

# Call for Tenders for Authorities to Prospect

Petroleum and Gas  
Bowen and Bowen-Surat basins

Tender: PLR2020-1



***Tender details and process document (PLR2020-1)***



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## **Investing in Queensland**

### **A leading destination for mining and resources investment**

Queensland is recognised globally as a world-class producer and leading resources investment destination.

Rich in resources of coal, metallic and non-metallic minerals, and petroleum and gas, Queensland offers significant opportunities for exploration investment.

The State's mining and resources industries are supported by modern rail, port and pipeline infrastructure (Figure 1), with programs in place to expand capacity to meet increasing local and international export demand.

Queensland also has a high standard of safety and environmental management, and a proven history of using sustainable and innovative exploration and production practices. The industry is also supported by a high-quality mining equipment, technology, and services sector, as well as access to precompetitive geological data.

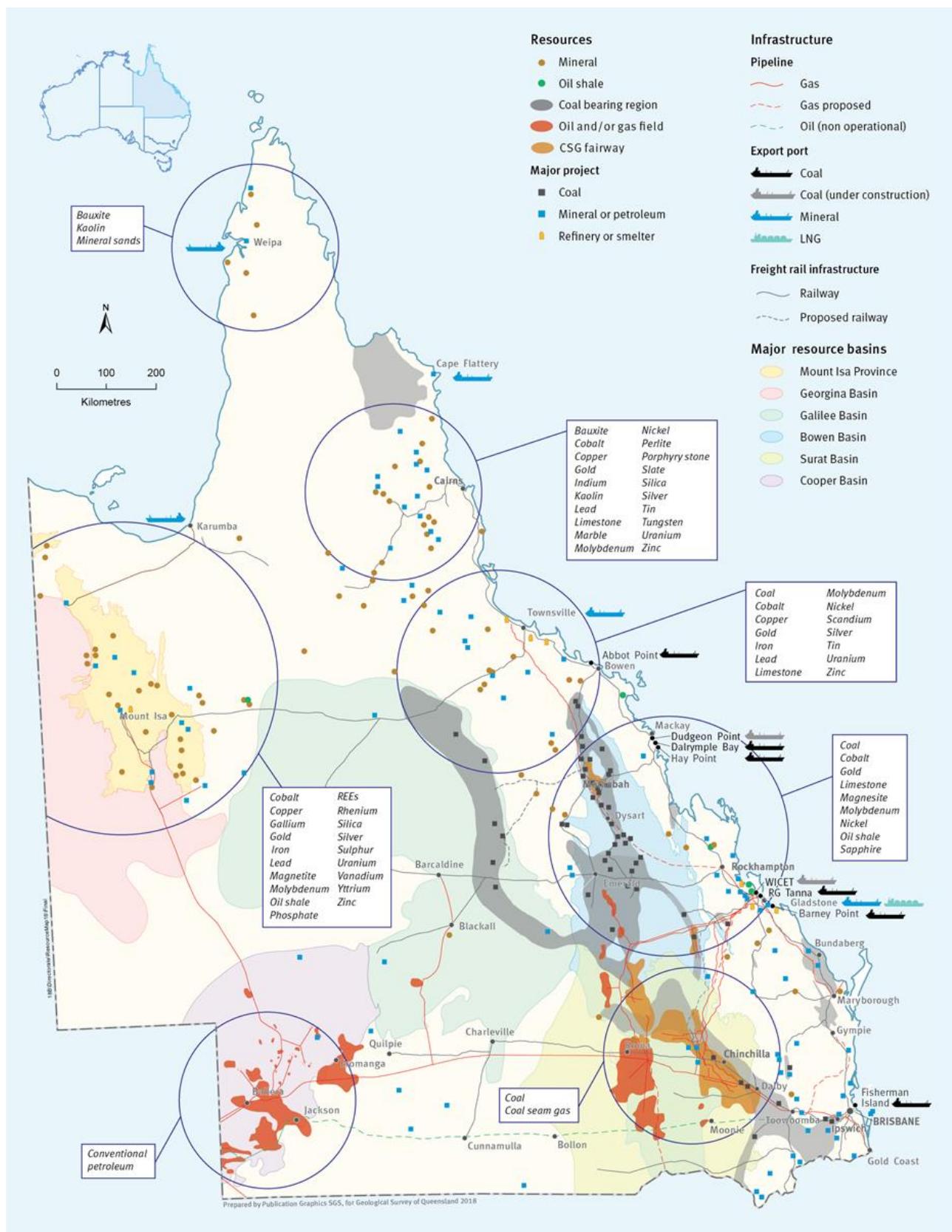
### **Exploration opportunities**

The Queensland Government is committed to help stimulate private sector investment across the state by direct actions including the 2020 Queensland Exploration Program (QEP) that earmarks land for exploration to drive private sector investment in resource development, generating jobs and wealth for Queensland.

Released in February 2020, the QEP provides a schedule for exploration opportunities for coal and petroleum and gas for 2020. The QEP assists resource companies to plan their exploration activities and also provides clarity to investors, explorers, landholders, native title parties, local governments and industry groups.

This tender, PLR2020-1, is the first and only petroleum tender release announced under the QEP.

Additional information about the QEP, the tendering processes and resources exploration in general is available at [www.business.qld.gov.au/industries/mining-energy-water/resources/geoscience-information/exploration-incentives/exploration-program](http://www.business.qld.gov.au/industries/mining-energy-water/resources/geoscience-information/exploration-incentives/exploration-program).



**Figure 1: Queensland's Resources and Infrastructure**

## Table of contents

<b>The Tender Opportunity .....</b>	<b>1</b>
<b>1. Introduction.....</b>	<b>2</b>
<b>2. Important Notice .....</b>	<b>2</b>
<b>3. Key Information .....</b>	<b>3</b>
<b>4. Tender Locations, Considerations and Conditions.....</b>	<b>6</b>
4.1 Tender Area Locations.....	6
4.2 Tender Area Considerations .....	10
4.2.1 Environment.....	10
4.2.2 Native Title .....	11
4.2.3 Land Access .....	12
4.2.4 Overlapping Tenure .....	14
4.3 Tender Area Conditions .....	14
4.3.1 Australian market supply condition .....	14
4.3.2 Subsequent Petroleum Leases to be subject to Australian market supply condition .....	15
<b>5. Tender Process.....</b>	<b>16</b>
5.1 Call for Tenders.....	16
5.2 Governance and Probity .....	16
5.3 Obtaining tender documents.....	16
5.4 How to submit a tender .....	17
5.5 Timing .....	19
5.6 Tender evaluation process.....	20
5.7 Preferred Tenderer obligations .....	21
5.8 Preferred Tenderer status – reporting and revocation.....	22
5.8.1 Progress reporting and requests for further information.....	22
5.8.2 Revocation of preferred tenderer appointment.....	22
5.9 Feedback to unsuccessful tenderers .....	22
5.10 Grant of an ATP .....	23
<b>6. Tender Evaluation Criteria.....</b>	<b>24</b>
6.1 P&G Act Provisions.....	24
6.2 Requirements for making tender.....	26
6.2.1 Matters associated with Special Criteria 1 - Ability to contribute to a diverse petroleum and gas industry in Queensland .....	28
6.2.2 Matters associated with Special Criteria 1 - Ability to contribute to an efficient petroleum and gas industry in Queensland .....	28
6.2.3 Matters associated with Special Criteria 2 - Ability to meet Australian market supply condition (only applies to PLR2020-1-1, PLR2020-1-2, PLR2020-1-6, PLR2020-1-7 and PLR2020-1-13) .....	29
6.2.4 Matters associated with Special Criteria 3 - Approach to community consultation .....	29

6.2.5 Matters associated with Special Criteria 3 - Compliance with relevant Queensland resources legislation .....	30
6.2.6 Matters associated with Special Criteria 3 - Capability for compliance with relevant environmental requirements .....	31
6.2.7 Matters associated with Special Criteria 3 - Capability for compliance with health and safety requirements .....	31
6.2.8 Matters associated with Special Criteria 3 - Capability for compliance with cultural heritage requirements .....	32
6.2.9 Matters associated with Special Criteria 3 - Capability for compliance with native title requirements .....	32
6.2.10 Matters associated with the Capability Criteria - Tenderer's capability for carrying out authorised activities for the authority, having regard to the tenderer's financial resources.....	32
6.2.11 Matters associated with the Capability Criteria - Tenderer's capability for carrying out authorised activities for the authority, having regard to the tenderer's technical resources.....	33
6.2.12 Matters associated with the Capability Criteria - Tenderer's capability for carrying out authorised activities for the authority, having regard to the tenderer's ability to manage petroleum exploration and production.....	34
6.2.13 Matters associated with the Work Program Criteria – Appropriateness of the tenderer's proposed work program .....	34
<b>7. Tender Conditions.....</b>	<b>36</b>
7.1 Statutory framework.....	36
7.2 Application of Tender Conditions .....	36
7.3 Tenderer to acquaint itself before tendering .....	36
7.3.1 General .....	36
7.3.2 No warranty.....	36
7.4 Tender costs and fees .....	37
7.5 Contents of tender lodgement.....	37
7.5.1 Form of tender .....	37
7.5.2 Late tenders .....	37
7.5.3 Opening of tenders .....	37
7.5.4 Non-compliant tenders.....	37
7.6 Retention of security .....	37
7.7 State's consideration of tenders.....	37
7.8 Acceptance of tenders .....	37
7.8.1 The Minister's discretion .....	37
7.8.2 Notification of appointment of preferred tenderer .....	37
7.8.3 Notification of successful tender .....	38
7.9 Collusive tendering .....	38
7.10 Communication with the Minister or the department .....	38
7.11 Conflict of interest .....	38

7.12 Ownership of tender.....	38
7.13 Preferred tenderer's deed .....	38
7.14 Requests for information or clarification by tenderers .....	39
7.15 Confidentiality.....	39
7.15.1 Disclosure by the tenderer .....	39
7.15.2 Disclosure by the Minister or the State .....	39
7.16 Right to Information.....	40
7.17 Governing Law .....	40
7.18 Validity of tender .....	40
7.19 Amendments to tender documents or processes .....	40
7.20 Tender Process.....	40
7.21 Discretion not fettered.....	41
7.22 Tenderer's further assistance .....	41
7.23 Information requests by the Minister.....	41
7.24 Post tender negotiations .....	42
7.24.1 Negotiations .....	42
7.24.2 Best and final offer .....	42
7.24.3 The Minister not obliged.....	42
7.24.4 Unsuccessful post tender negotiations .....	42
7.25 Changes .....	42
7.26 Tenderer's warranties .....	42
7.27 Exclusion of claims against the Minister and the State .....	43
7.28 No reliance .....	43
<b>Appendix A: Call for Tenders .....</b>	<b>A1</b>
<b>Appendix B: Tender application form .....</b>	<b>A2</b>
<b>Appendix C: Response templates .....</b>	<b>A3</b>
<b>Appendix D: Intention to bid notification .....</b>	<b>A4</b>
<b>Appendix E: Tender Checklist .....</b>	<b>A5</b>
<b>Appendix F: Block and sub-block descriptors of tender areas .....</b>	<b>A6</b>
<b>Appendix G: Frequently asked questions .....</b>	<b>A10</b>

## **Table of figures**

Figure 1: Queensland's Resources and Infrastructure .....	ii
Figure 2: Location of PLR2020-1 tender areas.....	7
Figure 3: Tender evaluation process flow chart.....	20

## **Table of tables**

Table 1 – PLR2020-1 key information .....	3
Table 2 – Environment references .....	11
Table 3 – Native Title references .....	12
Table 4 – Land Access references .....	13
Table 5 – Tender submission naming convention .....	18
Table 6 – Preferred Tenderer Obligations .....	21
Table 7 – Tender evaluation criteria and weightings .....	27

## The Tender Opportunity

### Call for Tenders for Authorities to Prospect (PLR2020-1)

The Queensland Government has released 12 prospective petroleum and gas areas totalling approximately 6 746 km<sup>2</sup> (2172 sub-blocks) via competitive tender without a cash bid component for petroleum and gas exploration in Queensland's Bowen and Bowen-Surat basins.

A portion of the gas produced from these release areas will be supplied exclusively to the domestic market. Any Authority to Prospect (ATP) for tender areas PLR2020-1-1, PLR2020-1-2, PLR2020-1-6, PLR2020-1-7 and PLR2020-1-13 (totalling approximately 872 km<sup>2</sup>) will be subject to an Australian market supply condition under the *Petroleum and Gas (Production and Safety) Act 2004* (P&G Act) for the whole of the area of the ATP. In the event one or more petroleum leases (PL) are later granted over all or part of the areas of PLR2020-1-1, PLR2020-1-2, PLR2020-1-6, PLR2020-1-7 and PLR2020-1-13, the whole of the area of the PL(s) will also be subject to an Australian market supply condition under the P&G Act.

The Queensland Government has engaged with directly affected landowners, native title parties, overlapping resource tenure holders and local councils. Regional natural resource management groups along with agricultural, environmental, local government and industry peak bodies have also been informed about this opportunity.

A preferred tenderer must meet environmental, native title and other approval requirements before an ATP may be granted for a term of six years under the P&G Act. Following grant, the ATP-holder will also need to complete land access and potentially other approval requirements before commencing on-ground exploration.

### Queensland Government tender objectives

This tender process supports the Queensland Government's 'Our Future State - Advancing Queensland's Priorities' strategy of creating jobs in a strong economy by increasing private sector investment.

Competitive tendering applies to petroleum and gas exploration and ensures Queensland's resources are responsibly managed by allocating exploration rights to companies that have the greatest exploration and development capacity for these resources. It also provides a fair and transparent process for awarding a preferred tenderer. A rigorous process is in place to assess tender applications and select a preferred tenderer.

Through this tender opportunity, the Queensland Government is seeking suitable companies and/or individuals with the financial and technical capabilities to:

- open up the market to junior and mid-tier explorers and producers, and new entrants
- take the gas to the Australian market to help address gas supply concerns
- explore these areas and potentially take the resources to market and drive growth in these regions
- contribute to the Queensland Government's strategy of managing land, water, mineral and energy resources to optimise sustainable development outcomes
- support regional economic development and employment opportunities.

