

CONSTRUCTION PREQUALIFICATION SCHEME

# SCM0256 Scheme Conditions

General Construction Works up to \$1 Million

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#### More information

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# SCHEDULE OF DOCUMENT AMENDMENTS

1	July 2023	Application Platform Supplier Hub replaced eTendering on 1 June 2023. Reference to eTendering as application platform removed.
2	July 2023	Section 2.3 Small and Medium Enterprise (SME) and Regional Procurement Policy replaced with PBD-2019-03 Access to government construction procurement opportunities by small and medium sized enterprises – applicable to Construction
3	July 2023	Replacement of the term contractor with supplier in relation to scheme application and membership.

# What's changed?

In accordance with the NSW Government Action Plan's 10-point commitment to the construction sector, this scheme has been updated to reflect that commitment, making it easier for prequalified suppliers to work with Government.

Some improvements were made to this scheme in November 2019 in relation to financial thresholds, inclusion of regions, alignment of work categories and inclusion of Aboriginal Owned Businesses.

# Where to start

### buy.nsw documents

SCM0256 Scheme Conditions and associated guidelines for applicants and agencies are available at https://buy.nsw.gov.au/schemes/general-construction-works-up-to-\$1-million.

### Terms and definitions

See Terms and definitions used in this document

### Applicants

Applicants must be registered on Supplier Hub before commencing the application process. Here is the link to the Supplier Hub https://buy.nsw.gov.au/suppliers.

### Enquiries

For enquiries please contact: construction.suppliers@pwa.nsw.gov.au or contact the NSW Procurement Service Centre (details on inside cover).

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# 1 Scheme overview

### 1.1 General construction works up to \$1 million

This scheme prequalifies suppliers to bid for NSW Government construction projects. It is open to all entities that have a current ABN registered with the Australian Business Register/Australian Securities and Investments Commission (ASIC), providing all scheme conditions can be met.

Applicants with demonstrated capability and capacity in their nominated work categories may apply to be either registered or certified by the scheme. The operational and technical standards required for each level are aligned to the NSW Procurement Policy Framework.

This scheme supports the **NSW Government Action Plan: A 10-point commitment to the construction sector**, refer to Infrastructure NSW website. Where possible, it reduces red tape, saves time and minimises costs for suppliers and government. The application process and acceptance into the scheme do not bind government to offer the prequalified supplier tendering opportunities, however every effort will be made to ensure agencies distribute the work fairly to scheme suppliers.

Agencies use this scheme to select suppliers to bid for specific projects. When a prequalified supplier is engaged to provide construction services, contractual terms for that project are between the supplier and the agency based on the Government's standard forms of contract, or, in exceptional circumstances, an acceptable equivalent. Agencies seeking information about prequalified suppliers should get this information from Supplier Hub. Staff can register as a buyer on Supplier Hub and commence their search through their dashboard. Please refer to the following link on how to register on Supplier Hub as a buyer:- https://buy.nsw.gov.au/help/getting-started#process-for-buyers.

Agencies may request further information from a prequalified supplier at the time of procuring and consider this in their tender evaluation processes as a part of their due diligence.

# 1.2 Out of scope

This scheme relates specifically to General Construction Works up to \$1 Million (excluding GST). For construction works above this financial range, refer to Procurement List for General Construction Works above \$9M and SCM1461 Prequalification Scheme for General Construction Works between \$1M and \$9M.

This scheme does not cover construction related consultancy services, built heritage conservation or architectural design.

# 2 NSW Procurement Policy Framework

The Framework sets out the policy and operating framework for the NSW public sector procurement system. It provides a single source of guidance on the rules for procurement. These requirements must be complied with where applicable. Key policies include:

### 2.1 Procurement Board Direction

PBD-2014-04C: Construction procurement prequalification schemes for work valued to \$1million deals with procurement of construction works valued up to \$1 million by or for a government agency within the meaning of the **Public Works and Procurement Act 1912**. This direction gives effect to the scheme conditions.

