

Delegation from Council DC607B Non Acceptance of Tenders

Responsible Business Unit/s	Chief Executive Officer
Responsible Officer	Chief Executive Officer
Affected Business Unit/s	All Business Units

Delegation to: Chief Executive Officer

Statutory Reference: Section 5.42 of the *Local Government Act 1995*

Powers and Duties: The authority to not accept any expressions of interest received, under section 3.57 of the *Local Government Act 1995* and Part 4 of the Local Government (*Functions and General*) *Regulations 1996*.

The delegate is authorised to not accept any tender received, having previously exercised the delegation to invite public tenders;

1. If in the opinion of the delegate the number of tenders received is insufficient as to provide for a reasonable assessment of the merits of the tenders received.
2. If the delegate decides that it would disadvantageous to the Local Government to accept any tender.
3. If on assessment of the tenders received the contract value would exceed the budget provision for the invited service.
4. If in the opinion of the delegate no person is capable of satisfactorily supplying the requested goods or services.

Conditions: The delegate must ensure that:

- i. The tender evaluation process has been carried out in accordance with the Act, the Regulations and the City's *Tendering Manual and Management Practice 607*.
- ii. The tenders register records that no Tender or Expression of Interest received was accepted.
- iii. The Council is informed whenever the delegation has been exercised.

Delegation Number: DC607

Council Adoption: 27/03/07

Reviewed/Modified: 09/08, 03/10, 02/11, 03/12, 03/13, 03/15, 03/16, 03/17, 06/18, 03/19

Relevant Management Practice:

Relevant Policy:

Relevant Delegation:

M607 Tenders and Expressions of Interest

P607 Tenders and Expressions of Interest

DM607 Acceptance of Tenders