For more information about this tender and other exploration opportunities, please visit:

<https://www.business.qld.gov.au/industries/mining-energy-water/resources/geoscience-information/exploration-incentives> or email [resources-tenders@dnrme.qld.gov.au](mailto:resources-tenders@dnrme.qld.gov.au).

You can also [subscribe](#) to our mailing list to be the first to know about competitive tendering updates, including upcoming exploration tender releases.

#### **Coronavirus (COVID -19)**

The Queensland Government acknowledges that there is considerable uncertainty relating to COVID-19 during this tender process. During this time the Queensland Government remains committed to the continued investment in and growth of the resources sector.

The Department of Natural Resources, Mines and Energy will continue to monitor the current situation and any further updates will be provided via QTenders.

As part of this tender, the department is requesting tenderers provide a notification of their intention to bid (See Appendix D).

In the meantime, please contact us with any concerns in relation to this tender using the enquiries information in Table 1 below.

## **1. Introduction**

This Tender Details and Process Document (PLR2020-1) (the tender document) contains information about the Call for Tenders for Authorities to Prospect Notice (No 1) 2020 (the Call for Tenders) made under the P&G Act published in the Queensland Government Gazette on 14 May 2020. To view the Call for Tenders gazette notice refer to **Appendix A: Call for Tenders**.

As required by the P&G Act this document contains details relevant to the Call for Tenders. It also explains the process by which the Call for Tenders will be conducted. The Department of Natural Resources, Mines and Energy (the department) is committed to a competitive tendering process that is transparent, accountable and adheres to probity requirements.

## **2. Important Notice**

This notice applies to all potential tenderers, regardless of whether they submit a tender.

The information in this document has been compiled to assist persons interested in submitting a tender or tenders under the Call for Tenders. It does not contain all information that potential tenderers may require in assessing a proposed ATP or deciding whether to submit a tender. Neither the State nor the Minister for Natural Resources, Mines and Energy (the Minister) are liable for any of the information in the tender document.

Tenderers should refer to the Call for Tenders and all sections of this document and satisfy themselves of all the requirements and matters associated with the grant of a proposed ATP before submitting a tender.

Nothing in this document, the Call for Tenders or any other documentation relating to the grant of a proposed ATP constitutes an offer or recommendation by the State in relation to the tendering process or the grant of an ATP.

Participation in the tendering process is at the sole cost and risk of a tenderer.

### 3. Key Information

Key information in relation to PLR2020-1 is captured in Table 1 below.

**Table 1 – PLR2020-1 key information**

Item	Particulars	Section Reference
<b>Key Information for tender</b>		
Tender code	PLR2020-1	This document
Tender area codes	PLR2020-1-1, PLR2020-1-2, PLR2020-1-3, PLR2020-1-4, PLR2020-1-5, PLR2020-1-6, PLR2020-1-7, PLR2020-1-8, PLR2020-1-9, PLR2020-1-10, PLR2020-1-12 and PLR2020-1-13	This document
Enquiries to  (All queries in relation to this tender should be made to this contact)	Exploration, Tendering and Reform  Department of Natural Resources, Mines and Energy  <b>E:</b> <a href="mailto:Resources-Tenders@dnrme.qld.gov.au">Resources-Tenders@dnrme.qld.gov.au</a> <b>P:</b> +61 7 3096 6191	N/A
Obtaining tender document	Potential tenderers and interested parties should register on <a href="#">QTenders</a> to download the tender document and related files by searching for “PLR20201”.	Section 5.3
Call for Tenders	Call for Tenders for Authorities to Prospect Notice (No 1) 2020 published in the Queensland Government Gazette on 14 May 2020.	Appendix A
Tender documents	Tender Details and Process Document (PLR2020-1)	Section 5.3
	Tender application form	Appendix B
	Response templates	Appendix C
	Intention to bid notification	Appendix D
	Tender Checklist	Appendix E
	Block and sub-block descriptors of tender areas	Appendix F
	Frequently asked questions	Appendix G
Tender evaluation criteria	Tender evaluation criteria and weightings	Table 7
Tender submission	Tenders must be submitted in the format outlined in section 5.4 of the tender document	Section 5.4

	Shape files for tender areas can be downloaded from QTenders directly.	Section 5.3
Other tender related online resources	<p>GeoResGlobe  <a href="https://georesglobe.information.qld.gov.au/">https://georesglobe.information.qld.gov.au/</a></p> <p>Queensland open file company reports, well data, wireline log data and seismic survey reports are available for download from <a href="#">QDEX Reports</a>. Some datasets are too large to download from QDEX Reports and are available for download from <a href="#">QDEX Data</a>. Well data can also be downloaded from <a href="#">QSpatial</a>.</p> <p>Seismic survey data for Queensland, including processed and support data, can be downloaded from the <a href="#">GSQ Open Portal</a> or ordered from the Geological Survey of Queensland. The location of 2D and 3D seismic surveys in Queensland can be downloaded from <a href="#">QSpatial</a>.</p>	N/A
<b>Tender timelines</b>		
Tender open	14 May 2020	N/A
Date to provide intention to bid notification	18 June 2020	Appendix D
Last date for tender enquiries to the Department	18 June 2020	N/A
Last date for tender enquiry responses by the Department	25 June 2020	N/A
Tender closing time	2:30 pm (AEST) 9 July 2020	N/A
<b>Details required under the P&amp;G Act for the Authority to Prospect</b>		
Term of ATP	Six (6) years	N/A
Initial work program period	Four (4) years	N/A
Initial work program type	Activities based	

Any proposed conditions on the ATP likely to impact significantly on exploration in the proposed area?	No	N/A
Cash bid component to be used for deciding the call for tenders?	No	N/A
Special criteria	<p><b>Special Criteria 1</b> – Ability to contribute to a diverse and efficient petroleum and gas industry in Queensland</p> <p><b>Special Criteria 2</b> – Ability to meet Australian market supply condition (only applies to areas PLR2020-1-1, PLR2020-1-2, PLR2020-1-6, PLR2020-1-7 and PLR2020-1-13)</p> <p><b>Special Criteria 3</b> – Approach to community consultation and compliance with relevant Queensland resources, environmental, health and safety, and cultural heritage and native title requirements</p>	Section 6.2
Australian market supply condition proposed for the area of the ATPs	<p>For tender areas PLR2020-1-1, PLR2020-1-2, PLR2020-1-6, PLR2020-1-7 and PLR2020-1-13 the whole of the proposed area of the ATPs is subjected to an Australian market supply condition as set out in sections 4.3.1 and 4.3.2 of this tender document.</p> <p>In the event one or more PLs are later granted over all or part of the areas of PLR2020-1-1, PLR2020-1-2, PLR2020-1-6, PLR2020-1-7 and PLR2020-1-13, the whole of the area of the PL(s) will also be subject to an Australian market supply condition under the P&amp;G Act as set out in sections 4.3.1 and 4.3.2 of this tender document.</p>	Sections 4.3.1 & 4.3.2

## **4. Tender Locations, Considerations and Conditions**

### **4.1 Tender Area Locations**

Tender areas PLR2020-1-1 to 7 are situated in the Bowen Basin and PLR2020-1-8 to 10, 12 and 13 are located in the Bowen and Surat basins. Further details of the tender area locations are detailed below.

#### **PLR2020-1-1\***

<b>Size</b>	97 km <sup>2</sup> (31 sub-blocks)
<b>Location</b>	52 km north-east of Rolleston
<b>Basin</b>	Bowen Basin
<b>Commodity</b>	Coal Seam Gas
<b>Prospectivity</b>	Prospective for coal seam gas in the Bandanna Formation of the Bowen Basin and deeper conventional gas targets.

\*This area will be subject to an Australian market supply condition

#### **PLR2020-1-2\***

<b>Size</b>	338 km <sup>2</sup> (108 sub-blocks)
<b>Location</b>	40 km south of Blackwater
<b>Basin</b>	Bowen Basin
<b>Commodity</b>	Coal seam gas
<b>Prospectivity</b>	Prospective for coal seam gas in the Bandanna Formation of the Bowen Basin.

\*This area will be subject to an Australian market supply condition

#### **PLR2020-1-3**

<b>Size</b>	1366 km <sup>2</sup> (436 sub-blocks)
<b>Location</b>	80 km south east of Blackwater
<b>Basin</b>	Bowen Basin
<b>Commodity</b>	Coal seam gas
<b>Prospectivity</b>	Prospective for coal seam gas and conventional gas in the Bowen Basin.

#### **PLR2020-1-4**

<b>Size</b>	841 km <sup>2</sup> (269 sub-blocks)
<b>Location</b>	40 km north-west of Banana
<b>Basin</b>	Bowen Basin
<b>Commodity</b>	Coal seam gas and conventional gas
<b>Prospectivity</b>	Prospective for coal seam gas and conventional gas in the Bowen Basin.

**PLR2020-1-5**

<b>Size</b>	1414 km <sup>2</sup> (454 sub-blocks)
<b>Location</b>	40 km south west of Rolleston
<b>Basin</b>	Bowen Basin
<b>Commodity</b>	Coal seam gas and conventional gas
<b>Prospectivity</b>	Prospective for coal seam gas and conventional gas in the Bowen Basin.

**PLR2020-1-6\***

<b>Size</b>	270 km <sup>2</sup> (87 sub-blocks)
<b>Location</b>	50 km south, south east of Rolleston
<b>Basin</b>	Bowen Basin
<b>Commodity</b>	Coal seam gas
<b>Prospectivity</b>	Prospective for coal seam gas and conventional gas in the Bowen Basin

\*This area will be subject to an Australian market supply condition

**PLR2020-1-7\***

<b>Size</b>	149 km <sup>2</sup> (48 sub-blocks)
<b>Location</b>	60 km south east of Rolleston
<b>Basin</b>	Bowen Basin
<b>Commodity</b>	Coal seam gas
<b>Prospectivity</b>	Prospective for coal seam gas and possible tight gas in the Bowen Basin

\*This area will be subject to an Australian market supply condition

**PLR2020-1-8**

<b>Size</b>	396 km <sup>2</sup> (128 sub-blocks)
<b>Location</b>	25 km east north east of Taroom
<b>Basin</b>	Bowen and Surat basins
<b>Commodity</b>	Coal seam gas
<b>Prospectivity</b>	Prospective for coal seam gas and conventional gas in the Bowen Basin

**PLR2020-1-9**

<b>Size</b>	486 km <sup>2</sup> (157 sub-blocks)
<b>Location</b>	44 km south east of Theodore
<b>Basin</b>	Bowen and Surat basins
<b>Commodity</b>	Coal seam gas
<b>Prospectivity</b>	Prospective for coal seam gas and conventional gas in the Bowen Basin

**PLR2020-1-10**

<b>Size</b>	668 km <sup>2</sup> (216 sub-blocks)
<b>Location</b>	45 km north of Injune
<b>Basin</b>	Bowen and Surat basins
<b>Commodity</b>	Conventional and/or unconventional gas
<b>Prospectivity</b>	Prospective for conventional and unconventional gas including coal seam gas in the Bowen Basin

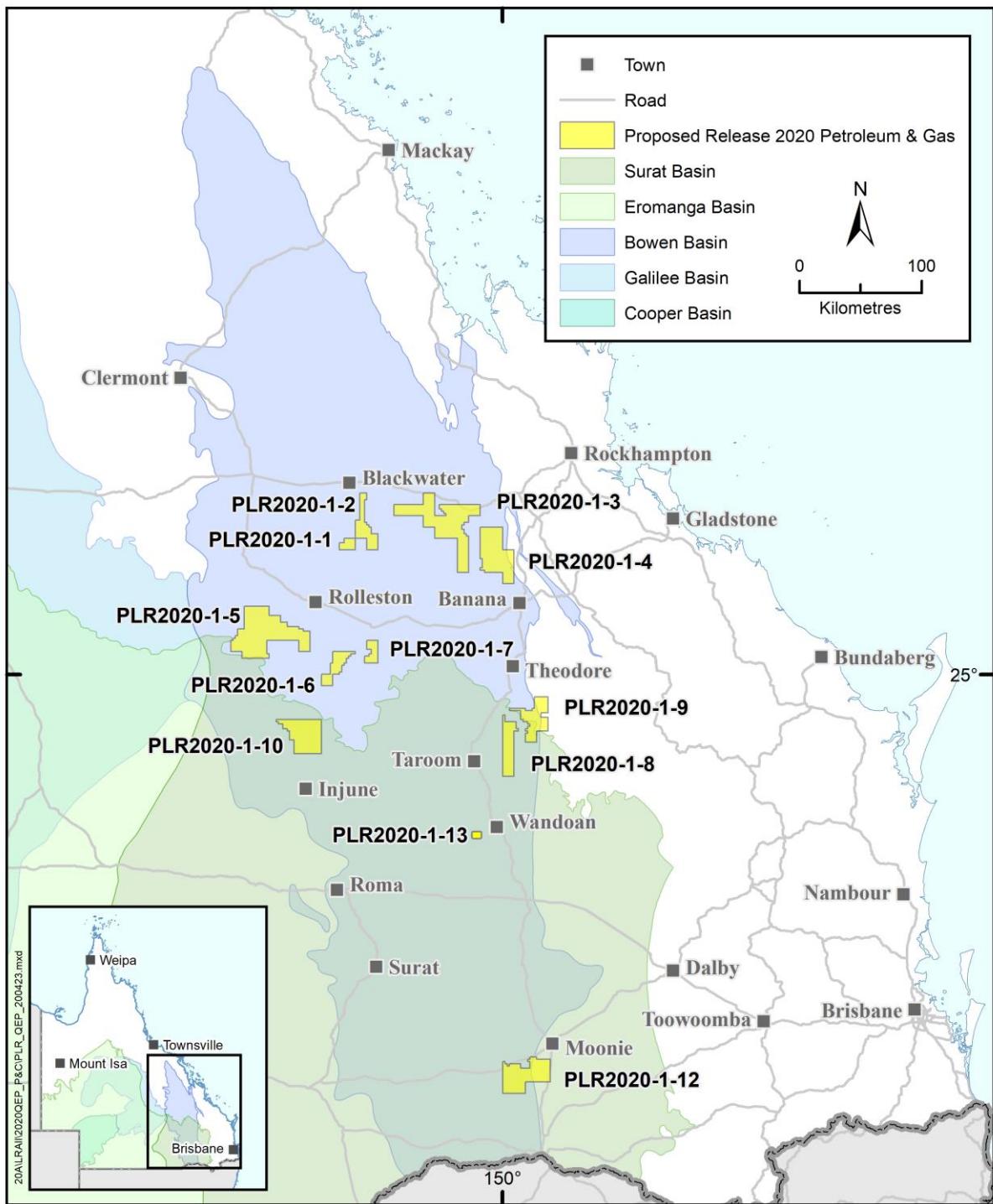
**PLR2020-1-12**

<b>Size</b>	703 km <sup>2</sup> (232 sub-blocks)
<b>Location</b>	30 km south-west of Moonie
<b>Basin</b>	Bowen and Surat basins
<b>Commodity</b>	Unconventional oil and gas
<b>Prospectivity</b>	Prospective for unconventional/conventional oil and gas in the Bowen and Surat basins

**PLR2020-1-13\***

<b>Size</b>	18 km <sup>2</sup> (6 sub-blocks)
<b>Location</b>	17 km south-west of Wandoan
<b>Basin</b>	Bowen and Surat basins
<b>Commodity</b>	Coal seam gas
<b>Prospectivity</b>	Prospective for coal seam gas in the Surat Basin

\*This area will be subject to an Australian market supply condition



**Figure 2: Location of PLR2020-1 tender areas**

## **4.2 Tender Area Considerations**

A preferred tenderer must meet environmental, native title and other approval requirements before an ATP may be granted under the P&G Act.