# 2.2 NSW Government Action Plan: A 10-point commitment to the construction sector

The plan aims to achieve value for money in construction procurement. Value for money does not mean obtaining the lowest price for every project. Rather, it is about adopting a broader, longer term view about the need to drive quality, innovation and cost effectiveness by fostering a thriving and sustainable construction sector in NSW.

For more detail refer to A 10- point commitment to the construction sector.

### 2.3 Small and medium sized enterprises (SMEs)

The Procurement Board encourages NSW Government agencies to consider small and medium enterprises (SMEs) for construction procurement opportunities.

The direction deals with procurement of construction services within the meaning of the Public Works and Procurement Act 1912. Agencies may purchase construction services valued up to \$50,000 ex GST directly from a small; business, even where those goods or services are available on a whole-of-government arrangement, provided the rates are consistent with normal market rates. NSW Govt agencies **must** make reasonable efforts to obtain a quotation from SMEs when conducting a competitive tender process for construction services valued up to \$1M ex GST from SCM0256.

This will provide greater opportunities for SMEs and local businesses in regional NSW.

The scheme application process will identify small and medium businesses with the appropriate capability and capacity to participate in construction projects. Applicants are expected to select only those regions that their current capacity and capability can support.

Please refer to PBD 2019-03 https://info.buy.nsw.gov.au/policy-library/procurement-boarddirections/pbd-2019-03-access-to-access-to-government-construction-procurement-opportunitiesby-small-and-medium-sized-enterprises

### 2.4 Aboriginal Procurement Policy

This scheme is aligned to the principles of NSW Government's Growing NSW's First Economy framework. The framework is a key element of Opportunity, Choice, Healing, Responsibility and Empowerment (OCHRE). It has been developed to create opportunities for Aboriginal owned businesses and encourage Aboriginal employment and training through the supply chain of NSW

Government contracts. The scheme application process will ask applicants if they are an Aboriginal business, as defined by the Aboriginal Procurement Policy.

### 2.5 Conduct by suppliers

NSW Government agencies must ensure their procurement processes require suppliers to comply with relevant standards of behaviour and must report findings of dishonest, unfair, unconscionable, corrupt or illegal conduct to the NSW Procurement Board. Refer to Procurement Board Direction PBD 2017-07 Conduct by suppliers

# 3 Scheme conditions

### 3.1 Work categories

### 3.1.1 Construction works

- C1 Non-residential building works
- C2 Building heritage restoration Interior fitout (refurbishment)
- C3 Interior fitout (refurb)
- C4 Demolition
- C5 Civil works.

#### 3.1.2 Building services

- B1 Building mechanical HVAC
- B2 Building electrical
- B3 Lifts and escalators
- B4 Security systems
- B5 Hydraulic services (including plumbing and fire sprinklers)
- 3.1.3 Trades
  - T1 Painting
  - T2 Bricklaying
  - T3 Concreting
  - T4 Fencing
  - T5 Carpentry and joinery
  - T6 Roof sheeting and roof plumbing
  - T7 Metal work and structural steelwork
  - T8 Landscaping
  - T9 Tiling
  - T10 Cement rendering
  - T11 Asbestos removal
  - T12 Residential building works.

Refer to Appendix A - Description of work categories for more information.

### 3.2 Types of prequalified supplier

Applications can be submitted for inclusion in the scheme as a registered and/or certified supplier. All values are expressed ex GST.

3.2.1 Registered suppliers (up to \$250,000)

Registered suppliers must provide:

- Evidence of legal entity and business operations
- Information about relevant occupational licences or certification
- Information about relevant experience
- Details of any fines, prosecutions and convictions in the last two years.

#### 3.2.2 Certified suppliers (between \$250,000 and \$1 million)

Certified suppliers must provide all the information required to become a registered supplier, plus, for each category of work being applied for, the following documents:

- For contracts completed in the last two years and using the provided template provide one of the following:
  - a completed client referee report, or
  - a completed contractor performance report

A referee report is required to be provided for each capability applied for. A single referee report can be used for more than one capability provided it contains the relevant information about construction activities related to the capabilities applied for.

