



eTendering

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the Hon DANIEL MACKAY MLC

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EML SPA 2018 - Service Provider Agreement - 4600002815

Contract Award Notice ID 4600002815

Publish Date 20-Aug-2020

Category (based on UNSPSC)

84000000 - Financial and Insurance Services

Agency Insurance and Care NSW (icare)

Particulars of the goods or services to be provided under this contract

Workers Compensation Claims Management Services for the Nominal Insurer for new claims from 1 January 2018. Contract established to achieve the Principal's objective including reducing claims costs and delivering high-quality individual return-to-work outcomes.

Contract Duration 1-Jan-2018 to 31-Dec-2021

Contract Award Notice Details

Contractor Name Employers Mutual NSW Limited

Trading Name Employers Mutual Indemnity Pty Ltd

ACN 003201885

ABN 52 003 201 885

Is an Aboriginal or Torres Strait Islander owned business No

Street Address Level 3, 345 George Street

Town/City Sydney

State/Territory NSW

Postcode 2000

Country AUSTRALIA

Other private sector entities involved in, with an interest in or benefiting from this contract

Employers Mutual Management Pty Ltd

ABN: 11 001 735 191

Estimated amount payable to the contractor (including GST)

\$386,000,000.00 (Goods or services supplied)

Any provisions for payment to the contractor for operational or maintenance services

Not Applicable

Method of Tendering

Limited

Description of any provision under which the amount payable to the contractor may be varied

The amount payable is dependent on a "Cost plus" model.

Description of any provisions under which the contract may be renegotiated

Options to extend

Summary of the criteria against which the various tenders were assessed**Evaluation Criteria****Weighting**

EML were assessed against an Evaluation Plan, which included evaluation criteria, weighting factors and scoring system, by which the Advisory Committee were able to determine and record the merits and ranking of each proposal in terms of quality and cultural fit with icare. The Selection Committee also considered, where necessary and relevant, technical, commercial, contractual, scheme risks and transition considerations.

Contract Contains Agency 'PiggyBack' Clause

No

Industrial Relations Details for this Contract**Name of Sub-contractors (incl. ABN & ACN)**

Not Applicable

Applicable Industrial Instruments

Not Applicable

Location of Work

Not Applicable

NSW Industrial Relations inspectors routinely audit the employment records of contractors and sub-contractors to all NSW Government contracts. The results of these inspections are published on the NSW Industrial Relations website.

Agency Contact David Hutton

Email Address GGSicareprocurement@icare.nsw.gov.au

Other Information

Direct claims related cost reported in icare's published annual financial statements audited by the NSW Audit Office. Contract value is from 1/1/2018 to 31/12/2020 and will be updated subject to the conclusion of current contract extension negotiations.

Particulars of future transfers of assets to the State, at zero or nominal cost to the State, including the date of their transfer

Not Applicable

Particulars of future transfers of assets to the contractor including the date of their transfer

Not Applicable

The results of any cost-benefit analysis of the contract conducted by the agency

Not Applicable

The components and quantum of the public sector comparator if used

Not Applicable

If relevant, a summary of information used in the contractor's full base case financial model (for example, the pricing formula for tolls or usage charges)

Not Applicable

If relevant, particulars of how risk, during the construction and operational phases of a contract to undertake a specific project (such as construction, infrastructure or property development), is to be apportioned between the parties, quantified (where practicable) in net present-value terms and specifying the major assumptions involved

Not Applicable

Particulars as to any significant guarantees or undertakings between the parties, including any guarantees or undertakings with respect to loan agreements entered into or proposed to be entered into

Financial security required and performance guarantee to be provided on request.

Particulars of any other key elements of the contract

The contract contains clauses regarding the performance of claims management services. EML is acting as the agent for icare and there is no guarantee of any volume of services or allocation of any particular claims

A web site address which provides direct access to the complete contract less confidential information

<https://www.icare.nsw.gov.au/-/media/icare/unique-media/about-us/annual-report/media-files/files/download-module/2018-service-provider-agreement-july.pdf>

Has the contract or any provisions within it been withheld from this disclosure under the exemptions provisions of the GIPA Act Section 32? (YES or NO)

Yes

If yes to the above, what are the reasons why the contract, or provisions therein, have not been provided?

Certain provisions of the contract have been withheld in accordance with s 32(1)(a) because they are commercial in confidence.

There is also a need as we are currently undergoing commercial negotiations with multiple providers.

If yes to the above, is it intended that the contract or those provisions be published at a later date, and if so, when?

Not Applicable

If yes to the above, when some but not all provisions of the contract have been published, a general description of the types of provisions that have not been provided

Remuneration arrangements.

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