Following grant, the ATP-holder will also need to complete land access and potentially other approval requirements before commencing on-ground exploration.

### **4.2.1 Environment**

Every mining or petroleum/gas project requires both a tenure from the department that gives access to the land, and an environmental authority (EA) from the Department of Environment and Science which regulates the environmental management of the project.

The preferred tenderer will need to apply for an EA to undertake an environmentally relevant activity (ERA) as defined in the *Environmental Protection Act 1994* (EP Act). This application should be made in conjunction with the application for the relevant resource tenure.

The *Mineral and Energy Resources (Financial Provisioning) Act 2018* came into force on 1 April 2019. This replaces the prior financial assurance arrangements for resource activities under the EP Act with the Financial Provisioning Scheme (scheme). More details about the scheme are available at <https://www.treasury.qld.gov.au/resource/financial-provisioning-scheme/>

Applicants can research the potential environmental constraints on tender areas, including location of Environmentally Sensitive Areas (ESAs) and Matters of State Environmental Significance (MSES), from a number of sources, including:

- GeoResGlobe
- QSpatial – Download Matters of State Environmental Significance – Queensland Series
- Queensland Government Globe
- Department of Environment and Science

Where a prescribed activity is likely to result in a significant residual impact to a MSES, an environmental offset may be required as a condition of approval following consideration of avoidance and mitigation measures.

### **Requirements under the Environmental Protection and Biodiversity Conservation Act**

The *Environment Protection and Biodiversity Conservation Act 1999* (the EPBC Act) is the Australian Government's central piece of environmental legislation. The EPBC Act provides a legal framework to protect and manage nationally and internationally important flora, fauna, ecological communities and heritage places – defined in the EPBC Act as matters of national environmental significance.

The EPBC Act comes into play when a proposal has the potential to have a significant impact on a matter of national environmental significance. When a person (a 'proponent') wants an action (often called a 'proposal' or 'project') assessed for environmental impacts under the EPBC Act, he or she must refer the project to the Australian Government Department of the Environment and Energy. This 'referral' is then released for comment on whether the project is likely to have a significant impact on matters of national environmental significance (MNES). A decision is then made whether the likely environmental impacts of the project are such that it should be assessed under the EPBC Act.

Anyone unsure on whether the EPBC Act applies to them, or of what they need to do to comply with the EPBC Act is strongly encouraged to seek further information from the Department of the Environment and Energy.

For further information on environmental related approvals, tenderers should refer to Table 2 below.

**Table 2 – Environment references**

Description	References
Department of Environment and Science contact for any EA enquiries	<a href="https://environment.des.qld.gov.au/">https://environment.des.qld.gov.au/</a>
	P: +61 1300 130 372, option 4
	E: <a href="mailto:palm@des.qld.gov.au">palm@des.qld.gov.au</a>
General information on applying for an EA (including a link to Forms and Fees finder)	<a href="https://www.business.qld.gov.au/running-business/environment/licences-permits/applying">https://www.business.qld.gov.au/running-business/environment/licences-permits/applying</a> <a href="https://www.business.qld.gov.au/running-business/environment/licences-permits/form-fees-finder">https://www.business.qld.gov.au/running-business/environment/licences-permits/form-fees-finder</a>
Eligibility criteria and standard conditions for mining exploration and mineral development activities	<a href="https://environment.des.qld.gov.au/assets/documents/regulation/rs-es-exploration-mineral-development-projects.pdf">https://environment.des.qld.gov.au/assets/documents/regulation/rs-es-exploration-mineral-development-projects.pdf</a>
Requesting an ESA map	<a href="https://environment.des.qld.gov.au/licences-permits/maps_of_environmentally_sensitive_areas.php">https://environment.des.qld.gov.au/licences-permits/maps_of_environmentally_sensitive_areas.php</a>
Requesting a MSES map	<a href="https://environment.des.qld.gov.au/management/planning-guidelines/method-mapping-mses.html">https://environment.des.qld.gov.au/management/planning-guidelines/method-mapping-mses.html</a>
Queensland Environmental Offset Information	<a href="https://www.qld.gov.au/environment/pollution/management/offsets/what-when">https://www.qld.gov.au/environment/pollution/management/offsets/what-when</a>
Department of Natural Resources, Mines and Energy contact for any vegetation enquires	P: +61 13 58 34
	E: <a href="mailto:vegetation@dnrme.qld.gov.au">vegetation@dnrme.qld.gov.au</a>
Department of Agriculture, Water and the Environment and Energy contact for general information on approvals under the EPBC Act	P: +61 1800 803 772 (General Enquires)
	<a href="http://www.environment.gov.au/epbc/do-you-need-approval">http://www.environment.gov.au/epbc/do-you-need-approval</a>

#### 4.2.2 Native Title

Native Title is defined as the rights and interests that are possessed under the traditional laws and customs of Aboriginal and Torres Strait Islander peoples, and that are recognised by common law.

The *Native Title Act 1993* (Commonwealth) (NT Act) sets out specified processes that must be followed for any ‘future act’ on land or waters that would affect native title rights and interests.

Applications for most resource authorities are considered future acts and are subject to these native title processes.

Tenderers will need to undertake a native title assessment to determine how they intend to address the requirements of the NT Act. GeoResGlobe provides a starting point to determine whether land is subject to native title. However, tenderers should conduct their own Native Title Assessment to establish the native title status.

On appointment of a preferred tenderer for an ATP that includes any land or waters where native title has been determined or may continue to exist, the preferred tenderer will be required to nominate how it will address the requirements of the NT Act. The preferred tenderer will need to nominate whether it will enter into an Indigenous Land Use Agreement or request the State to commence the Right to Negotiate (RTN) process.

Alternatively, where native title has been determined or may continue to exist within the area of an ATP, but is less than or equal to 10 per cent of the total area and does not cover an entire block, an ATP may proceed to grant with native title excluded. This is in accordance with the department's Policy Number 6/2012.

Where an ATP is been granted excluding native title land, resource activities are not permitted in the excluded areas. The excluded areas can be added back into the area of the ATP by application once native title has been addressed.

For further information on native title processes, tenderers should refer to Table 3 below.

**Table 3 – Native Title references**

Description	References
Department of Natural Resources, Mines and Energy contact for any Native Title process enquiries	P: +61 7 4936 0138 E: <a href="mailto:nativetitleservices@dnrme.qld.gov.au">nativetitleservices@dnrme.qld.gov.au</a>
General information on native title as it relates to mining and resources	<a href="https://www.business.qld.gov.au/industries/mining-energy-water/resources/minerals-coal/authorities-permits/applying/native-title/mining-resources">https://www.business.qld.gov.au/industries/mining-energy-water/resources/minerals-coal/authorities-permits/applying/native-title/mining-resources</a>
Operational Policy 6/2012 – excluding land subject to Native Title- version 1.01	<a href="https://www.dnrme.qld.gov.au/?a=109113:policy_registry/operational-policy-excluding-land-subject-to-native-title.pdf&amp;ver=1.01">https://www.dnrme.qld.gov.au/?a=109113:policy_registry/operational-policy-excluding-land-subject-to-native-title.pdf&amp;ver=1.01</a>
National Native Title Tribunal	<a href="http://www.nntt.gov.au">www.nntt.gov.au</a>

#### 4.2.3 Land Access

Queensland's land access laws seek to balance the rights of landholders and resources authority holders in relation to resource exploration and development activities. Following the granting of an ATP, the exploration resource authority holder must address land access requirements.

The effect of these laws is that an exploration resource authority holder is not able to enter private land to undertake preliminary activities without first having provided the landholder(s) with an entry notice 10 business days prior to entry. Some exceptions apply to this requirement, such as when a landholder has agreed to waive the requirement to receive an entry notice.

An exploration resource authority holder is also not able to enter private land to conduct advanced activities unless they have entered into a conduct and compensation agreement, deferral agreement or opt-out agreement with the affected landholder(s). Examples of advanced activities include ground levelling of drilling pads, bulk sampling, trenching, vegetation clearing, construction and geophysical surveying with physical clearing.

Additionally, if the negotiation process for a conduct and compensation agreement is unsuccessful and an application is made to the Land Court for determination, the exploration resource authority holder may enter land 10 business days after giving an entry notice.

These laws also require all exploration resource authority holders to comply with the conditions of the Land Access Code.

The code states best practice guidelines for communication between resource companies and landholders, and imposes mandatory conditions on exploration resource authority holders conducting activities on private land. These mandatory conditions relate to key concerns landholders have regarding access points, use of roads and tracks, weeds and declared pests, items brought onto land and activities conducted around livestock and property.

In addition, the Office of the Land Access Ombudsman has been established to improve the land access framework. The Land Access Ombudsman provides a free, independent dispute resolution service for landholders and resource companies. It investigates breaches of conduct and compensation agreements and makes practical recommendations to resolve the dispute. More information is available at [www.lao.org.au](http://www.lao.org.au).

#### **Preliminary analysis indicates that:**

- There are 4 landholders within PLR2020-1-1
- There are 8 landholders within PLR2020-1-2
- There are 31 landholders within PLR2020-1-3
- There are 56 landholders within PLR2020-1-4
- There are 12 landholders within PLR2020-1-5
- There are 8 landholders within PLR2020-1-6
- There are 5 landholders within PLR2020-1-7
- There are 19 landholders within PLR2020-1-8
- There are 19 landholders within PLR2020-1-9
- There are 5 landholders within PLR2020-1-10
- There are 28 landholders within PLR2020-1-12
- There are 6 landholders within PLR2020-1-13

For further information on Land Access requirements, tenderers should refer to Table 4 below.

**Table 4 – Land Access references**

Description	References
Land Access Code	<a href="https://www.business.qld.gov.au/industries/mining-energy-water/resources/minerals-coal/accessing-private-land/land-access-code">https://www.business.qld.gov.au/industries/mining-energy-water/resources/minerals-coal/accessing-private-land/land-access-code</a>

General information on land access	<a href="https://www.business.qld.gov.au/industries/mining-energy-water/resources/minerals-coal/accessing-private-land">https://www.business.qld.gov.au/industries/mining-energy-water/resources/minerals-coal/accessing-private-land</a>
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#### 4.2.4 Overlapping Tenure

Queensland's resources framework includes provisions for managing overlapping tenures.

**Preliminary analysis indicates that:**

- There is overlapping coal tenure within tender area PLR2020-1-1
- There is overlapping coal tenure within tender area PLR2020-1-2
- There is overlapping coal and mineral tenure within tender area PLR2020-1-3
- There is overlapping coal and mineral tenure within tender area PLR2020-1-4
- There is overlapping coal tenure within tender area PLR2020-1-5
- There is overlapping coal tenure within tender area PLR2020-1-6
- There is no overlapping greenhouse gas, coal or mineral tenure within tender area PLR2020-1-7
- There is overlapping coal tenure within tender area PLR2020-1-8
- There is overlapping coal and mineral tenure within tender area PLR2020-1-9
- There is overlapping coal tenure within tender area PLR2020-1-10
- There is overlapping greenhouse gas tenure within tender area PLR2020-1-12
- There is overlapping coal tenure within tender area PLR2020-1-13

Tenderers must satisfy themselves as to the existence of overlapping tenures and the statutory obligations arising under the P&G Act in any area subject to an overlapping tenure. Tenderers may wish to include information in their work program addressing their proposed approach to dealing with overlapping tenure.

Maps of overlapping tenure are available on the department's GeoResGlobe spatial mapping system – refer to link in Table 1.

### 4.3 Tender Area Conditions

#### 4.3.1 Australian market supply condition

For areas **PLR2020-1-1, PLR2020-1-2, PLR2020-1-6, PLR2020-1-7 and PLR2020-1-13** the whole of the area of an ATP granted under this Call for Tenders will be subject to an Australian market supply condition as defined under section 175A of the P&G Act.

The condition will be as follows:

- a. gas produced from the land to which the ATP applies must not be supplied other than to the Australian Market
- b. in the event a PL is granted over all or part of the area of the ATP, the gas produced from the PL must not be supplied other than to the Australian market
- c. any contract or other arrangement for the supply of the gas referred to in 4.3.1(a) or (b) must include a condition that the gas must not be further supplied other than to the Australian market
- d. for the purpose of conditions 4.3.1(a), (b) and (c), "Australian market" has the meaning given in section 175B of the P&G Act.