- Evidence of Certification to ISO 45001 through an organisation listed by JAS-ANZ or one of the following for a contract completed in the last 2 years: a site-specific safety audit report that meets the requirements of a WHS management plan signed off by the auditor; or a site-specific safety inspection report that meets the requirements of a WHS management plan signed off by the authorised person; or a site-specific safe work method statement signed off by all relevant persons. Internal WHS manual/procedures/plan will NOT satisfy the requirements of this section.
- Evidence of Certification to ISO 9001 through an organisation listed by JAS-ANZ or a sitespecific quality inspection and test plan (ITP) for a contract completed during the last two years, with evidence of acceptance of the ITP by the Client.

#### 3.2.3 Amending the level of prequalification

At any time:

- The applicant may apply to increase their level of qualification to Certified Supplier by providing evidence of increased capacity or capability to support the application. This can be done via the supplier's Supplier Hub account by amending the membership.
- The Department may, at its discretion, reduce the level of prequalification, based on the supplier's demonstrated capacity and capability.

### 3.3 Criteria for applicants

### 3.3.1 Legal entity and business operations

Applicants must be acceptable legal entities with appropriate financial assets. The applicant must:

- Have a current Australian Business Number (ABN) and/or an Australian Company Number (ACN) and be registered for Goods and Services Tax (GST).
- Be financially solvent
- Demonstrate a sound business structure, financial capacity, resources, management systems, recent experience and good performance history
- Not be under any form of external administration
- Meet the requirements of the Procurement Policy Framework, including PBD-2017-07 Conduct by Suppliers.

#### **Related entities**

Related entities that cannot prequalify for the same category of work include:

- Associated or subsidiary business entities that are owned or controlled by the applicant
- Joint ventures to which the applicant is a party.

The purpose of this restriction is to ensure related entities are not eligible to compete against each other in the tendering process.

#### **Trust arrangements**

• Trustees (e.g. Trustee for the Smith Family Trust) are eligible to apply if, under the terms of the trust deed, they have power to enter into a contract on behalf of the trust. Trusts (e.g. Smith Family Trust) are not eligible for prequalification, as they cannot enter into a contract for services with an agency. Both ABN of the trust and ACN of the Trustee are required.

#### 3.3.2 Financial capacity

The applicant must be financially solvent when applying for prequalification. Insolvent entities will be suspended or removed from the scheme.

- Agencies must assess a supplier's financial capacity before entering into a contract for work
- Ongoing financial viability and capacity of a contractor to deliver contracted works will be monitored throughout the contract
- Applicants are deemed to have authorised all necessary financial checks conducted by or on behalf of agencies, before engagement and during the lifetime of a contract.

#### 3.3.3 Licences

Applicants shall provide evidence of all necessary licences for the categories of work for which they apply. The type of licence will be determined by the NSW Government licensing agency (or equivalent) for the work category. Failure to comply with licensing requirements, or keep licences up to date, will result in the supplier being suspended or removed from the scheme. Agencies will also do their due diligence at the procurement stage to determine the suppliers licence status.

Refer to Description of work categories, and Applicant Guidelines.

#### 3.3.4 Insurances

The supplier is not required to provide evidence of insurances, for prequalification. However, the applicant must provide proof of public liability, workers compensation and/or professional indemnity insurance at the time work is offered.

Failure to hold the necessary insurances, when required, may result in the supplier being suspended or removed from the scheme.

### 3.3.5 Aboriginal owned Business

The applicant must provide proof of recognition by Supply Nation, NSW Indigenous Chamber of Commerce (NSWICC) or Office of the Registrar of Indigenous Corporations at time of application and update their aboriginal ownership status through the Supplier Hub System if status changes.

### 3.4 Bidding for work

To be eligible to bid for work, a supplier must be prequalified under the scheme before the date of issue of the request to tender for work.

