



# **Work Order**

**Between**

**The Commonwealth of Australia represented by**

**The Office of the Commonwealth Ombudsman**

**ABN 53 003 678 148**

**And**

**FLXBL Legal Solutions Pty Ltd (trading as Adaptbl Legal)**

**ABN 23 629 764 825**

**Regarding the supply of services under the  
Privacy Services Providers Panel – SON3575876**

**OCO Contract Number C00556**

This Order is made in accordance with the Deed of Standing Offer for Privacy Services Providers Panel – SON3575876 and needs to be read in conjunction with that document, including the Default Terms and Conditions or, where relevant, any attachments to this Order.

<b>Reference Number</b>	Contract number: C00556 Deed of Standing Offer (SON3575876)
<b>Agency Representative</b>	Name: Suseela                      Director, ACT Strategy and FOI Telephone: Email:                                  @ombudsman.gov.au
<b>Address for Notices</b>	Physical Address: Level 5 14 Childers Street CANBERRA ACT 2600  Postal Address: GPO Box 442 Canberra City ACT 2600
<b>Address for Invoices</b>	Email:                                  @ombudsman.gov.au
<b>Supplier Representative</b>	Name: s 47F Adaptbl Legal Telephone: Email:                                  @adaptbl.com.au
<b>Supplier Address for Notices</b>	Physical Address: 125 Wattle Street O'Connor ACT 2602  Postal Address: As above  Email: @adaptbl.com.au
<b>Description of goods and/or services</b>	Labour Hire as detailed at Attachment A, including relevant background material.
<b>Commencement Date And Term</b>	The contract commences on 24 August 2020 and ends on 24 December 2020
<b>Extension Option/s</b>	Possibility for extension
<b>Timeframes/ Milestones</b>	As directed
<b>Specified Personnel</b>	s 47F
<b>Subcontractors</b>	No Subcontractors

<b>Location</b>	The Services are to be delivered at: Office of the Commonwealth Ombudsman (OCO) Level 3, 4 Allsop Street Canberra ACT 2600													
<b>Provision of Facilities</b>	The OCO will provide facilities necessary for the delivery of the services.													
<b>Fees, Charges and Disbursements</b>	<p>The total Contract Fees will not exceed an amount of <b>\$80,000</b> (GST inclusive).</p> <p><b>(a) Variable Contract Fees</b></p> <table border="1"> <thead> <tr> <th>Personnel</th><th>Estimated work effort (specify hours/days)</th><th>Daily rate (GST exc)</th><th>GST Component</th><th>Total Fees (GST inc)</th></tr> </thead> <tbody> <tr> <td><b>s 47F</b></td><td><b>s 47</b></td><td></td><td></td><td></td></tr> </tbody> </table> <p>Maximum estimated variable Contract Fees for Services is <b>\$80,000</b> (GST inclusive).</p> <p><b>(b) Allowances</b></p> <p>The Contractor must perform its obligations under this Contract at its own cost and expense.</p> <p>The Agency will not reimburse the Contractor for any expenses (including travel, accommodation and taxi travel) under this Contract.</p>				Personnel	Estimated work effort (specify hours/days)	Daily rate (GST exc)	GST Component	Total Fees (GST inc)	<b>s 47F</b>	<b>s 47</b>			
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<b>s 47F</b>	<b>s 47</b>													
<b>Commonwealth Material</b>	Not Applicable													
<b>Existing Material</b>	Not applicable													
<b>Contract Material</b>	Not applicable													

**Confidential Information**

<b>Agency Confidential information</b>	<b>Period of Confidentiality</b>
<ul style="list-style-type: none"> <li>• All information howsoever received or obtained (including orally or in writing) by the Service Provider in the course of performing services or supplying goods to the Agency pursuant to this contract.</li> <li>• As per the confidentiality agreement with the Office of the Commonwealth Ombudsman and the requirements of staff under the Ombudsman's governing legislation.</li> </ul>	Perpetual
<b>Agency Data</b> All information howsoever received or obtained (including orally or in writing) by the Service Provider in the course of performing services or supplying goods to the Agency pursuant to this contract.	Perpetual
<b>The Service Provider Confidential information</b>	<b>Period of Confidentiality</b>
The Service Provider's pricing information.	Perpetual