Further details on Australian market supply conditions, and the manner in which the conditions will impact gas supply from the area are located in Part 2A of Chapter 2 of the P&G Act.

#### **4.3.2 Subsequent Petroleum Leases to be subject to Australian market supply condition**

To remove any doubt, for areas **PLR2020-1-1, PLR2020-1-2, PLR2020-1-6, PLR2020-1-7 and PLR2020-1-13**, any subsequent petroleum lease granted over all or part of the area of an ATP will be subject to the Australian market supply condition as defined under section 175A of the P&G Act.

## 5. Tender Process

### 5.1 Call for Tenders

The competitive tendering process for an ATP is governed by the P&G Act and the Petroleum and Gas (General Provisions) Regulation 2017 (the Regulation). Notwithstanding anything stated in the Call for Tenders, the tender document or associated documents, all tenderers must satisfy themselves as to all legislative requirements relevant to their tender.

**Note:** The *Natural Resources and Other Legislation Amendment Act 2019* (NROLA) was passed by the Queensland Parliament and was assented to by the Governor on 24 May 2019. The Act implements a number of changes across 34 pieces of land, water and mining legislation. Relevantly, NROLA includes reforms to the administration of petroleum exploration tenures in Queensland. A number of amendments directly affecting petroleum exploration tenure will commence from 24 May 2020.

It is recommended that tenderers seek independent advice in relation to the amendments.

Eligible persons are invited to submit a tender for the proposed ATPs released under the Call for Tenders.

**Note:** Eligible person is defined under the P&G Act and means a) an adult; b) a company or a registered body under the Corporations Act; or c) a government-owned corporation.

### 5.2 Governance and Probity

The department leads the competitive tendering process for the grant of an ATP. The tender process is subject to strict probity requirements.

A probity advisor is used by the department to ensure the competitive tendering process is conducted in accordance with the approved probity framework.

Queensland Government and department officers may in the course of their work inform others about the Call for Tenders and tender documents however any questions regarding the Call for Tenders or the tender process should be directed to the Exploration, Tendering and Reform team asset out in Table 1.

**Note:** Tenderers must comply with strict confidentiality requirements as stated in section 7.15 Confidentiality of this tender document, which includes the following requirement:

- The tenderer must not make any public or media statement in relation to the tender process or the outcome of the tender process, any proposed ATP or any other matter referred to in the tender documents without the prior written consent of the State.

Failure to comply strictly with confidentiality requirements of this call for tenders may result in the Minister exercising his or her discretion to refuse to receive, process or consider the tender.

### 5.3 Obtaining tender documents

Potential tenderers and interested parties must register on [QTenders](#) to download the tender document and related files by searching for 'PLR20201'.

Registration via QTenders enables potential tenderers and interested parties to be kept informed and updated via email by the Exploration, Tendering and Reform team until the Call for Tenders closes. This may include any variations to the Call for Tenders, questions from potential tenderers and interested parties and the responses from the department.

A hard copy of this document and the Call for Tenders (Gazette Notice) can be viewed by appointment at 1 William Street, Brisbane. Please contact the Exploration, Tendering and Reform team via email to [resources-tenders@dnrme.qld.gov.au](mailto:resources-tenders@dnrme.qld.gov.au) to arrange an appointment.

#### **5.4 How to submit a tender**

In order to make a tender submission, tenderers must follow the steps outlined below for **each** tender area applied for:

1. Complete the tender application form (**Appendix B**) and the response templates (**Appendix C**) for each tender area.

**Note:** The tender must be for the whole area of the proposed ATP (not part).

2. Obtain proof of identity for the tenderer

**Note:** For each company: Proof of identity in the form of a copy of a current company certificate issued by the Australian Securities and Investments Commission is required.

Individuals: Proof of identity in the form of a copy of a current driver licence or passport is required.

3. Obtain a letter of authority for the authorised holder representative (if applicable)

**Note:** A letter of authority signed by the holders for the ATP for the authorised holder representative to act on their behalf is required.

A letter of authority is not required if the holder is an individual and representing themselves.

4. Pay the application fee in the amount of A\$2,678\* for each tender area applied for via electronic funds transfer.

**Note:** \*The application fee for an ATP is prescribed in Schedule 2 of the Petroleum and Gas (General Provisions) Regulation 2017. Please refer to

<https://www.business.qld.gov.au/industries/mining-energy-water/resources/applications-compliance/resource-authority/petroleum-gasAuthorities/prospect>

The application fee must be paid via electronic funds transfer to the following account:

**Bank:** Commonwealth Bank of Australia

**BSB:** 064-013

**Account number:** 10041702

**Account name:** Department of Natural Resources, Mines and Energy – Administered

**Swift code:** CTBAAU2S

**Reference number:** <<insert tender area code for area tendered – see example below>>

Reference number examples:

PLR2020-1-1 (if submitting a tender for Area PLR2020-1-1)

PLR2020-1-3 (if submitting a tender for Area PLR2020-1-3)

5. If submitting a tender for multiple areas, provide a cover letter listing all areas for which a tender is submitted, in order of preference of award.
6. Complete the tender checklist (**Appendix E**) for each tender area.
7. Upload the documents listed in the tender checklist to QTenders in PDF format.

**Note:** Documents should be compiled and uploaded using the naming convention outlined in Table 5 below.

8. Submit tender on QTenders before the closing time.

**Note:** Once your tender has been submitted, please retain a copy of the QTender submission receipt.

For any technical issues relating to the QTender system and/or uploading your tender, please contact QTenders directly:

**Phone:** +61 (7) 3215 3699

**Email:** [BSU@hpw.qld.gov.au](mailto:BSU@hpw.qld.gov.au)

**Business hours:** 8am to 5pm AEST, Monday to Friday

**Table 5 – Tender submission naming convention**

Document name	Document content
General.pdf	<ul style="list-style-type: none"><li>• Completed tender application form</li><li>• Proof of identity of tenderer</li><li>• Letter of authority for the authorised holder representative (if applicable)</li><li>• Payment advice/receipt for the application fee</li></ul>

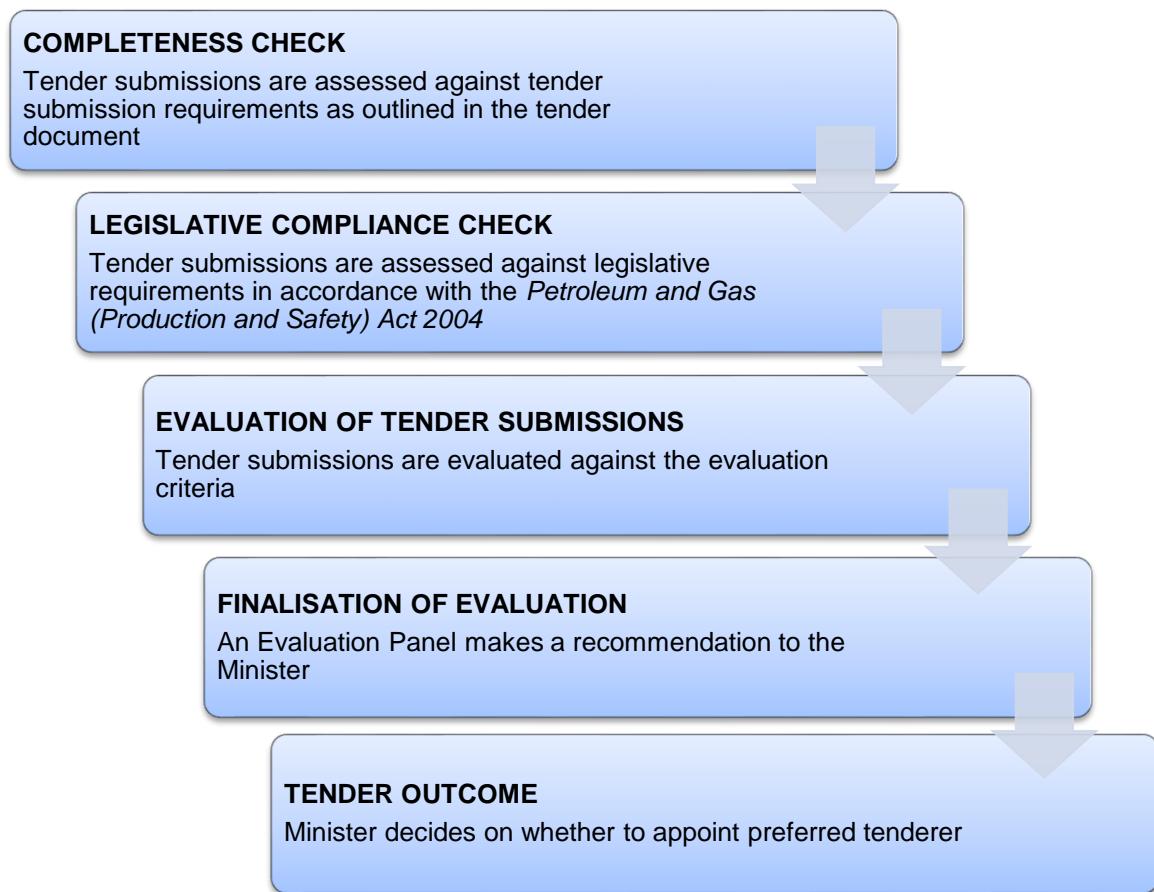
	<ul style="list-style-type: none"> <li>• If submitting a tender for multiple areas, a cover letter listing all areas for which a tender is submitted in order of preference</li> <li>• Completed tender checklist</li> </ul>
<b>Response Section 621.pdf</b>	<ul style="list-style-type: none"> <li>• Completed response template for section 6.2.1</li> <li>• All supporting documents to response for section 6.2.1</li> </ul>
<b>Response Section 622.pdf</b>	<ul style="list-style-type: none"> <li>• Completed response template for section 6.2.2</li> <li>• All supporting documents to response for section 6.2.2</li> </ul>
<b>Response Section 623.pdf</b>	<ul style="list-style-type: none"> <li>• Completed response template for section 6.2.3</li> <li>• All supporting documents to response for section 6.2.3</li> </ul>
<b>Response Section 624.pdf</b>	<ul style="list-style-type: none"> <li>• Completed response template for section 6.2.4</li> <li>• All supporting documents to response for section 6.2.4</li> </ul>
<b>Response Section 625.pdf</b>	<ul style="list-style-type: none"> <li>• Completed response template for section 6.2.5</li> <li>• All supporting documents to response for section 6.2.5</li> </ul>
<b>Response Section 626.pdf</b>	<ul style="list-style-type: none"> <li>• Completed response template for section 6.2.6</li> <li>• All supporting documents to response for section 6.2.6</li> </ul>
<b>Response Section 627.pdf</b>	<ul style="list-style-type: none"> <li>• Completed response template for section 6.2.7</li> <li>• All supporting documents to response for section 6.2.7</li> </ul>
<b>Response Section 628.pdf</b>	<ul style="list-style-type: none"> <li>• Completed response template for section 6.2.8</li> <li>• All supporting documents to response for section 6.2.8</li> </ul>
<b>Response Section 629.pdf</b>	<ul style="list-style-type: none"> <li>• Completed response template for section 6.2.9</li> <li>• All supporting documents to response for section 6.2.9</li> </ul>
<b>Response Section 6210.pdf</b>	<ul style="list-style-type: none"> <li>• Completed response template for section 6.2.10</li> <li>• All supporting documents to response for section 6.2.10</li> </ul>
<b>Response Section 6211.pdf</b>	<ul style="list-style-type: none"> <li>• Completed response template for section 6.2.11</li> <li>• All supporting documents to response for section 6.2.11</li> </ul>
<b>Response Section 6212.pdf</b>	<ul style="list-style-type: none"> <li>• Completed response template for section 6.2.12</li> <li>• All supporting documents to response for section 6.2.12</li> </ul>
<b>Response Section 6213.pdf</b>	<ul style="list-style-type: none"> <li>• Completed response template for section 6.2.13</li> <li>• All supporting documents to response for section 6.2.13</li> </ul>

## 5.5 Timing

The timing for the tender process is set out in Table 1. The Minister may, with absolute discretion, vary the timing. Any changes to the timing will be communicated to tenderers via QTenders.

## 5.6 Tender evaluation process

A summary of the evaluation activities, and how they fit into the evaluation phases, is illustrated in Figure 3 below.



**Figure 3: Tender evaluation process flow chart**

Each conforming tender (i.e. each tender that has been deemed as acceptable from the completeness and legislative compliance check) will be evaluated as follows:

- The evaluation panel will assess each conforming tender against the evaluation criteria.
- Weightings will be used to calculate a weighted score for each criteria. The weightings for the criteria are listed in Table 7.
- The weighted scores will be totalled to calculate an overall score for each conforming tender.
- The evaluation panel will then rank tenders (for each tender area) from highest to lowest score, having regard to providing the best outcome for the State.
- The evaluation panel will also assess all tenderers as either suitable or unsuitable for appointment as preferred tenderer for each tender area. (Note: if a tenderer is assessed as being unable to meet any of the scoring evaluation criteria, the tender may not be evaluated any further and the evaluation panel may assess the tenderer as unsuitable for the tender area).

- The evaluation panel will recommend the highest ranked suitable tenderer for each tender area to be appointed as preferred tenderer. (Note: if no tenderer is assessed as suitable, the panel may not recommend an appointment for a tender area).
- Other ranked tenderers will be recommended as suitable or unsuitable for appointment as preferred tenderer should the recommended preferred tenderer appointment not proceed, or be revoked.

Following the evaluation process the evaluation panel will make a recommendation to the Minister on the outcome of the tender evaluation process including whether to appoint a preferred tenderer for each tender area.

### **5.7 Preferred Tenderer obligations**

Following the completion of the tender evaluation process and the Minister's or delegated officer's decision to appoint a preferred tenderer, the successful tenderer will be notified in writing on a confidential basis of its preferred tenderer status prior to a public announcement of the tender outcome.

The written notice will outline requirements that the preferred tenderer will have to fulfil within set timeframes. These include, but are not limited to, the obligations outlined in Table 6.