### 3.5 Terms and conditions of contract

Offers of work under this scheme are subject to acceptance of standard terms and conditions outlined below:

### 3.5.1 Under \$30,000

For scheme engagements below \$30,000, agencies can use agency specific terms and conditions, or a supplier's terms and conditions. The onus is on the agency to assess if the alternative terms and conditions can adequately govern the engagement, having considered the level of associated risk. Alternatively, use Mini Minor Works (MMW) General Conditions of Contract.

### 3.5.2 Under \$250,000

Contracts for work valued up to \$250,000 under the Scheme are subject to the terms and conditions contained in the standard form Mini Minor Works (MMW) General Conditions of Contract unless specified otherwise as part of tender processes.

### 3.5.3 \$250,000 to \$1 million

Contracts for work valued between \$250,000 and \$1 million under the Scheme are subject to the terms and conditions contained in the standard form Minor Works (MW21) General Conditions of Contract (MW21) unless otherwise indicated by the agency at the time of engagement or specified otherwise as part of tender processes.

### 3.6 Performance management

### 3.6.1 Supplier

Prequalified suppliers should establish procedures that enable all contractual obligations to be met and address unsatisfactory performance in a timely manner.

Performance monitoring by Agencies may also include, but is not limited to:

• Meeting requirements in the Performance Management Practice Guide

- Meeting the requirements of Work Health and Safety Management Systems and Auditing Guidelines
- Compliance with the NSW Industrial Relations Guidelines: Building and Construction
   Procurement

In lodging an application, applicants consent to ongoing monitoring of performance.

### 3.6.2 Agency

Agencies are required to manage contractor performance reports and record keeping as per their internal Departmental policy.

### 3.7 Change management

#### 3.7.1 Changes to supplier's circumstances

Prequalified suppliers must advise the Department of any material change in circumstances and they must:

- Update their online profile in Supplier Hub to reflect any change in company details.
- Update their aboriginal ownership status, if applicable.

#### 3.7.2 Changes to ACN or ABN

Any entity that changes its ACN or ABN after prequalification is deemed to be a new entity. As such:

- the prequalified entity will be removed from the scheme (as it is no longer eligible to contract with government using the registered ABN or ACN)
- the new entity must re-apply for prequalification.

### 3.8 Maintaining prequalification

#### 3.8.1 Suspension from scheme

The Department will suspend a prequalified supplier's prequalification, for any non-compliance with scheme conditions.

- The Department is not obliged to advise the supplier before deciding to suspend.
- As soon as practicable, the Department will provide information to the supplier about the reasons for the suspension.
- The suspension will remain in force until the supplier addresses the reasons for the suspension.
- New tendering opportunities will not be offered to the supplier during the period of suspension.

If the actions required to end the suspension have been implemented the supplier should provide full details, in writing, to construction.suppliers@pwa.nsw.gov.au

The Department will:

- reinstate the supplier's rights and benefits if the issue is resolved, or
- recommend further action to resolve the issue, or
- remove the supplier from the scheme if the reason for the suspension cannot be resolved to the satisfaction of the Department.

### 3.8.2 Removal from scheme

The Department may revoke a supplier's prequalification due to findings of dishonest, unfair, unconscionable, corrupt, or otherwise illegal conduct by the supplier, or when it considers that a supplier has not met a requirement of the scheme.

Before a suspended supplier is permanently removed from the scheme, they will be given an opportunity to provide reasons why they should not be removed. The length of time given to respond will be determined by the severity of the compliance breach and the time required for appropriate investigation, consultation and/or remediation.

#### 3.8.3 Review of decision to suspend or remove

Except for cases of illegal conduct if a supplier is not satisfied with a decision made by the Department regarding suspension or removal from the scheme, they may request a formal review. The request must be sought, in writing, within 20 business days of receipt of notification. The supplier must provide full details of the reasons for the request and, if applicable, include supporting documentation.

• Email full details to construction.suppliers@pwa.nsw.gov.au

Any person (or subordinate of that person) cannot participate in the review if they were involved in:

- the making of the original decision, or
- the investigation of the breach or performance issue that gave rise to the original decision.

