technical Capacity / Past Performance /Firms experience

Staff Qualifications and Past Experience

Answer the questions below, and list in the Table 1 the names of proposed staff (operators) that will undertake the fire trail maintenance and upgrade work including their qualifications and experience. In Table 2 provide details of referees who can confirm information in Table 1.

Description

Yes

No

Proposed operators who will be using plant and equipment are listed.

The proposed operators all have one (1) year relevant experience in operating proposed equipment.

Table 1

NAME	STAFF OPERATORS QUALIFICATION OR LICENSES HELD	PAST EXPERIENCE
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Table 2

REFEREE NAME	Contact Numbers	Project Name	Project Dates
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Compliance with the Australia Procurement and Construction Council (APCC) National Code of Practice for the Construction Industry (Code)

Description	Yes	No
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Applicant is compliant with the Australia Procurement and Construction Council (APCC) National Code of Practice for the Construction Industry (Code)

Registration Certificates

Description	Yes	No
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Copies of current registration certificates for vehicles to be used for fire trail maintenance services for ACT Agencies are attached

6. Quality Assurance, Occupational Health , Safety and Rehabilitation and Environmental Management Systems, Temporary Traffic Management Plans

Submit examples of the above plans for your company or business utilised from current or recent previous projects.

Quality Assurance AS/NZS ISO 9001:2015	Plan	Attached
Occupational Health and Safety AS/NZS 4801:2001	Plan	Attached
Environmental Management System AS/NZS ISO 14001 : 2015	Plan	Attached

7. Secure Local Jobs Code

Applicants will be required to hold a Secure Local Jobs Code (SLJC) Certificate issued in accordance with the SLJC legislation prior to being granted Prequalification. Information on how Applicants can apply for an:

- SLJC certificate is available at <https://www.procurement.act.gov.au/supplying-to-act-government/securelocaljobs/apply>

Applicants are required to retain a Secure Local Jobs Code certificate issued in accordance with the SLJC legislation while they are prequalified.

8. Schedule of Services Offered -Fire Trail Maintenance Plan, Equipment and Services Offered

For each of the equipment you offered to supply, indicate your compliance (Yes or No) with equipment requirements. Agency officers will carry out inspections of the equipment upon commencement of contract (as per checklist in Attachment 1).

Please indicate which plant, equipment and service you will provide and the price per hour. **This price will remain as your listed price for the period of 1 January to 31 December and be renewable from 1 January each year.**

Hourly rates are applicable for all locations. No travelling allowance is payable to or from work sites including remote areas.

Item	Service	Yes	No
1	<p>Backhoe and operator. Suitable backhoes must possess an enclosed canopy, air conditioning, and ROPS canopy. Four-wheel drive backhoes are preferred, but other machines may be tendered. All machinery should be fitted with 80 channel UHF radios for communication and display warning beacons.</p> <p>Price per hour (including GST) \$</p>		
2	<p>Grader and operator. All graders will be of 100kW or greater capacity, possessing scarifiers and articulated configuration. The grader must be fitted with an approved seatbelt, which must be worn at all times by the operator</p> <p>Price per Hour (including GST) \$</p>		
3	<p>Roller and operator. Suitable self-propelled vibratory rollers will be of minimum 10-tonne capacity, and possess ROPS canopy, dust proof cabin and air conditioning. The roller(s) must be fitted with an approved seatbelt, which must be worn at all times by the operator.</p> <p>All machinery should be fitted with 80 channel UHF radios for communication and display warning beacons.</p> <p>Price per Hour (including GST) \$</p>		