**Table 6 – Preferred Tenderer Obligations**

Description of activity	Timeframe
Provide written acceptance to the Department of Natural Resources, Mines and Energy (the department) to proceed as preferred tenderer for the tender area.	
Provide security for the proposed Authority to Prospect (ATP) as prescribed under <i>the Petroleum and Gas (Production and Safety) Act 2004</i> (P&G Act) and the Petroleum and Gas (General Provisions) Regulation 2017.	Within 10 business days from the date of the written notice.
Pay rent for the first year of the proposed ATP.	
Provide evidence to the department that the preferred tenderer has lodged an application for an Environmental Authority (EA) with the Department of Environment and Science (DES).	
For any ATP including land or waters that may be subject to native title, provide written notice to the department of whether the preferred tenderer intends to nominate: <ul style="list-style-type: none"> <li>• the Indigenous Land Use Agreement (ILUA) process or;</li> <li>• the Right to Negotiate (RTN) process or;</li> <li>• to exclude land that is subject to native title</li> </ul>	Within 15 business days after the date the award of the preferred tenderer is made public by the Minister or the department.

<p>Provide the department's Petroleum Assessment Hub with progress reports about the actions that have been taken to address the requirements the preferred tenderer must fulfil before the Minister can make a decision about granting, or refusing to grant, an ATP (the Relevant Requirements).</p> <p>Each progress report must be given using a form approved by the department. (The department will give the approved form to the preferred tenderer when the tenderer is notified of its appointment as the preferred tenderer.)</p>	<p>Every six months following the date of appointment of the tenderer as the preferred tenderer, until the:</p> <ul style="list-style-type: none"> <li>• preferred tenderer appointment is revoked, or</li> <li>• Minister makes a decision about granting, or refusing to grant, an ATP to the preferred tenderer.</li> </ul>
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## 5.8 Preferred Tenderer status – reporting and revocation

### 5.8.1 Progress reporting and requests for further information

In addition to the progress reporting obligation outlined in Section 5.7, the department may issue a notice to the preferred tenderer that requires the tenderer to provide further information within a stated reasonable period about any matters that are relevant to a progress report and any actions that have been taken to address the pre-grant requirements. The preferred tenderer must provide the requested information to the satisfaction of the person who gave the notice by the stated time frame or an extended time frame that the person who gave the notice has agreed to.

### 5.8.2 Revocation of preferred tenderer appointment

A preferred tenderer's appointment as preferred tenderer may be revoked and another preferred tenderer appointed, if the preferred tenderer does not:

- comply with a requirement under section 40 of the P&G Act, or
- do all things reasonably necessary to allow an ATP to be granted to the preferred tenderer.

If the preferred tenderer has not, within **18 months** of being appointed as preferred tenderer, met the pre-grant requirements or demonstrated substantial progress in meeting the pre-grant requirements, the department may consider whether action should be taken under section 40 of the P&G Act with respect to revocation of the tenderer's appointment as the preferred tenderer.

A preferred tenderer must be given a reasonable opportunity to provide reasons for, and rectify, the tenderer's failure to meet the Relevant Requirements, before a decision is made under section 40 of the P&G Act to revoke the tenderer's appointment as the preferred tenderer.

The progress reporting requirement does not limit the department's ability to consider whether action should be taken under section 40 of the P&G Act with respect to revocation of the tenderer's appointment as the preferred tenderer in other circumstances.

## 5.9 Feedback to unsuccessful tenderers

The department recognises the effort and financial investment incurred in preparing a tender.

Unsuccessful tenderers will be notified in writing of the outcome of the competitive tendering process.

After the appointment of a preferred tenderer, the department may offer an opportunity for unsuccessful tenderers to attend individual tender debriefing sessions. These individual sessions are aimed at:

- providing feedback to tenderers on their tender submission, and
- allowing tenderers to provide feedback to the department regarding the competitive tendering process.

Any feedback will be provided on an individual basis and confined to the tender submission only. A probity advisor will be involved in all feedback sessions.

### **5.10 Grant of an ATP**

A departmental representative will assist the preferred tenderer in relation to their pre-grant requirements.

The Minister or delegated officer has the discretion to decide whether to grant an ATP and attach relevant conditions. This decision is conditional on the preferred tenderer meeting pre-grant requirements including:

- the tenderer is an eligible person
- fulfilment of the preferred tenderer obligations
- the relevant EA has been obtained
- any relevant native title process has been completed
- payment of all relevant fees and monies (including the tender security) within the stated timeframes
- other matters which the department may require (e.g. signing of a preferred tenderer's Deed)
- other matters required under the P&G Act.

## **6. Tender Evaluation Criteria**

This section sets out the information that each tenderer is required to provide in their tender submission for each tender area.

Further information about associated provisions of the P&G Act have been outlined below:

### **6.1 P&G Act Provisions**

The following provisions of the P&G Act define the requirements for making a tender and the prescribed criteria against which tenders will be evaluated:

#### **Section 36 Right to tender**

- (1) *An eligible person may, by a tender made under section 37, tender for a proposed authority to prospect the subject of a call for tenders.*
- (2) *However, the tender cannot be made—*
  - (a) *after the closing time for the call; or*
  - (b) *for only part of the area of the proposed authority.*

#### **Section 37 Requirements for making tender**

*A tender for an authority to prospect must—*

- (a) *be lodged in the approved form; and*
- (b) *address the capability criteria; and*
- (c) *include a proposed work program that complies with the initial work program requirements; and*
- (d) *be accompanied by the following—*
  - (i) *the fee prescribed under a regulation;*
  - (ii) *if a process for appointing a preferred tenderer involving a cash bid component is to be used for deciding the call—the tenderer's cash bid.*

**Chapter 2, Division 3, Subdivision 2 of the P&G Act provides information on the initial work program requirements for a proposed authority to prospect.**

The following provisions of the P&G Act define the special criteria, capability criteria and work program criteria against which tenders will be evaluated:

#### **Special Criteria**

#### **Section 35 Call for tenders**

- (2)(e)(iii) *—Any criteria (**special criteria**), other than the work program criteria and capability criteria, proposed to be used to decide whether to grant the authority, or to decide its provisions*

**Note:** Tenderers must note that tenders will be evaluated against the following special criteria:

- Special criteria 1 – Ability to contribute to a diverse and efficient petroleum and gas industry in Queensland
- Special criteria 2 – Ability to meet Australian market supply condition (only applies to PLR2020-1-1, PLR2020-1-2, PLR2020-1-6, PLR2020-1-7 and PLR2020-1-13)
- Special criteria 3 – Approach to community consultation and compliance with relevant Queensland resources legislation, environmental, health and safety, and cultural heritage and native title requirements

## Capability Criteria

### Section 43 Criteria for decisions

(1) *The matters that must be considered in deciding whether to grant an authority to prospect or deciding its provisions include—*

- (a) *any special criteria; and*
- (b) *the extent to which the Minister is of the opinion that the tenderer is capable of carrying out authorised activities for the authority, having regard to the tenderer's—*
  - (i) *financial and technical resources; and*
  - (ii) *ability to manage petroleum exploration and production; and*
- (c) *the applicant's proposed initial work program.*

(2) *The matters mentioned in subsection (1)(b) are the **capability criteria**.*

(3) A person **satisfies** the capability criteria if the Minister forms the opinion mentioned in subsection (1)(b).

## Work Program Criteria

### Section 49 Criteria

(1) *The matters that must be considered in deciding whether to approve a proposed initial work program include the appropriateness of the tenderer's proposed work program, having regard to each of the following—*

- (a) *the potential of the proposed area of the authority to prospect for petroleum discovery;*
- (b) *the extent and nature of the proposed petroleum exploration*
- (c) *when and where the tenderer proposes to carry out the exploration.*

(2) *The matters mentioned in subsection (1) are the **work program criteria**.*

For further information, please refer to the P&G Act available at  
<https://www.legislation.qld.gov.au/view/pdf/current/act-2004-025>

**Note:** It is the responsibility of the tenderer to ensure that, for each tender area:

- the tender submission complies with sections 5 and 6 of this tender document, and the requirements under sections 36 and 37 of the P&G Act.
- independent legal advice is sought to ensure its tender submission is compliant with the tender documents and provisions of the P&G Act

## 6.2 Requirements for making tender

Each tender must comply with the requirements of section 37 of the P&G Act, which sets out mandatory requirements for the tender.

For each tender area, tender submissions must include the documentation required in Section 5.4. This includes the response templates (**Appendix C**) which must be completed to address the evaluation criteria set out in Table 7 below.

**Note:**

- **Tenderer's responses must include information relating to parent entities, subcontractors and joint-venture partners, where applicable.**
- Tenderers should, where possible, demonstrate their experience in Queensland, and/or other jurisdictions to support their tender.
- The department may undertake due diligence checks internally and with other Queensland Government agencies to verify information submitted by tenderers.
- Tenderers that are unable to provide details and evidence of any of the matters requested below are to provide a statement of reasons explaining their inability to do so.

**Table 7 – Tender evaluation criteria and weightings**

Section No.	Evaluation Criteria	Weighting <sup>1</sup> (%)	Weighting <sup>2</sup> AMSC (%)
6.2.1	Matters associated with Special criteria 1 - Ability to contribute to a diverse petroleum and gas industry in Queensland	15	10
6.2.2	Matters associated with Special criteria 1 - Ability to contribute to an efficient petroleum and gas industry in Queensland	15	10
6.2.3	Matters associated with Special criteria 2 – Ability to meet Australian market supply condition (only applies to areas PLR2020-1-1, PLR2020-1-2, PLR2020-1-6, PLR2020-1-7 and PLR2020-1-13)	Does not apply	20
6.2.4	Matters associated with Special criteria 3 – Approach to community consultation	4	4
6.2.5	Matters associated with Special criteria 3 – Compliance with relevant Queensland resources legislation	4	4
6.2.6	Matters associated with Special criteria 3 – Compliance with environmental requirements	4	4
6.2.7	Matters associated with Special criteria 3 – Compliance with health and safety requirements	6	6
6.2.8	Matters associated with Special criteria 3 – Compliance with cultural heritage requirements	4	4
6.2.9	Matters associated with Special criteria 3 – Compliance with native title requirements	4	4
6.2.10	Matters associated with the Capability criteria - Capability of tenderer of carrying out authorised activities for the authority, having regard to the tenderer's financial resources	16	12
6.2.11	Matters associated with the Capability criteria - Capability of tenderer of carrying out authorised activities for the authority, having regard to the tenderer's technical resources	8	8
6.2.12	Matters associated with the Capability criteria - Capability of tenderer of carrying out authorised activities for the authority, having regard to the tenderer's ability to manage petroleum exploration and production		
6.2.13	Matters associated with the Work program criteria - Appropriateness of the tenderer's proposed work program	20	14

<sup>1</sup> for tender areas that will not be subject to an Australian market supply condition.

<sup>2</sup> for tender areas that will be subject to an Australian market supply condition.

**6.2.1 Matters associated with Special Criteria 1 - Ability to contribute to a diverse petroleum and gas industry in Queensland**

Tenderers <b>must</b> provide the following:	
6.2.1.1	A statement about how the grant of the ATP to the tenderer will contribute to a diverse petroleum and gas industry in Queensland
6.2.1.2	A summary of petroleum exploration and production activities outside Queensland operated or owned by the tenderer (or parent/subsidiary)
6.2.1.3	Evidence of commercial relationship(s) with other entities across the supply chain or with a user of gas and how the relationship(s) can contribute to diversifying gas supply.  (Relationships may include partnerships with other explorers, producers, pipeline operators and / or gas users.)

**6.2.2 Matters associated with Special Criteria 1 - Ability to contribute to an efficient petroleum and gas industry in Queensland**

Tenderers <b>must</b> provide the following:	
6.2.2.1	A statement about how the grant of the ATP to the tenderer will contribute to an efficient petroleum and gas industry in Queensland
6.2.2.2	<b>Tenure progression</b>  Evidence of past experience and timeframes to progress petroleum tenure from: <ul style="list-style-type: none"><li>• Application to grant</li><li>• Exploration status to production status</li><li>• Production status to production commencement</li></ul>
6.2.2.3	<b>Resource maturation</b>  Evidence of past experience and timeframes to explore and mature petroleum resources to reserve status
6.2.2.4	<b>Field development and production</b>  Evidence of efficiency and innovation in achieving field development. This should include elements such as demonstrated capital raising, expenditure control, time taken and resource deployed to achieve development
6.2.2.5	<b>Infrastructure utilisation</b>  Evidence of commercial relationships or proposals to optimise use of infrastructure

**6.2.3 Matters associated with Special Criteria 2 - Ability to meet Australian market supply condition (only applies to PLR2020-1-1, PLR2020-1-2, PLR2020-1-6, PLR2020-1-7 and PLR2020-1-13)**

Tenderers <b>must</b> provide the following:	
6.2.3.1	<p>Information about how the tenderer intends to meet the Australian market supply condition and supply gas to the Australian market sector over the area of the ATP and subsequent petroleum lease, including:</p> <ul style="list-style-type: none"> <li>• details of any plan to identify entities in the Australian market to which the gas will be supplied</li> <li>• details of how the tenderer will ensure that any contract or other arrangement for the supply of the gas from the area will include a condition that the gas must not be further supplied other than the Australian market</li> </ul>
6.2.3.2	<p>Evidence that demonstrates capability in supplying gas to the Australian market. This includes, but is not limited to, a proposed or existing contract, memorandum of understanding or other written agreement with entities where the supplied gas is or is intended to be consumed within Australia</p>

**6.2.4 Matters associated with Special Criteria 3 - Approach to community consultation**

Tenderers <b>must</b> provide the following; company specific:	
6.2.4.1	<p>A statement about the tenderer's commitment to community consultation which includes details about:</p> <ul style="list-style-type: none"> <li>• approaches to open and transparent dealings with the landowners and community</li> <li>• accepting the rights, interests and diversity of the community</li> <li>• building trust</li> <li>• free exchange of information and notification</li> </ul>
6.2.4.2	<p>A statement about established corporate systems and procedures to consult, inform and communicate with the following stakeholders:</p> <ul style="list-style-type: none"> <li>• landowners and occupiers of private or public land</li> <li>• local community</li> <li>• native title holders and Indigenous groups</li> </ul>
6.2.4.3	<p>Evidence of any existing agreements, for example:</p> <ul style="list-style-type: none"> <li>• Conduct and Compensation Agreements</li> <li>• Make Good Agreements</li> <li>• Infrastructure sharing arrangements</li> </ul>
6.2.4.4	An initial profile of the local community in the tender area
6.2.4.5	Based on the initial profile of the local community in the tender area, a statement about how and when the tenderer proposes to consult with and

	<p>keep informed, each owner and occupier of private or public land on which authorised activities for the ATP are or are likely to be carried out.</p> <p>The statement must include details on the following:</p> <ul style="list-style-type: none"> <li>• identification of the stakeholders and potential issues</li> <li>• proposed community and landholder engagement strategy including notifying and consulting with landowners and occupiers and providing them with sufficient information to enable them to make informed decisions about the impact or potential impact of the proposed exploration activities on the tender area</li> <li>• setting arrangements regarding infrastructure (for example water sources, roads, tracks and gates)</li> <li>• previous land access arrangements</li> </ul>
6.2.4.6	Contact details of two landowners, traditional owners, or community members who can be contacted by the department as referees

**Notes:**

- Response should include summaries for parent and related entities.
- The department will undertake due diligence checks.