### 3.9 Legal

#### 3.9.1 Applicant's acknowledgment

In applying for prequalification, the applicant agrees to accept all scheme conditions (Terms and conditions).

- Lodging an application will evidence an eligible supplier's agreement to comply with the framework, system, guidelines, licencing requirements and scheme conditions when prequalified.
- Contractors must also ensure their subcontractors, consultants and contractors comply with all relevant legal obligations.
- Any compliance breach may result in the termination of an engagement and/or suspension or removal from the scheme.

#### 3.9.2 Confidentiality

Confidential information submitted by an applicant or prequalified supplier will be treated as confidential by agencies unless otherwise required by law. All information submitted may be subject to due diligence, including reference checking, searches, interview, enquiries and confirmation, and applicants, by applying for prequalification, are taken to have authorised any such action.

#### 3.9.3 Publicity and use of NSW Government logo by suppliers

The NSW Waratah logo is a registered trademark and the property of the NSW Government. It is no longer permitted for use by prequalified suppliers. However, prequalified suppliers are allowed to use text acknowledging prequalification status such as "Prequalified Supplier under NSW Government Scheme SCM0256".

If you have provided services to the NSW Government, you can reference this as part of your client portfolio with approval from your government agency client.

#### 3.9.4 Disclosure

In applying, the applicant agrees to permit the NSW Government to:

- Publish information about the application and the applicant
- Publish information about contracts awarded to the applicant
- Disclose certain information in accordance with Division 5 of the Government Information (Public Access) Act 2009.

#### 3.9.5 Disclaimer

The Department reserves the right at its absolute discretion to:

- accept an application, with or without additional conditions
- reject an application
- suspend or remove a supplier from the scheme.

In the exercise of such discretion, the Department will not be liable for any costs or damages incurred by the supplier.

#### 3.9.6 No guarantee of work

The application process, acceptance into the scheme do not guarantee a supplier:

- continuity of the prequalification over the duration of the scheme
- receipt of opportunities to tender
- that engagements or work of any kind or quantity will be offered.

#### 3.9.7 Precedence of documents

When a prequalified supplier is engaged to provide construction services, the agreement comprises the scheme conditions and the contract (with terms agreed between the contractor and the agency).

These conditions do not form part of the contract between the contractor and the agency. In the event of any ambiguity or inconsistency between the two documents, the contract between the contractor and the agency will override the scheme conditions.

### 4 Review and development of the scheme

The scheme will be monitored by the Department to assess whether the objectives and intent of the scheme are being met. Modifications to the scheme may be made at the discretion of the Department at any time during the life of the scheme.

- The supplier will be notified of any changes or transitional arrangements that have been made.
- The scheme is subject to continuous review and any aspect of the scheme is subject to change based on the requirements of NSW Government and the Department.
- The supplier accepts that scheme modifications may be implemented in the future. Should this occur affecting a supplier's scheme compliance or ability to tender for future work this will be at the sole risk of the supplier.

# Appendix A - Description of work categories

### General construction

Ref	Work category	Description
C1	Non-residential building works	Construction of new building and/or major extension/alteration to existing building requiring knowledge and experience of managing all building trades on site.
		Small extension, repair and remediation of building work (including windows and doors).
		The Supplier can be engaged as the Principal Contractor under the WHS legislation.
C2	Building heritage restoration	Restore or refurbish various building fabrics including - carpentry, detail joinery and cabinet making, slate or copper roofing, lead work repairs, stonework replacement, repairs or repointing, French polishing, lead paint removal, specialist colour matching and painting skills.
		Detailed specialist cleaning to heritage elements or stonework.
		The Supplier can be engaged as the Principal Contractor under the WHS legislation.
C3	Interior fitout (refurbishment)	Refurbishing and/or construction of new internal office fit- out including partition, glazed partition, fixtures, fittings, joinery, suspended ceiling systems, carpet, carpet tiling, electrical, mechanical and fires systems work requiring knowledge and experience of managing all building trades on site. But this does not include residential building works. The Supplier can be engaged as the Principal Contractor
		under the WHS legislation.
C4	Demolition	Total or partial demolition of buildings/structures can be potentially dangerous, so it requires a licence. Removal of hazardous materials not including asbestos. There are two types of demolition licences i.e. a demolition licence (DE1) and a restricted demolition licence (DE2) under the NSW Work Health and Safety Regulation 2017.
		The Supplier can be engaged as the Principal Contractor under the WHS legislation.
		The Supplier must hold the necessary licence.