Item	Service	Yes	No
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4	<p>Excavator and operator. 10 - 20 tonne Excavators are preferred however smaller machines may be tendered. Please provide additional details regarding smaller machines. All machinery should be fitted with 80 channel UHF radios for communication and display warning beacons.</p> <p>Price per Hour (including GST) \$</p>		
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5	<p>Water tankers. All water trucks must have a minimum 10,000-litre capacity with bogey drive. Additionally, water delivery shall be capable of vertical and horizontal force-fed fan spray configuration, along with capability to fan spray road batters as required. The truck must be fitted with an approved seatbelt, which must be worn at all times by the operator. Drafting capability is desirable. All machinery should be fitted with 80 channel UHF radios for communication and display warning beacons.</p> <p>Price per Hour (including GST) \$</p>		
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6	<p>Bulldozer and operator. Suitable dozers must possess an enclosed canopy, air conditioning, ROPS and FOPS canopy. All machinery should be fitted with 80 channel UHF radios for communication and display warning beacons. CAT D4 – D9 or equivalent is desirable. Minimum of a pad blade configuration and minimum ripper type configuration.</p> <p>Price per Hour (including GST) \$</p>		
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7	<p>Grader, roller attachment and operator. Suitable machinery must possess an enclosed canopy, air conditioning, and ROPS canopy. All machinery should be fitted with 80 channel UHF radios for and display warning beacons. Fitted with ripper type configuration desirable.</p> <p>Price per Hour (including GST) \$</p>		
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Item	Service	Yes	No
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8	<p>Truck, bogey drive and operator. 6 cu m capacity, machinery must possess an enclosed canopy, air conditioning, and tipping facility. All machinery should be fitted with 80 channel UHF radios for and display warning beacons.</p> <p>Price per Hour (including GST) \$</p>		
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Item	Maintenance Services to be Provided	Yes	No
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9.	Grade roads		
10.	Grade and form roads		
11.	Clean drains		
12.	Install mitre drains, spoon drains, table drains		
13.	Drainage feature crossings, install or repair		
14.	Passing bays and turning bays, install or repair		
15.	Clean culverts		
16.	Install culverts		
17.	Install causeways		
18.	Sheet roads		

Plant and Equipment including Vehicles	Yes	No
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Please note that at the time of an agency issuing a purchase order or contract - after inviting quotations - vehicles and equipment must meet the requirements as set out in the '*Check List For Contractors Vehicle And Equipment*' (see Attachment 2)

All vehicles, plant and equipment must be presented in a cleaned down state, free of weed seeds, dirt, mud and organic material that may have been transported from a previously infested area. There may also be a requirement for vehicles to be washed/cleaned down at designated areas prior to leaving infested areas in order to minimise the potential spread of weed seeds.

All equipment will be available for inspection by the ACT agency requiring fire trail maintenance and upgrade services prior to an agency arranging a contract or at any other time.

9. Statutory Declaration

STATUTORY DECLARATION / ETHICAL SUPPLIERS DECLARATION

Statutory Declarations Act 1959 (Cth)

I _____ (Name) of
_____ Address

(Occupation of person making declaration)

make the following declaration under the Statutory Declarations Act 1959 (Cth),

Name of Applicant Entity in relation to which I make this Declaration:

*[Insert full legal title of Contractor
e.g. XYZ Pty Limited]*

ACN / ABN of the Applicant Entity:

If a company, include ACN, and if a partnership or sole proprietor, include the full names of individual members and ABN.

1. In this declaration a reference to:
 - a. **“Adverse Ruling”** means a ruling, order, notice (including without limitation any improvement notice or prohibition notice), conviction or finding made or issued by any Authorised Entity.
 - b. **“Authorised Entity”** means any court, tribunal, board, commission, regulatory agency (including without limitation the director-general, commissioner, regulator or any inspector referred to in the Prescribed Legislation) or other entity with jurisdiction to determine employee and industrial relations matters or work health and safety matters to the effect that the Applicant has contravened the Prescribed Legislation.
 - c. **“Employee”** means a natural person who is employed under a contract of service (excluding professional or information technology services) to provide the Applicant with his or her labour.
 - d. **“Full Details”** means the details of:
 - (i) the nature of the Adverse Ruling, breach or offence;
 - (ii) the name of the relevant Authorised Entity;
 - (iii) the State or Territory in which the proceeding or prosecution was brought;
 - (iv) the date of the Adverse Ruling was made, or the proceeding or

prosecution was commenced and the number or description assigned to the proceeding or prosecution;