#### **6.2.5 Matters associated with Special Criteria 3 - Compliance with relevant Queensland resources legislation**

Tenderers <b>must</b> provide the following:	
6.2.5.1	Within the last five (5) years, details of any resource authorities that were revoked for non-compliance including any material non-compliance with initial work program commitments and non-payment of fees and royalties
6.2.5.2	Within the last five (5) years, details of any re-negotiations of work program commitments  This must include details of special amendments (including any special amendment applications) under the <i>Petroleum and Gas (Production and Safety) Act 2004</i> and the exploration authority that it relates to
6.2.5.3	Within the last five (5) years, details of any investigation or actions taken by regulators (including any current investigations) in relation to the tenderer's tenure holdings
6.2.5.4	Within the last five (5) years, details of any resource authorities that were surrendered with outstanding obligations at the time of surrender
6.2.5.5	Within the last five (5) years, details of the tenderer's relinquishment record under the existing Queensland regulatory regime

**Notes:**

- Response should include summaries for parent and related entities.
- The department will undertake due diligence checks.

## **6.2.6 Matters associated with Special Criteria 3 - Capability for compliance with relevant environmental requirements**

Tenderers <b>must</b> provide the following:	
6.2.6.1	Within the last five (5) years, a summary of any non-compliance including any enforcement action undertaken by regulatory authorities in Queensland or other jurisdictions in relation to environmental legislation
6.2.6.2	A summary of any certified management systems relating to Environmental Management (ISO 14001)

**Notes:**

- Response should include summaries for parent and related entities.
- The department will undertake due diligence checks.

## **6.2.7 Matters associated with Special Criteria 3 - Capability for compliance with health and safety requirements**

Tenderers <b>must</b> provide the following:	
6.2.7.1	Within the last five (5) years, a summary of any non-compliance and investigations including any enforcement action undertaken by regulatory authorities in Queensland or other jurisdictions in relation to health and safety legislation.
6.2.7.2	Within the last five (5) years, a summary of any incidents or high potential incidents that have been reported to regulatory authorities in Queensland or other jurisdictions in relation to health and safety including (where relevant): <ul style="list-style-type: none"> <li>• remedial actions taken</li> <li>• implementation of improvement directives.</li> </ul>
6.2.7.3	Details of the tenderer's safety management system (SMS) including: <ul style="list-style-type: none"> <li>• any system certifications relating to Occupational Health and Safety Management standards (ISO 45001, ISO 18001)</li> <li>• evidence of Health and Safety Policies</li> <li>• evidence of an employee induction process</li> <li>• evidence of a risk register</li> <li>• evidence the SMS has been both internally and externally audited against a relevant standard by an accredited auditor.</li> </ul>
6.2.7.4	Tenderers with no current demonstrated capability should respond with a statement about the tenderer's commitment to health and safety. Tenderers to provide a summary of how the tenderer intends to mitigate risk and meet the relevant health and safety legislation requirements during exploration activities.

**Notes:**

- Response should include summaries for parent and related entities.
- The department will undertake due diligence checks.

**6.2.8 Matters associated with Special Criteria 3 - Capability for compliance with cultural heritage requirements**

Tenderers <b>must</b> provide the following:	
6.2.8.1	Within the last five (5) years, a summary of any non-compliance including any enforcement action undertaken by regulatory authorities in Queensland or other jurisdictions in relation to cultural heritage legislation
6.2.8.2	A summary of previous cultural heritage management plans in relation to the <i>Aboriginal Cultural Heritage Act 2003</i>

**Notes:**

- Response should include summaries for parent and related entities.
- The department will undertake due diligence checks.

**6.2.9 Matters associated with Special Criteria 3 - Capability for compliance with native title requirements**

Tenderers <b>must</b> provide the following:	
6.2.9.1	Within the last five (5) years, a summary of any non-compliance including any enforcement action undertaken by regulatory authorities in Queensland or other jurisdictions in relation to native title legislation
6.2.9.2	A summary of how the tenderer intends to address the requirements of the <i>Native Title Act 1993</i> (Commonwealth)
6.2.9.3	A summary of existing policies or procedures in regard to Indigenous engagement
6.2.9.4	A summary of previous agreements and/or negotiations with native title parties under the <i>Native Title Act 1993</i> (Commonwealth)

**Notes:**

- Response should include summaries for parent and related entities.
- The department will undertake due diligence checks.

**6.2.10 Matters associated with the Capability Criteria - Tenderer's capability for carrying out authorised activities for the authority, having regard to the tenderer's financial resources**

Tenderers <b>must</b> provide the following:	
6.2.10.1	For the last three (3) years: <ul style="list-style-type: none"> <li>• Audited balance sheets of the tenderer (including associated entities)</li> <li>• Profit and loss statements</li> <li>• Cash flow summary</li> </ul>
6.2.10.2	Last six-monthly financial statements
6.2.10.3	Details of funding sources for the entire period of the proposed initial work program which demonstrates the tenderer's ability to secure sufficient funds for the tender area applied for <p>This should include any of the following:</p>

	<ul style="list-style-type: none"> <li>• letters of financial support from a related, parent or third-party entity</li> <li>• evidence of loans from financial institutions</li> <li>• valid unconditional guarantees from financial institutions or a related, parent or third-party entity</li> <li>• letters of commitment from debt/equity providers</li> <li>• capital raising plans</li> <li>• future cash flows and any other similar information</li> </ul>
6.2.10.4	A summary of any (current and foreseeable future) other Australian and international commitments clearly showing respective fund allocation that could impact upon exploration of the tender area
6.2.10.5	<p>A summary of any potential financial risks and the tenderer's financial risk management strategy associated with the proposed initial work program for the tender area</p> <p>These could be internal to your entity and/or external due to market conditions. This could include your policies, approach and track record with managing material financial risk relevant to the size and nature of the area applied for</p>
6.2.10.6	If the tenderer's entity is a joint venture or similar, financial commitments and relevant allocations to ascertain your entity's share in the corporate structure
6.2.10.7	If a trust is involved in the tenderer's organisational structure, special purpose financial statements for the last three financial years
6.2.10.8	All other resource authority applications currently under consideration in other jurisdictions that could impact availability of funds to undertake or progress the activities stated in the proposed initial work program
6.2.10.9	<p>A statement of approvals from the authorised officer of the tenderer</p> <p>This includes confirmation and evidence that the tenderer has obtained all internal and external approvals required for it to lodge an unconditional tender for the ATP in accordance with the Call for Tenders</p>
6.2.10.10	A written declaration from the authorised officer of the tenderer that there are no known immediate and material risks of potential financial claims against the tenderer (for example, pending legal financial obligations) which could adversely impact the capability of the tenderer to proceed with the tender submitted

#### **6.2.11 Matters associated with the Capability Criteria - Tenderer's capability for carrying out authorised activities for the authority, having regard to the tenderer's technical resources**

Tenderers **must** provide the following:

6.2.11.1	Technical qualifications and relevant experience of the tenderer and key employees
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6.2.11.2	Evidence of access, and strategy for continued access, to sufficient technological resources to meet the requirements of the proposed initial work program, having regard to other commitments
6.2.11.3	Demonstrated capability in the following areas: <ul style="list-style-type: none"> <li>• exploration geology and geophysics</li> <li>• exploration, appraisal and production well design, drilling and completion</li> <li>• production development and process operations</li> <li>• asset management</li> <li>• management of contractors</li> </ul>
6.2.11.4	Demonstrated experience in employing new and innovative exploration technology

**6.2.12 Matters associated with the Capability Criteria - Tenderer's capability for carrying out authorised activities for the authority, having regard to the tenderer's ability to manage petroleum exploration and production**

Tenderers <b>must</b> provide the following:	
6.2.12.1	Demonstrated capability to manage petroleum exploration and production
6.2.12.2	Demonstrated capability to evaluate, minimise and manage technical and financial risks for petroleum exploration and production projects similar to the nature and scale of the proposed initial work program
6.2.12.3	Information highlighting technical resources coordination and management between various other resource exploration and production projects in concurrent operation domestically or internationally

**6.2.13 Matters associated with the Work Program Criteria – Appropriateness of the tenderer's proposed work program**

Tenderers <b>must</b> provide the following:	
6.2.13.1	Demonstration of meeting or exceeding previous work program commitments similar to the nature and scale of the proposed initial work program (including any work program amendments)
6.2.13.2	A proposed initial work program for a period of four (4) years which ideally includes the drilling of at least one well. For clarity the initial work program is to be an activities based work program.
6.2.13.3	An overview of the activities proposed to be carried out under the ATP during all of its term

	<p>For each year of the proposed initial work program period:</p> <ul style="list-style-type: none"> <li>• The extent and nature of petroleum exploration and testing for petroleum production proposed to be carried out during the year, including:           <ul style="list-style-type: none"> <li>- Exploration wells (number, type and expected depth to target formation)</li> <li>- Geological/geophysical/geochemical activities</li> <li>- Timing of the activities</li> </ul> </li> <li>• Maps that show the location of where the proposed activities are to be carried out</li> <li>• The estimated cost of the activities</li> </ul>
6.2.13.4	Assessment of the tender area's potential for petroleum discovery
6.2.13.6	Assessment of the tenderer's current or previous exploration activities near the tender area (if applicable)
6.2.13.7	A description of the geological model for the tender area
6.2.13.8	The rationale, in relation to the geological model for the tender area, for the activities proposed to be carried out under the ATP
6.2.13.9	Reasons why the proposed initial work program is considered to be appropriate
6.2.13.10	Proposed joint activities, studies or reprocessing of data with adjacent tenure holders that could improve the State's geological knowledge of the tender area

## **7. Tender Conditions**

### **7.1 Statutory framework**

1. The tender process is conducted by the Minister under and in accordance with the P&G Act and the associated Regulation.
2. All tenders are subject to and must comply with the P&G Act and Regulation and tenderers must satisfy themselves in relation to requirements for compliance with the P&G Act and Regulation.
3. To the extent of any inconsistency, the requirements of the P&G Act and Regulation prevail over these Tender Conditions.

### **7.2 Application of Tender Conditions**

1. By participating in the tender process, and submitting a tender, the tenderer acknowledges and agrees to be bound by the Tender Conditions.
2. Except to the extent the Minister expressly agrees otherwise, the Tender Conditions shall continue to apply to any process that the Minister may undertake in connection with the selection of the preferred tenderer or granting an ATP (including without limitation, any process involving the reissuing of the Call for Tenders, shortlisting of tenderers or negotiations with any of the tenderers).

### **7.3 Tenderer to acquaint itself before tendering**

#### **7.3.1 General**

By submitting a tender, the tenderer confirms it has and shall be deemed to have:

1. examined and fully acquainted itself with:
  - a. the tender documents and any documents and information referred to in the tender documents
  - b. any other information made available by the Minister, or on the Minister's behalf to the tenderer, for the purpose of tendering
2. examined all information relevant to the risks, contingencies and other circumstances having an effect on the proposed ATP or this tender and which is obtainable by the making of reasonable enquiries
3. satisfied itself as to all matters and things relevant to the proposed ATP, the granting of an ATP, the responsibilities of an ATP holder and the tenderer's tender including without limitation:
  - a. the tender documents or any information provided or made available by or on behalf of the department (including information in the tender documents)
  - b. the risks, contingencies and other circumstances having an effect on its tender or the ATP
  - c. the area(s) of the proposed ATP(s) and its surroundings
  - d. the correctness and sufficiency of its tender.

#### **7.3.2 No warranty**

Any information provided to the tenderer by or on behalf of the Minister (including as part of the tender documents) is not warranted or held out by the Minister as accurate, correct or adequate.

## **7.4 Tender costs and fees**

The tenderer must bear its costs of:

1. preparing its tender
2. responding to any requests from the Minister
3. compliance with any other obligation imposed by the tender documents

The tenderer acknowledges that all application fees are non-refundable (whether the tender is accepted or rejected or whether the tender was submitted or received).

## **7.5 Contents of tender lodgement**

### **7.5.1 Form of tender**

Each tender must be submitted in the manner and format and within the time set out in the Call for Tenders and the tender documents.

### **7.5.2 Late tenders**

Any tender not submitted before the closing time will be rejected.

### **7.5.3 Opening of tenders**

Tenderers or their representatives are not entitled to be present at the opening of tenders.

### **7.5.4 Non-compliant tenders**

Subject to the requirements of the P&G Act, the Minister may reject any tender which is not submitted in accordance with the P&G Act or the tender documents.

Nothing in this section limits the ability of the Minister to request a tenderer rectify minor or administrative errors or omissions in a tender that had otherwise been submitted in accordance with the P&G Act and the tender documents. The request may be subject to any conditions the Minister considers appropriate including a requirement to respond within a prescribed timeframe.