Ref	Work category	Description
C5	Civil works	Construction of minor and major civil engineering works comprising bulk earthwork, excavation, road work, car parks, trenching, pipe laying, small water and sewerage treatment plants, marinas, pontoons.
		Supplier can be engaged as the Principal Contractor under the WHS legislation.

# **Building services**

Ref	Work category	Description
B1	Building mechanical HVAC	Supply, construction, installation, commissioning and minor repairs of mechanical building services, in systems such as air conditioning, evaporative cooling, mechanical ventilation, refrigeration, dust extraction and boilers installations including low, medium and high temperature hot water and steam. <b>Supplier must hold the necessary licence.</b>
B2	Building electrical	Supply, construction, installation, commissioning and minor repairs of electrical services in buildings including HV Installations and LV external reticulation of cabling systems, switchboard installation, cabling systems, internal wiring and accessories, lighting installations, exit and emergency lighting, telephone block cabling and conduiting for other related electrical services. <b>Supplier must hold the necessary licence.</b>
B3	Lifts and escalators	Supply, installation and making good of lifts, lift cars and Escalators. Works include workshop drawings, escalators, escalator machinery, lift cars, lift machinery, doors, electrical, associated equipment, materials and fixings with final commissioning and end user training.
B4	Security systems	Supply, installation and making good of security systems. Works include disconnection, connection, programming of existing systems, wiring - internal and external, sensors and associated equipment, materials and fixings with final commissioning and end user training.
		Supplier must hold the necessary licence and comply with Security Industry Act.
		Supplier must hold the necessary licence.

Ref	Work category	Description
B5	Hydraulic services (including plumbing and sprinkler systems)	Supply and installation of pipe work for all aspects of potable water, sewerage, fire, gas, drainage, storm water and fire systems inside and outside of the building fabric. Works range from minor to major contracts.
		Supply and installation, delivery, testing and commissioning of pipe work, fittings and controls, for all aspects of fire systems services, both inside and outside of the building fabric. Works range from minor to major contracts.
		Supplier must hold the necessary licence.

### Trades

Ref	Work category	Description
T1	Painting	Surface preparation and application of protective coatings and paint systems to all types of surfaces internal and external. Works range from minor to major contracts.
T2	Bricklaying	Supply, installation and making good of flashings, ties, lintels, brickwork and associated materials. May include repointing. Works to be carried on internal and external of new and existing buildings. Scaffolding supply generally included in description.
Т3	Concreting	Supply and installation of concrete fabric such as slabs (raft, suspended, composite), footings, columns, walls paths and driveways, including preparation of surfaces and placement of all reinforcement steel, i.e. preparation of surfaces laying of plastic membrane, reinforcing mesh, formwork, checking levels and curing processes.
T4	Fencing	Supply and installation of various fences, including security, safety, decorative, temporary and associated materials and fixings.
		A security fence is any fence or barrier that is designed or adapted to provide or enhance the security or the protection of property. Not all fences are considered to be security fences.
		For security fences, applicants should fulfil requirements as stipulated in the NSW Security Industry Act 1997. <b>Supplier must hold the necessary licence.</b>