- (v) the entity against which the Adverse Ruling, breach or offence was made or issued;
 - (vi) any document setting out the Adverse Ruling, breach or offence (including provision of a copy of the same);
 - (vii) any conviction recorded or adverse finding made in respect of the Adverse Ruling, breach or offence;
 - (viii) any penalty, fine or order imposed by an Authorised Entity in respect of the Adverse Ruling, breach or offence and the maximum penalty, fine or order that could have been imposed under the Prescribed Legislation;
 - (ix) any remedial measures or other actions proposed or recommended by the Authorised Entity and details of steps taken by the Applicant to comply with those remedial measures or other actions; and
 - (x) the status of the Adverse Ruling, breach or offence as at the date of the declaration.
- e. **“Industrial Instruments”** means an award or agreement, however designated, that is made under or recognised by the Prescribed Legislation.
- f. **“Prescribed Legislation”** means all applicable Acts and subordinate instruments of the Commonwealth and the Territory, which deal with matters relating to industrial relations, employment and/or workplace safety obligations that apply to an entity including (as amended or replaced from time to time) but not limited to:
- (i) *Fair Work Act 2009 (Cth)*;
 - (ii) *Fair Work (Building Industry) Act 2012 (Cth)*;
 - (iii) *Fair Work (Transitional Provisions and Consequential Amendments) Act 2009 (Cth)*;
 - (iv) *Income Tax Assessment Act 1997 (Cth)*;
 - (v) *Independent Contractors Act 2006 (Cth)*;
 - (vi) *Industry Research and Development Act 1986 (Cth)*;
 - (vii) *Long Service Leave Act 1976 (ACT)*;
 - (viii) *Long Service Leave (Portable Schemes) Act 2009 (ACT)*;
 - (ix) *Migration Act 1958 (Cth)*;
 - (x) *Paid Parental Leave Act 2010 (Cth)*;
 - (xi) *Payroll Tax Act 2011 (ACT)*;
 - (xii) *Safety, Rehabilitation and Compensation Act 1988 (Cth)*;
 - (xiii) *Superannuation Guarantee (Administration) Act 1992 (Cth)*;
 - (xiv) *Superannuation Guarantee Charge Act 1992 (Cth)*;
 - (xv) *Work Health and Safety Act 2011 (ACT)*;
 - (xvi) *Workers’ Compensation Act 1951 (ACT)*;
 - (xvii) *Workplace Gender Equality Act 2012 (Cth)*.

- g. **“Prescribed Works or Services”** means works or services that require the exertion of labour by Employees.
 - h. **“Secure Local Jobs Code Certificate”** has the meaning given by the Government Procurement Act 2001.
 - i. **“Secure Local Jobs Code”** has the meaning given by the *Government Procurement Act 2001*.
 - j. **“Territory-Funded Work”** has the meaning given by the *Government Procurement Act 2001*.
- 2. I am authorised on behalf of the Applicant to make this declaration.
 - 3. The information supplied by the Applicant is true and correct. Any further information to be supplied by the Applicant to enable assessment of its application will be true and correct.
 - 4. The Applicant is aware that Applicants must hold a Secure Local Jobs Code Certificate and that once certified Applicants must comply with the Secure Local Jobs Code.
 - 5. The Applicant agrees to comply with all applicable Territory policies and legislation referable to Territory-Funded Work and, if the Applicant is prequalified under a prequalification scheme in the Territory, the WHS Active Certification Policy.
 - 6. By submitting an application the Applicant authorises the Territory to:
 - a. obtain from any Territory, State or Commonwealth government agency (including for the avoidance of doubt, any regulatory or law enforcement body) and take into account in its evaluation, information, including information about the Applicant’s performance under contracts (whether or not those contracts were with the Territory, State or Commonwealth or another entity and whether or not those contracts were identified by the Applicant in its application);
 - b. obtain and take into account in its evaluation, information from referees or other reputable sources on the performance of the Applicant on projects (whether or not they are identified by the Applicant in their application);
 - c. use any information obtained from any Territory, State or Commonwealth government agency (including for the avoidance of doubt, any regulatory or law enforcement body), referee or other reputable source for any government purposes including, without limitation, assessment of suitability for award of contract;
 - d. provide information about the Applicant to any Territory, State or Commonwealth government agency, including information provided by the Applicant and information related to the Applicant’s performance at any time and for any reason;

- e. provide the name of the Applicant and this declaration to Unions ACT; and
 - f. provide this declaration to any Territory, State or Commonwealth government agency (including any regulatory or law enforcement body, which includes, without limitation WorkSafe ACT) as evidence of the Applicant's consent to allow that agency to release information as requested by the Territory to the Territory.
7. The following Industrial Instruments made pursuant to any Prescribed Legislation specifically applies to the Employees of the Applicant and are binding on it or them.