## **7.6 Retention of security**

If a tender is withdrawn, the Minister reserves the rights under the P&G Act to retain the whole or part of any tender security given by the tenderer where he considers it is reasonable in the circumstances.

## **7.7 State's consideration of tenders**

Subject to the Tender Conditions, the State shall consider any tender that complies with and is lodged in accordance with these conditions and the P&G Act.

## **7.8 Acceptance of tenders**

### **7.8.1 The Minister's discretion**

1. The Minister may, in using absolute discretion, accept any tender or no tender.
2. The Minister may accept only part of any tender.
3. If no tender is accepted, the Minister may terminate the tender process or proceed in such manner as the Minister may choose.

### **7.8.2 Notification of appointment of preferred tenderer**

1. The preferred tenderer for any ATP will be notified on a confidential basis of its appointment.

2. The preferred tenderer must give notice to the Minister that it accepts the appointment within 10 business days of the date of the written notice.
3. The Minister may select another tenderer as preferred tenderer, if the notice of acceptance is not received within that period.

### **7.8.3 Notification of successful tender**

The Minister may notify all unsuccessful tenderers of the appointment of the preferred tenderer and the date of acceptance of the successful tender.

### **7.9 Collusive tendering**

Tenderers must not engage in collusive tendering, anti-competitive conduct or any similar conduct with another tenderer or any other person in relation to the tender process.

### **7.10 Communication with the Minister or the department**

1. The tenderer must not try to influence or offer inducements, solicit or communicate with the Minister or any person representing the Minister or the State about the tender or the tender process except in the manner prescribed in Table 1.
2. Unauthorised communication with department officers or representatives of the Minister or the State about the tender or the tender process may lead to disqualification of the tenderer and the rejection of its tender.

All queries in relation to this tender should be made to the key contact as detailed in Table 1.

### **7.11 Conflict of interest**

1. Tenderers must avoid any actual or potential conflict of interest or their potential involvement during the competitive tendering process, including (without limitation) place itself in a position which may have given, or did give rise to a conflict of interest or a potential conflict of interest during the competitive tendering process or in relation to their potential involvement in the Call for Tenders process.
2. Tenderers are responsible for advising the Exploration, Tendering and Reform team as to any conflict of interest or a potential conflict of interest during the tender process or in relation to their potential involvement in the tender process.
3. Tenderers undertake to promptly inform the Minister of any actual or potential conflicts that may arise after lodgment of a tender.
4. The State reserves the right, in its absolute discretion, at any stage to undertake investigations to satisfy itself that there are no conflicts of interest or potential conflicts of interest which may preclude a tenderer from becoming the preferred tenderer.

### **7.12 Ownership of tender**

Once submitted, the tender and all associated documents become the property of the Queensland Government and will not be returned.

### **7.13 Preferred tenderer's deed**

If appointed as preferred tenderer, the Minister may require the tenderer to sign a deed on terms reasonably required by the Minister to give effect to the preferred tenderer's tender and its proposed initial work program.

## **7.14 Requests for information or clarification by tenderers**

1. If a tenderer has any doubt about the meaning of any of the tender documents, or requires further information to ensure its clear understanding of the nature and extent of the successful tenderer's obligations under the contract, it is to contact the Exploration, Tendering and Reform team as set out in Table 1 of the tender document.
2. The Minister or delegated authority in using absolute discretion is not obliged to (and reserves the right not to) answer all request for clarification(s).
3. The department will publish all answers and any additional information on the QTenders website which can be viewed by all potential tenderers. The identity of the questioner will not be disclosed.
4. The department may publish variations (modifications) on the QTenders website, or insert questions and answers of its own in order to provide clarifications. Any variations to the tender documents will become part of the tender documents upon being posted on the QTenders website.
5. Tenderers should register on the QTenders website to ensure they are informed of questions, answers and variations to the tender documents.
6. The department may contact tenderers after the closing date where that is considered necessary for purposes which may include, but are not limited to, the following:
  - i. clarification
  - ii. seeking more information
  - iii. any other relevant information to enable the assessment of the tender.

## **7.15 Confidentiality**

### **7.15.1 Disclosure by the tenderer**

1. The tenderer acknowledges and agrees that it will at all times (including after the completion or termination of the tender process) keep confidential and not disclose to any person, copy, use or otherwise deal with for any purpose, any information regarding its tender, the tender application package, the proposed ATP or the State (including its business or activities in relation to the tender) except to the extent:
  - i. the tenderer is specifically authorised in writing by the Minister
  - ii. the information is necessarily disclosed to and used by others (who are also bound to keep the information confidential) for the purposes of enabling the tenderer to prepare a tender.
1. The tenderer must not make any public or media statement in relation to the tender process or the outcome of the tender process, any proposed ATP or any other matter referred to in the tender documents without the prior written consent of the State.

### **7.15.2 Disclosure by the Minister or the State**

The tenderer acknowledges and agrees that the Minister may, without the consent of the tenderer:

1. disclose information contained in the tender to other Ministers, department officers, consultants and advisers as may be necessary to evaluate any tender received
2. seek information as necessary from third parties and regulatory agencies
3. make public statements about the tender process including the appointment of a preferred tenderer.

## **7.16 Right to Information**

1. The tenderer acknowledges that any information provided in the tender may be subject to disclosure under and in accordance with the *Right to Information Act 2009* (Queensland).
2. If disclosure of its tender would be of substantial concern to a tenderer, all documents forming the tender must be marked 'Commercial in Confidence'. The tenderer will be consulted in accordance with the *Right to Information Act 2009* (Queensland) before any disclosure.

## **7.17 Governing Law**

The tender documents are governed by and must be construed in accordance with the laws of Queensland and the parties unconditionally submit to the non-exclusive jurisdiction of the courts of Queensland (and courts of appeal from them).

## **7.18 Validity of tender**

The tenderer agrees that its tender will remain open for acceptance until the grant of the ATP or the termination of the tender process unless the tender is withdrawn in accordance with the P&G Act.

## **7.19 Amendments to tender documents or processes**

The Minister may (in using absolute discretion) at any time:

1. before the closing time by a revision issued on the website:
  - a. amend the tender documents
  - b. extend the closing date for lodgment of tenders
2. suspend or terminate the tender process or any aspect of it.

## **7.20 Tender Process**

Subject to, but without limitation of any power under, the P&G Act and Regulation, the Minister may use absolute discretion (but shall be under no obligation to):

1. regard all tenderers as equal (i.e. provide all tenderers any further information provided to a particular tenderer)
2. investigate any tenderer's capacity and resources to fulfil the obligations of an ATP holder
3. refuse to receive, process or consider any tender that:
  - a. is lodged by any means other than in accordance with the Tender Conditions
  - b. does not conform strictly with the Tender Conditions in any respect
  - c. includes any conditions, assumptions, clarifications or exclusions
4. in its evaluation and assessment of tenders:
  - a. do any of the following if the Minister considers any tender to be ambiguous, erroneous or incomplete :-
    - i. refuse to consider the tender
    - ii. request further information from the tenderer
    - iii. request the tenderer to amend its tender
  - b. where a cash bid component is applicable – not accept the highest priced tender or highest cash bid or any tender at all
  - c. take into account any information from its own or other sources
  - d. accept or reject any tender at any time irrespective of the extent to which it satisfies any particular evaluation criteria

- e. give preference to any one or more of the evaluation criteria over another to achieve the best outcome for the State
  - f. change the nature of or omit any stage or add additional stages to the tender evaluation process.
5. at any time:
- a. decide not to accept a tenderer's tender for the grant of an ATP
  - b. decide not to proceed with the granting of an ATP
  - c. before the granting of an ATP re-issue a Call for Tenders
  - d. pre-qualify, shortlist, prefer or enter into negotiations with any one or more tenderers before appointing a preferred tenderer
  - e. amend the area, term or conditions of an ATP prior to grant.

## **7.21 Discretion not fettered**

Every tenderer acknowledges that:

1. the Minister gives no warranty and makes no representation as to the way he, the State or any other person may exercise any discretion relevant to any aspect of an ATP or the tendering process
2. nothing in the tender documents or any information that may be provided in association with it fetters the Minister's power to exercise any discretion whether to grant (whether in whole or part), grant subject to conditions, or refuse to grant an ATP, or any discretion or other powers or actions whatsoever
3. the Minister's decision under the tender process is final, and no review applications will be accepted.

## **7.22 Tenderer's further assistance**

The tenderer must:

1. execute all such further documents and do all acts and things required by the Minister for the purposes of giving effect to these Tender Conditions
2. provide such additional information or clarification as may be required by the Minister
3. must do all things reasonably necessary to assist the State's evaluation of tenders or granting of an ATP.

## **7.23 Information requests by the Minister**

1. The tenderer must provide, after the opening of tenders, all additional information requested by the Minister for evaluation of the tender, which information will form part of the tender.
2. After the closing time, the Minister may notify the tenderers, or any of them, of a place and time for an interview between the tenderer and the Minister.
3. If the Minister notifies a tenderer of a requirement to attend an interview in accordance with this clause, the tenderer must:
  - i. attend at the time and place specified by the Minister
  - ii. be represented by representatives familiar with all details of the tender and authorised to make any decision on behalf of the tenderer.

## **7.24 Post tender negotiations**

### **7.24.1 Negotiations**

After the closing time, the Minister may short-list its preferred tenderer or tenderers and negotiate with one or more tenderers about the terms of their tenders, including negotiations to:

1. amend the tender
2. amend the proposed ATP
3. negotiate the tenderer's cash bid
4. enter into any other discussions and negotiations necessary for grant of an ATP.

### **7.24.2 Best and final offer**

The Minister may require one or more tenderers to submit a best and final offer as part of the negotiation process.

### **7.24.3 The Minister not obliged**

The Minister is not obliged to reissue the Call for Tenders, or in any other way provide an opportunity to any tenderer to amend or re-submit its tender, irrespective of:

1. any tender submitted by any tenderer
2. any best and final offer submitted by a preferred tenderer
3. any matter arising out of the discussions and negotiations with the preferred tenderers.

### **7.24.4 Unsuccessful post tender negotiations**

If any discussions, negotiations or approvals associated with the preferred tenderer ATP grant is unsuccessful, the Minister may:

1. enter into discussions and negotiations with any new preferred tenderers relying and based on the state of discussions with any of the previous preferred tenderers
2. appoint one or more new preferred tenderers without reissuing the tender.

## **7.25 Changes**

The Call for Tenders shall not under any circumstances be taken to create an implication that there was or will be no material change in the affairs, the operations or status of the State or any other government parties. While every care is taken to provide correct and up-to-date information in the tender documents, neither the Minister nor any government party will not be responsible for any errors, inaccuracy or omissions in the tender documents, nor will they have any responsibility to inform any recipient of the Call for Tenders or other tender documents of any matter or information coming to their attention, which may affect any other matter or information contained or referred to in the tender documents.

## **7.26 Tenderer's warranties**

The tenderer warrants that, it has, at the time of submission of its tenderer:

1. not entered into any agreement with other tenderers as to who should be the successful tenderer
2. not been involved in the exchange of information with other tenderers about the tender.

## **7.27 Exclusion of claims against the Minister and the State**

The tenderer acknowledges and agrees that:

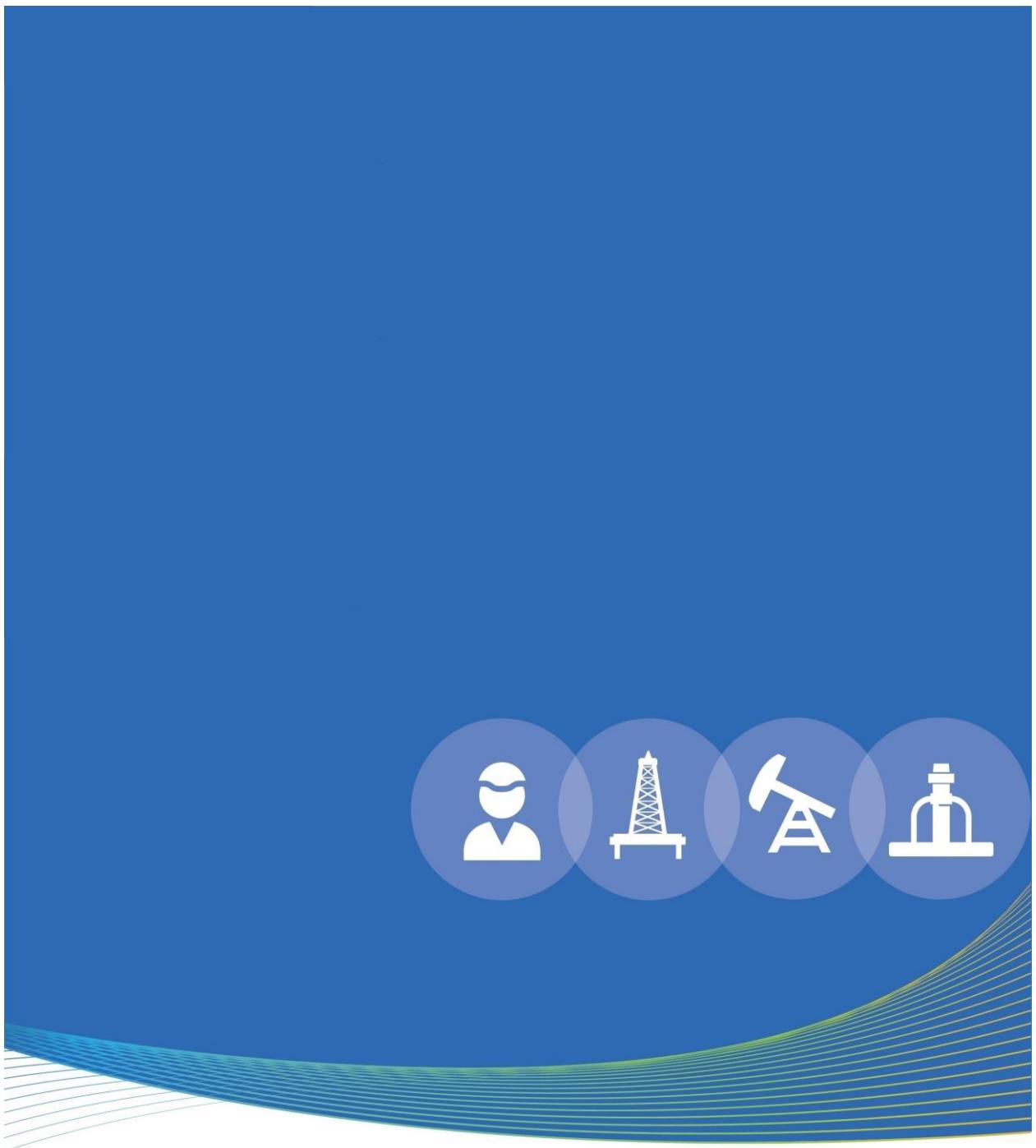
1. the Minister's only obligations to the tenderer (including with respect to the tender process) are those expressly set out in these Tender Conditions or under the P&G Act
2. it shall have no entitlement to make any claim for:
  - a. any costs, expenses or other liabilities incurred by the tenderer in preparing a tender or otherwise in connection with the tender (whether or not a tender is lodged by the tenderer or the tenderer's tender is accepted) including any costs, expenses, or other liabilities incurred by the tenderer in providing any further information or in carrying out any further work at the request of the State; or
  - b. any costs, losses, expenses or damages it may suffer as a consequence of the tender process
3. it releases the Minister and the State and its employees, agents and contractors from all claims (whether under the law of tort, submission or otherwise) arising from or in connection with:
  - a. the tender documents or any information provided by or on behalf of the Minister (including due to incompleteness, errors, discrepancies or other inadequacy)
  - b. the Minister or the State exercising any discretions conferred by the Tender Conditions or the P&G Act or Regulation
  - c. any costs, expenses or liabilities incurred by the tenderer in obtaining the tender documents (or any other related documents) from the Minister
  - d. any of the matters or things relevant to the proposed ATP in respect of which the tenderer must satisfy itself under the Tender Conditions
  - e. any costs, expenses or other liabilities incurred by the tenderer in preparing a tender or otherwise in connection with the tender (whether or not a tender is lodged or accepted by the Minister) including any costs incurred by the tenderer in providing any further information or carrying out any further work at the request of the Minister.