Ref	Work category	Description
Τ5	Carpentry and joinery	Works to be carried on internal and external of new and existing buildings. All framing and trimming and general modification. Supply and installation of joinery units to specified details, including skirting, architraves, cupboards, shelving, benches, doors, jambs and hardware, with shop drawings where necessary. Supply of all materials, plant tools, equipment, transport and labour as found necessary.
T6	Roof sheeting and roof plumbing	Supply, installation and making good of new and existing roof, awnings and covered walkways. Works include roof sheeting, flashings, guttering, down pipes, associated materials and fixings. Works range from minor to major contracts. Work includes required safety systems per Work Health and Safety Regulation 2017.
Τ7	Metal work and structural steelwork	Fabrication, welding and installation of metalwork to approved shop drawings, including handrails, balustrades, louvers, bollards, grab-rails etc.
		Supply, installation and making good of new and existing structural steel works. Works include workshop drawings, structural members, bracings, cleats, ties, bolts associated materials and fixings.
Т8	Landscaping	Major soft and minor hard landscaping including minor earthworks, turfing, mulching, planting of native, exotic plants and shrubs and bush regeneration. May include basic watering systems if required.
Т9	Tiling	Set out, supply, installation and making good of new and existing wall and floor tiling. Supply of all materials, plant, tools, equipment, transport, protection and labour as necessary. Works range from minor to major contracts.
T10	Cement rendering	Supply of all materials, plant, tools, equipment, transport, protection and labour as necessary. Preparation of substrates. Carry out rendering including patching of existing surfaces, supply scaffolding as necessary.
T11	Asbestos removal	Asbestos removal work must be carried out by a licensed asbestos removalist. There are two types of asbestos removal licence i.e. Class A & Class B under the NSW Work Health and Safety Regulation 2017.
		Upload your Class A or Class B licence. These licences are issued by SafeWork NSW.
		Supplier must hold the necessary licence.

Ref	Work category	Description
T12	Residential building works	Any work that is residential building work under the Home Building Act 1989 which involves construction of a dwelling, or alterations or additions to a dwelling. It also includes repairing, renovating, or applying protective treatment to a dwelling. Supplier must hold a valid current residential building licence issued by NSW Fair Trading. <b>Supplier must hold the necessary licence.</b>

# Appendix B - Terms and definitions

Term	Definition
ABN or ACN	Australian Business Number of Australian Company Number (issued by Australian Securities and Investments Commission (ASIC)
Agency	NSW Government agencies, and other clients using the scheme. This includes State owned corporations, universities, local councils etc. (Agencies)
Applicant	An entity that has applied for prequalification under the Scheme
Construction services	Services relating to construction of buildings or works, including <ul> <li>a) pre-erection works</li> <li>b) construction works</li> <li>c) repairs, alterations and restorations.</li> </ul>
Contract	A contract is a promise (or set of promises) that is legally binding.
Contractor performance report (CPR)	A report completed using the Department's CPR template or accepted method
Contract system	A system for managing contracts, based on the type of services provided by the contractor
Contractor	An entity that has entered into a Contractual Agreement
DRNSW, or the Department	Department of Regional NSW
eTendering	The NSW Government's repository for past, current and future tenders.

Term	Definition
Framework	NSW Procurement Policy Framework - the suite of legislation, policies, Board Directions and other rules that apply to procurement in NSW (including construction procurement)
Government	New South Wales Government
Guidelines	NSW Industrial Relations Guidelines: Building and Construction Procurement
Prequalified supplier, or supplier	An entity that has been approved under the scheme to provide construction works up to \$1 million (ex GST)
Regional NSW	includes all areas within NSW outside the Newcastle, Sydney and Wollongong metropolitan areas
Scheme / Prequalification Scheme	A prequalification scheme is list of prequalified suppliers intended to be used more than once for procurements by one or more agency
SCM0256	Prequalification Scheme for Construction Works up to \$1 million (ex GST)
Small or medium enterprise	An Australian or New Zealand based enterprise with fewer than 200 full time equivalent (FTE) employees
Supplier Hub	A place for NSW Government buyers and supplier to connect. Supplier Hub is now mandatory for suppliers that want to actively sell to NSW Government or respond to advertised government opportunities. Suppliers can apply for prequalification schemes, manage their scheme application and change contact details. Agencies use the site to select prequalified suppliers for tendering opportunities.
Work categories	A system to classify similar types of work, e.g. building works, civil works and fitout
Works	Construction works including building works, fitout and civil works but excluding construction related consultancy services, architectural design and heritage conservation