**[Insert details of Industrial Instruments (this is the award you pay your employees under).
If no Employees write "N/A"]**

8. The Applicant has in the preceding 36 months of the date of this declaration complied with all applicable Industrial Instruments.

True (delete 8A and initial)

Not true (answer 8A)

N/A No Employees (delete 8A)

- 8A. The Applicant has not complied with the following Industrial Instruments in the following respects.

[Insert full details]

9. The Applicant has in the preceding 36 months of the date of this declaration complied with all Prescribed Legislation

True (delete 9A and initial)

Not true (answer 9A)

N/A No Employees (delete 9A)

9A. The Applicant has not complied with the following Prescribed Legislation.
[Insert Full Details of the failure to comply with Prescribed Legislation]

10. The Applicant has in the preceding 36 months of the date of this declaration recognised the rights of its Employees to union membership and representation.

True (delete 10A and initial)

Not true (answer 10A)

N/A No Employees (delete 10A)

10A. The Applicant has not recognised the rights of Employees to union membership and representation in the following respects.
[Insert Full Details of how the Applicant has not recognised the rights of Employees to union membership and representation]

11. The Applicant has in the preceding 36 months of the date of this declaration complied with all amendments to wages and conditions of employment for their Employees as decided by any authorised industrial or wage-setting agency.

True (delete 11A and initial)

Not true (answer 11A)

N/A No Employees (delete 11A)

- 11A. The Applicant has not complied with all amendments to wages and conditions of employment for their Employees as decided by any authorised industrial or wage-setting agency in the following respects:

[Insert Full Details of how the Applicant has failed to comply with all amendments to wages and conditions of employment]

12. In the preceding 36 months of the date of this declaration there have been no findings against the Applicant by an Authorised Entity, including a finding of a breach in a non-confidential consent order.

True (delete 12 and initial)

Not true (answer 12A)

N/A No Employees (delete 12A)

- 12A. There have been the following findings (Full Details of which are provided) against the Applicant by an Authorised Entity:

[Set out Full Details of findings]

13. In the preceding 36 months of the date of this declaration there have been no Adverse Rulings under the Prescribed Legislation against the Applicant.

True (delete 13 and initial)

Not true (answer 13A)

N/A No Employees (delete 13A)

13A. There have been the following Adverse Rulings under the Prescribed Legislation against the Applicant:

[Set out Full Details of Adverse Rulings]

14. There are currently no proceedings or prosecutions against the Applicant in respect of a breach of any Prescribed Legislation.

True (delete 14 and initial)

Not true (answer 14A)

N/A No Employees (delete 14A)

14A. There are currently the following proceedings or prosecutions against the Applicant in respect of a breach of Prescribed Legislation.

[Set out Full Details of proceedings or prosecutions]

15. The Applicant has not been required to implement any remedial measures to ensure future compliance with the Prescribed Legislation.

True (delete 15 and initial)

Not true (answer 15A)

N/A No Employees (delete 15A)

15A. The Applicant has been required to implement the following remedial measures to ensure

future compliance with the Prescribed Legislation:

[Set out Full Details of the remedial measures implemented]

16. Below is a complete list of all projects (both completed and current) in the Australian Capital Territory where the Applicant has had management or control of a project site and on which an audit into any aspect of work health and safety performance or compliance has been conducted in the 36 months prior to the date of this declaration.

[Set out list of projects, or is none "n/a"]

I understand that a person who intentionally makes a false statement in a statutory declaration is guilty of an offence under section 11 of the Statutory Declarations Act 1959, and I believe that the statements in this declaration are true in every particular.

[Signature of person making the declaration]

[Print name of person making the declaration]

Declared at _____ on Date

Guide Note – Click in date and use drop down arrow

Before me:

[Signature of person before whom the declaration is made]

[Full name, qualification and address of person before whom the declaration is made (in printed letters)]

Note 1 A person who intentionally makes a false statement in a statutory declaration is guilty of an offence, the punishment for which is imprisonment for a term of 4 years – see section 11 of the Statutory Declarations Act 1959.

Note 2 Chapter 2 of the Criminal Code applies to all offences against the Statutory Declarations Act 1959 – see section 5A of the Statutory Declarations Act 1959.