<b>Additional Security requirements</b>	<p>Risk Management AS/NZS ISO 31000:2009 and Australian Standards HB 167:2006</p> <p>Australian Government Information Security Manual - guidance for agencies and Service Providers for managing the risks arising from greater sharing and exchange of information - see <a href="https://acsc.gov.au/infosec/ism/">https://acsc.gov.au/infosec/ism/</a> for further information</p> <p>The Trusted Digital Identity Framework (TDIF) which provides a standard for digital identity in Australia. Available at <a href="https://www.dta.gov.au/what-we-do/policies-and-programs/identity/">https://www.dta.gov.au/what-we-do/policies-and-programs/identity/</a>.</p> <p>Australian Government Guidelines on Reporting Incident and Conducting Security Investigations. Available at <a href="https://www.protectivesecurity.gov.au/governance/Documents/Reporting-incidents-and-conducting-security-investigations-guidelines-v1.2.pdf">https://www.protectivesecurity.gov.au/governance/Documents/Reporting-incidents-and-conducting-security-investigations-guidelines-v1.2.pdf</a></p> <p>Australian Government Cyber-Security Strategy 2016 available at <a href="https://www.homeaffairs.gov.au/nationalsecurity/Documents/australia-cyber-security-strategy.pdf">https://www.homeaffairs.gov.au/nationalsecurity/Documents/australia-cyber-security-strategy.pdf</a></p>										
<b>Insurance Requirements</b>	<table> <tr> <th data-bbox="571 958 986 992"><b>Type</b></th><th data-bbox="1010 958 1129 992"><b>Coverage</b></th></tr> <tr> <td data-bbox="571 992 986 1025">Public liability insurance</td><td data-bbox="1010 992 1129 1025">\$10,000,000</td></tr> <tr> <td data-bbox="571 1025 986 1059">Product liability insurance</td><td data-bbox="1010 1025 1129 1059">\$10,000,000</td></tr> <tr> <td data-bbox="571 1059 986 1093">Professional indemnity insurance</td><td data-bbox="1010 1059 1129 1093">\$5,000,000</td></tr> <tr> <td data-bbox="571 1093 986 1126">Workers compensation insurance</td><td data-bbox="1010 1093 1129 1126">As required by Law</td></tr> </table>	<b>Type</b>	<b>Coverage</b>	Public liability insurance	\$10,000,000	Product liability insurance	\$10,000,000	Professional indemnity insurance	\$5,000,000	Workers compensation insurance	As required by Law
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Public liability insurance	\$10,000,000										
Product liability insurance	\$10,000,000										
Professional indemnity insurance	\$5,000,000										
Workers compensation insurance	As required by Law										
<b>Additional Intellectual Property Rights</b>	Not applicable										
<b>Other Requirements</b>	Proposed Personnel performing the Services will be required to sign a Deed and acknowledgements relating to confidentiality, security, moral rights, intellectual property and other relevant matters as required by the Agency. Any Contract will be conditional on this occurring.										

**ATTACHMENT A: DESCRIPTION OF THE GOODS AND/OR SERVICES TO BE PROVIDED**

To provide case officer support to the ACT FOI team as directed. The role is to assist the ACT Ombudsman with the implementation of its functions under the *Freedom of Information Act 2016*. Duties will be at the APS 5 classification level and may include assisting with:

- case managing applications for review of access decisions made by ACT agencies and Ministers
- undertaking legal research to identify the correct or preferable outcome in review matters
- drafting FOI decisions for the ACT Ombudsman
- processing requests for extensions of time for access applications
- case managing FOI complaints made to the Ombudsman about ACT agencies and Ministers
- utilising dispute resolution techniques to conciliate review and complaint matters
- preparing and managing correspondence, file notes and other documentation relating to allocated matters
- taking responsibility for the timely progression of allocated matters to short timeframes, and
- engaging with stakeholders and members of the public, including drafting factsheets and other guidance material
- other tasks as directed.

Duties are to be performed under broad direction from the ACT Strategy and FOI Director and in accordance with the APS Values, Code of Conduct, and the Commonwealth Ombudsman's values of independence, impartiality, integrity, accessibility, professionalism and team work.



Signed for and on behalf of  
Commonwealth of Australia  
as represented by the Office of the  
Commonwealth Ombudsman ABN  
53 003 678 148 by its duly authorised  
delegate in the presence of:

\_\_\_\_\_  
Signature of Witness

\_\_\_\_\_  
Signature of Delegate

Louise Macleod  
\_\_\_\_\_  
Name of Delegate

\_\_\_\_\_  
Name of Witness

Senior Assistant Ombudsman  
\_\_\_\_\_  
Position of Delegate

Date :

Signed for and on behalf of FLXBL Legal  
Solutions Pty Ltd (trading as Adaptbl  
Legal) ABN 23 629 764 825 by its duly  
authorised Officer in the presence of:

**s 47F**

\_\_\_\_\_  
Signature of Witness

**s 47F**

\_\_\_\_\_  
Signature of Authorised Officer

**s 47F**

\_\_\_\_\_  
Name of Witness

**s 47F**

\_\_\_\_\_  
Name of Authorised Officer

Sole Director and Company Secretary  
\_\_\_\_\_  
Position of Authorised Officer

Date : 17 August 2020