A statutory declaration under the Statutory Declarations Act 1959 may be made before–

(1) A person who is currently licensed or registered under a law to practise in one of the following occupations:

Chiropractor Dentist Legal practitioner
Medical practitioner Nurse Optometrist
Patent attorney Pharmacist Physiotherapist
Psychologist Trade marks attorney Veterinary surgeon

(2) A person who is enrolled on the roll of the Supreme Court of a State or Territory, or the High Court of Australia, as a legal practitioner (however described); or

(3) A person who is in the following list:

Agent of the Australian Postal Corporation who is in charge of an office supplying postal services to the public
Australian Consular Officer or Australian Diplomatic Officer (within the meaning of the Consular Fees Act 1955)
Bailiff
Bank officer with 5 or more continuous years of service
Building society officer with 5 or more years of continuous service
Chief executive officer of a Commonwealth court
Clerk of a court
Commissioner for Affidavits
Commissioner for Declarations
Credit union officer with 5 or more years of continuous service
Employee of the Australian Trade Commission who is:
(a) in a country or place outside Australia; and
(b) authorised under paragraph 3 (d) of the Consular Fees Act 1955; and
(c) exercising his or her function in that place
Employee of the Commonwealth who is:
(a) in a country or place outside Australia; and
(b) authorised under paragraph 3 (c) of the Consular Fees Act 1955; and
(c) exercising his or her function in that place
Fellow of the National Tax Accountants' Association
Finance company officer with 5 or more years of continuous service
Holder of a statutory office not specified in another item in this list
Judge of a court
Justice of the Peace
Magistrate
Marriage celebrant registered under Subdivision C of Division 1 of Part IV of the Marriage Act 1961
Master of a court

Member of Chartered Secretaries Australia

Member of Engineers Australia, other than at the grade of student

Member of the Association of Taxation and Management Accountants

Member of the Australasian Institute of Mining and Metallurgy

Member of the Australian Defence Force who is:

- (a) an officer; or
- (b) a non-commissioned officer within the meaning of the Defence Force Discipline Act 1982 with 5 or more years of continuous service; or
- (c) a warrant officer within the meaning of that Act

Member of the Institute of Chartered Accountants in Australia, the Australian Society of Certified Practising Accountants or the National Institute of Accountants

Member of:

- (a) the Parliament of the Commonwealth; or
- (b) the Parliament of a State; or
- (c) a Territory legislature; or
- (d) a local government authority of a State or Territory

Minister of religion registered under Subdivision A of Division 1 of Part IV of the Marriage Act 1961

Notary public

Permanent employee of the Australian Postal Corporation with 5 or more years of continuous service who is employed in an office supplying postal services to the public

Permanent employee of:

- (a) the Commonwealth or a Commonwealth authority; or
- (b) a State or Territory or a State or Territory authority; or
- (c) a local government authority;

with 5 or more years of continuous service who is not specified in another item in this list

Person before whom a statutory declaration may be made under the law of the State or Territory in which the declaration is made

Police officer

Registrar, or Deputy Registrar, of a court

Senior Executive Service employee of:

- (a) the Commonwealth or a Commonwealth authority; or
- (b) a State or Territory or a State or Territory authority

Sheriff

Sheriff's officer

Teacher employed on a full-time basis at a school or tertiary education institution.

10. SUBMITTING THE APPLICATION

In submitting this Application for prequalification, we certify that the information in this Application is true and correct and fully complies with the requirements in the Guidelines and Application Form.

Confidentiality and Information Sharing

By submitting this prequalification application the applicant authorises the Territory to provide to any Territory, State or Commonwealth government agency (including any regulatory or law enforcement body, which includes, without limitation, WorkSafe ACT) as evidence of the applicant's consent to allow that agency to release information as requested by the Territory to any Territory, State or Commonwealth government agency.

The Territory may refer an applicant's documentation to an external agency or assessor for information sharing or assessment. Such entities are required to maintain confidentiality of all information received.

Information submitted in an application for prequalification will be treated as commercial-in-confidence and will not be disclosed to any party outside the Territory and its agencies and assessors unless the Territory is legally required to do so for the purposes of obtaining legal or financial advice in the context of the applicant's prequalification application.

Once prequalified, a prequalified supplier's details, including details of its performance of contracts awarded, may be shared with Territory and other government agencies for the purpose of monitoring contract performance and to determine continued eligibility for prequalification.

Prequalified suppliers' details will be notified on the Procurement ACT website www.procurement.act.gov.au .

Acceptance of terms and conditions

In applying for prequalification, including renewal, the Applicant is deemed to have accepted the terms and conditions of prequalification, which the Applicant acknowledges and accepts may be varied from time to time.

Accuracy of application information

The Applicant must ensure that all particulars in the Application are true and correct in every detail.

Use of prequalification status for advertising and promotion

The Applicant agrees not to use any information relating to its prequalification status or contract performance in its advertising or promotional material or publish such information in any form without the express written consent of the ACT Government. The Applicant further agrees that it accepts full responsibility for any consequences arising from the use of such information.

COMPANY NAME:

NAME OF AUTHORISED SIGNATURE ON BEHALF OF APPLICANT:

Print please

POSITION OF AUTHORISED SIGNATORY:

Please print

SIGNATURE

DATE

Applications should consist of all documentation outlined in these procedures, together with any other supporting technical information.

Applicants are encouraged to submit the Application via email to CMTEDDPrequalification@act.gov.au (maximum limit of 10 mg), on USB/thumb drive or hard copy, in a read-only format. One hard copy of the Application and supporting information may be provided if electronic submission is not possible. Applications cannot be submitted via facsimile.

10. Application Checklist for Applicants

Please cross the boxes to ensure all aspects of your application are complete

Description	Completed
Contractor Details	
Insurances (copies attached)	
Technical Capacity / Past Performance / Firms experience	
Quality Assurance, Occupational Health, Safety and Rehabilitation and Environmental Management & Temporary and Traffic Management Plans	
Statutory Declaration in relation to Ethical Suppliers Declaration	
Applicant holds Secure Local Jobs Code	
Applicant has confirmed compliance with the Australia Procurement and Construction Council (APCC) National Code of Practice for the Construction Industry (Code	
Referee Details submitted	
Statutory Declaration in relation to Ethical Suppliers Declaration	
Consent to share information	

Attachment 1

ECOLOGICALLY SUSTAINABLE DEVELOPMENT (ESD) PRINCIPLES

The *InterGovernment Agreement on the Environment 1992* sets out clear guidance on land use decision and approval processes to ensure development is ecologically sustainable. ESD is the use of natural resources within their capacity to sustain natural processes while maintaining the life-support systems of nature and ensuring that the benefit of the use to the present generation does not diminish the potential to meet the needs and aspirations of future generations. The *National Strategy for Ecologically Sustainable Development* (Commonwealth of Australia 1992) was prepared by all governments to co-ordinate Australia's approach to ESD. The goals, core objectives and guiding principles for the Strategy are shown in the shaded box below.

Australia's goal, core objectives and guiding principles for the National ESD Strategy

The Goal is:

Development that improves the total quality of life, both now and in the future, in a way that maintains the ecological processes on which life depends.

The Core Objectives are:

- to enhance individual and community well-being and welfare by following a path of economic development that safeguards the welfare of future generations;
- to provide for equity within and between generations; and
- to protect biological diversity and maintain essential ecological processes and life support systems

The Guiding Principles are:

- decision making processes should effectively integrate both long and short-term economic, environmental, social and equity considerations;
- where there are threats of serious or irreversible environmental damage, lack of full scientific certainty should not be used as a reason for postponing measures to prevent environmental degradation (the 'precautionary principle');
- the global dimension of environmental impacts of actions and policies should be recognised and considered;
- the need to develop a strong, growing and diversified economy which can enhance the capacity for environmental protection should be recognised;
- the need to maintain and enhance international competitiveness in an environmentally sound manner should be recognised;
- cost effective and flexible policy instruments should be adopted, such as improved valuation, pricing and incentive mechanisms; and
- decisions and actions should provide for broad community involvement on issues which affect them.

These guiding principles and core objectives need to be considered as a package. No object or principle should predominate over the others. A balanced approach is required that take into account all these objectives and principles to pursue the goal of ESD.

ACT Government Land Management Agencies' Goals and Objectives

Ecologically Sustainable Development is about effectively integrating environmental, social and economic considerations into decision-making. It concerns achieving economic and social development that protects and conserves the natural environment and promotes social equity and human well being.

To the ACT Government land management agencies, Ecologically Sustainable Development is not a goal or end point, but more simply a pathway along which the organisation progresses toward more sustainable processes and outcomes. In practice, the approach taken by ACT Government involves:

- Preferring prevention of problems to management of impacts.
- Requiring proponents of new policies, programs or projects to ensure, to the greatest extent practicable, that the impact of proposals are fully considered by:
- Including sustainability considerations or tests in their planning and management processes;
- Undertaking processes that identify potentially adverse impacts;
- Taking responsibility for the avoidance of negative impacts or the taking of remedial action, and for the financial consequences of the actions;
- Preference for decisions that are more likely to reduce the human impact on the environment;
- Use where possible of adaptive management techniques;
- Continuing action to improve processes, prevent pollution and to restore degraded environments; and
- Monitoring and research activities to identify key ecological processes, practices, customer/recreation requirements, etc.

The ACT Government land management agencies use principles of ESD that involves an understanding that the environment assets that it manages on behalf of the community are valuable and must be effectively maintained. The ACT Government land management agencies also recognise the beneficial socio-economic uses of those assets and takes a positive approach to land management by attempting to obtain no net soil loss, no pollution or loss of biodiversity from human activity and intergenerational equity.

The ACT Government land management agencies contribute to a wide range of ESD and environment initiatives undertaken by the respective land management agencies through contributions to Strategies such as the ACT Decade of Landcare Plan, Integrated Catchment Management Framework for the ACT, ACT Nature Conservation Strategy, Environmental Flow Guidelines, the ACT Weed Strategy and processes such as the Agricultural & Veterinary Chemicals Coordinating Network, National environment protection measures, etc.

Examples of direct involvement in ESD principles

- Management of a large and diverse woodland and forested public land and encouraging regeneration thus adding to the carbon sink;
- Removed weed trees are chipped and mulched for garden beds, reducing water evaporation and reducing the usage of water resources;
- The ACT Government land management agencies provide opportunities for people to recreate close to home encouraging more concentrated urban activity patterns, and reduce car usage compared to other cities that do not provide this amount of open space;
- Removal of pest willows and revegetation to restore riparian ecosystems;
- Landcare program planting of native trees and shrubs for wildlife corridor and shelter;
- Retention of dead trees for wildlife habitat if they are safe and in a suitable location;
- Actions to prevent major ecological threats such as European wasp, Argentine ants, aquatic weeds;
- Removal of environmental weed species and replacing with native plants;
- Contracts require contractors to use equipment that is modern and non-polluting;
- Maintain adequate plants cover and suitable species in open swale drains to remove silts, etc;
- Maintaining good grass cover to reduce water and or wind erosion;
- Trees assimilate pollutants and carbon dioxide and act as oxygen pumps; and
- Landcare funds from the program are available for community groups to retain and look after remnant bushland and revegetate degraded areas.

Contractual Obligations for Contractors as they relate to Ecologically Sustainable Development Principles

1. The Contractor must operate within Ecologically Sustainable Development (ESD) and environment principles and meet ESD and environment outcomes. ESD is about effectively integrating environmental, social and economic considerations into decision making. It concerns achieving economic and social development that protects and conserves the natural environment and promotes social equity and human wellbeing.
2. Ecologically Sustainable Development principles are required to be complied with in the *Planning and Development Act 2007* and *Environment Protection Act 1997*. A formal assessment of the ability of the Contractor to meet these requirements will be part of contract performance monitoring.
3. The ACT Government land management agencies consider that the main asset categories with an environmental risk and the environmental risk areas relating to those assets are as follows:
 - Rural land and roadsides: use of hazardous chemicals and machinery, weed and pest invasion;
 - Forests: ecological impacts, habitat preservation and weed and pest invasion;
 - Water catchment: ecological impacts, habitat preservation, weed and pest invasion and water pollution;
 - Woodlands: ecological impacts, habitat preservation and weed and pest invasion; and

- Native grasslands: ecological impacts, habitat preservation and weed and pest invasion.
4. To minimise environmental risks, the Contractor must comply with and carry out work in accordance with all ACT planning & policy documents, Acts and Standards including the *Nature Conservation Act 2014*, *Planning and Development Act 2007* and *Environment Protection Act 1997*.