## **7.28 No reliance**

The tenderer acknowledges and agrees that:

1. information supplied by or on behalf of the Minister in relation to the tender and the proposed ATP as part of the tender documents or otherwise (State Supplied Information) is provided in good faith and only for the tenderer's convenience
2. it has not relied and will not rely upon the State Supplied Information for any purpose, including but not limited to determining whether or not to lodge a tender or preparing its tender
3. the State does not assume any responsibility for, duty of care in respect of, give any warranty or guarantee or make any representations as to State Supplied Information (including its accuracy or adequacy)
4. it shall have no claim against the State or any employee, agent or contractor of the State (whether in contract, tort [including negligence], equity, under statute or otherwise) arising from or in connection with the provision of the State Supplied Information
5. without prejudice to any other condition of tender, it must satisfy itself entirely from its own sources as to the meaning, effect and interpretation of, and take into account any matter or thing disclosed by any State Supplied Information relevant to the proposed ATP

6. the above acknowledgements by tenderers regarding State Supplied Information applies, without limitation, to both:
  - a. information contained or referred to in surveys, reports, studies, advices, papers, records or other material referred to in this Call for Tenders, the tender application package or any other documents provided by the State (Third Party Material)
  - b. statements made by the State (whether as part of the tender application package, this Call for tenders or otherwise) as to the meaning, effect or interpretation of the Third Party Material (State's Opinion).



## Appendices



## **Appendix A: Call for Tenders**

The *Call for Tenders for Authorities to Prospect Notice (No 1) 2020* published on 14 May 2020 may be viewed at the Queensland Government Gazette website available at:

<https://www.publications.qld.gov.au/dataset/extraordinary-gazettes-may-2020/resource/bf55da50-09a5-4ce6-b7a4-97d841850d2e>

## **Appendix B: Tender application form**

The most current version of application form (MMOL-16) is available at:

[www.business.qld.gov.au/industries/mining-energy-water/resources/applications-compliance/forms-fees](http://www.business.qld.gov.au/industries/mining-energy-water/resources/applications-compliance/forms-fees)

## **Appendix C: Response templates**

The response templates for this tender can be downloaded from the QTenders website  
<https://qtenders.hpw.qld.gov.au/qtenders/>.

Please refer to Section 5.3 for information about the QTenders website.

## Appendix D: Intention to bid notification

Due to the extraordinary situation unfolding with the COVID-19 pandemic, potential tenderers are requested to provide their intention to submit a tender. The Department of Natural Resources, Mines and Energy (the department) is seeking this information as part of its commitment to monitor the situation and to assist in the allocation of departmental resources to the tendering process.

Tenderers are requested to provide their notification by **18 June 2020**.

Your notification should include the information outlined in the table below.

Please email your notification, using the subject line: 'Intention to bid notification – PLR2020-1' to Dieter Kluger, Director, Exploration, Tendering and Reform at: [dieter.kluger@dnrme.qld.gov.au](mailto:dieter.kluger@dnrme.qld.gov.au)

Please note:

- any information you provide will be treated strictly commercial-in-confidence and will only be used for the stated purpose.
- You are in no way bound by the information you provide. For clarity, the department will accept your tender bid submitted before the closing date, even if you do not provide the requested notification information.

<b>Name of tenderer:</b>	
<b>Tender code:</b> PLR2020-1	
<b>Tender areas</b>	<b>Intention to bid (Please indicate)</b>
PLR2020-1-1	Yes / No
PLR2020-1-2	Yes / No
PLR2020-1-3	Yes / No
PLR2020-1-4	Yes / No
PLR2020-1-5	Yes / No
PLR2020-1-6	Yes / No
PLR2020-1-7	Yes / No
PLR2020-1-8	Yes / No
PLR2020-1-9	Yes / No
PLR2020-1-10	Yes / No
PLR2020-1-12	Yes / No
PLR2020-1-13	Yes / No
<b>Name:</b>	
<b>Position Title:</b>	
<b>Date:</b>	

## Appendix E: Tender Checklist

Tenderers are required to provide the information outlined in the checklist below for their tender submission. Note a checklist needs to be completed **for each tender area**.

<b>Full individual or company name of tenderer:</b>	
<b>If joint venture, full name of each venturer:</b>	
<b>Preferred name of the company/joint venture (optional - for abbreviation purposes only):</b>	
<b>Tender code:</b> PLR2020-1	
<b>Tender area code:</b>	
Required component	Completed (Please tick)
Completed tender application form for each tender area	
Proof of identity for the tenderer obtained	
Letter of authority for the authorised holder representative obtained (if applicable) for the tender area	
Paid application fee for each tender area (include a copy of payment advice/receipt)	
Completed response templates (with response for each criterion as a separate document), for each tender area, including (if required) supporting documentation	
(If submitting a tender for multiple areas) a cover letter listing all areas for which a tender is submitted in order of preference of award	
This completed checklist	
Upload the above documents to QTenders. <i>For each tender area, tenderers should submit documents using the naming convention outlined in Table 5 of section 5.4 in the tender</i>	
<b>Signature (Authorised holder representative):</b>	
<b>Name (including title i.e. Mr/Ms/Dr):</b>	
<b>Position title:</b>	
<b>Telephone No:</b>	
<b>Email:</b>	
<b>Date:</b>	

## Appendix F: Block and sub-block descriptors of tender areas

The description of the tender areas in graticular blocks and sub-blocks as provided on the Block Identification Map (BIM) Series B held by the department is provided below:

PLR2020-1-1			
BIM Name	BIM Code	Block No	Sub-blocks
Charleville	CHAR	58	o,p,t,u,y,z
Charleville	CHAR	59	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z

PLR2020-1-2			
BIM Name	BIM Code	Block No	Sub-blocks
Clermont	CLER	3228	c,d,e,h,j,k,n,o,p,s,t,x,y
Clermont	CLER	3300	c,d,h,j,n,o,s,t,x,y
Clermont	CLER	3372	c,d,h,j,l,m,n,o,q,r,s,t,u,v,w,x,y,z
Clermont	CLER	3373	v
Clermont	CLER	3444	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Clermont	CLER	3445	a,b,f,g,l,m,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	61	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z

PLR2020-1-3			
BIM Name	BIM Code	Block No	Sub-blocks
Clermont	CLER	3234	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Clermont	CLER	3303	c,d,e,h,j,k,n,o,p,s,t,u,x,y,z
Clermont	CLER	3304	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Clermont	CLER	3305	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Clermont	CLER	3306	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Clermont	CLER	3307	c,d,e,h,j,k,o,p,u
Clermont	CLER	3308	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Clermont	CLER	3309	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Clermont	CLER	3310	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Clermont	CLER	3378	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Clermont	CLER	3379	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Clermont	CLER	3380	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Clermont	CLER	3381	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,v,w
Clermont	CLER	3451	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Clermont	CLER	3452	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Clermont	CLER	3453	a,b,f,g,h,l,m,n,q,r,s,t,v,w,x,y,z
Charleville	CHAR	69	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	141	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	213	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z

PLR2020-1-4			
BIM Name	BIM Code	Block No	Sub-blocks
Clermont	CLER	3455	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Clermont	CLER	3456	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	71	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z

<b>BIM Name</b>	<b>BIM Code</b>	<b>Block No</b>	<b>Sub-blocks</b>
Charleville	CHAR	72	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	143	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,w,x,y,z
Charleville	CHAR	144	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Brisbane	BRIS	73	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	215	b,c,d,e,g,h,j,k,m,n,o,p,q,r,s,t,u,x,y,z
Charleville	CHAR	216	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Brisbane	BRIS	145	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Brisbane	BRIS	217	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z

<b>PLR2020-1-5</b>			
<b>BIM Name</b>	<b>BIM Code</b>	<b>Block No</b>	<b>Sub-blocks</b>
Charleville	CHAR	482	b,c,d,e,g,h,j,k,m,n,o,p,r,s,t,u,w,x,y,z
Charleville	CHAR	483	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	484	a,b,f,g,l,m,q,r,v,w,x,y,z
Charleville	CHAR	485	v,w
Charleville	CHAR	554	b,c,d,e,g,h,j,k,m,n,o,p,r,s,t,u,w,x,y,z
Charleville	CHAR	555	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	556	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	557	a,b,f,g,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	558	v,w,x,y,z
Charleville	CHAR	625	d,e,j,k,o,p,s,t,u,w,x,y,z
Charleville	CHAR	626	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	627	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	628	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	629	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	630	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	631	a,b,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	697	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	698	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	699	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	700	a,f,l,q,v
Charleville	CHAR	703	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	770	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p
Charleville	CHAR	771	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p
Charleville	CHAR	772	a,f,g,l,m,

<b>PLR2020-1-6</b>			
<b>BIM Name</b>	<b>BIM Code</b>	<b>Block No</b>	<b>Sub-blocks</b>
Charleville	CHAR	778	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	779	a,b,c,d,e,f,g,h,l,m,q,v
Charleville	CHAR	849	e,k,p,u,z
Charleville	CHAR	850	a,b,c,d,e,f,g,h,j,l,m,n,o,q,r,s,t,v,w,x
Charleville	CHAR	921	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z

PLR2020-1-7			
BIM Name	BIM Code	Block No	Sub-blocks
Charleville	CHAR	709	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,x,y,z
Charleville	CHAR	780	p,u,z
Charleville	CHAR	781	c,d,e,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z

PLR2020-1-8			
BIM Name	BIM Code	Block No	Sub-blocks
Brisbane	BRIS	1081	q,v
Brisbane	BRIS	1153	a,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,x,y,z
Brisbane	BRIS	1154	f,l,q,v,w
Brisbane	BRIS	1225	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Brisbane	BRIS	1297	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Brisbane	BRIS	1369	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Brisbane	BRIS	1441	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z

PLR2020-1-9			
BIM Name	BIM Code	Block No	Sub-blocks
Brisbane	BRIS	1011	e,k,p,u,z
Brisbane	BRIS	1012	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Brisbane	BRIS	1081	d,e
Brisbane	BRIS	1082	a,b,c,d,e,j,k,o,p,t,u,y,z
Brisbane	BRIS	1083	d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Brisbane	BRIS	1084	a,b,c,d,e,f,g,h,j,k,l,m,q,r,v,w,x,y,z
Brisbane	BRIS	1154	e
Brisbane	BRIS	1155	a,b,c,d,e,g,h,j,k,n,o,p,r,s,t,u,v,w,x,y,z
Brisbane	BRIS	1156	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Brisbane	BRIS	1227	b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z

PLR2020-1-10			
BIM Name	BIM Code	Block No	Sub-blocks
Charleville	CHAR	1205	a,b,c,d,e,g,h,j,k,o,p,t,u
Charleville	CHAR	1206	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	1207	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	1208	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	1278	b,c,d,e,g,h,j,k,m,n,o,p,r,s,t,u,y,z
Charleville	CHAR	1279	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	1280	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	1350	d,e,j,k,o,p,t,u,y,z
Charleville	CHAR	1351	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Charleville	CHAR	1352	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z

PLR2020-1-12			
BIM Name	BIM Code	Block No	Sub-blocks
Brisbane	BRIS	3243	x,y,z
Brisbane	BRIS	3313	f,l,m,o,p,q,r,s,t,u,v,w,x,y,z
Brisbane	BRIS	3314	l,m,n,q,r,s,v,w,x,y,z
Brisbane	BRIS	3315	b,c,d,e,h,j,k,n,o,p,s,t,u,v,w,x,y,z
Brisbane	BRIS	3316	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Brisbane	BRIS	3317	a,f,l,q,v
Brisbane	BRIS	3385	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Brisbane	BRIS	3386	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Brisbane	BRIS	3387	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Brisbane	BRIS	3388	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Brisbane	BRIS	3389	a,f,l,q,v
Armidale	ARMI	1	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z
Armidale	ARMI	2	a,b,c,d,e,f,g,h,j,k,l,m,n,o,p,q,r,s,t,u,v,w,x,y,z

PLR2020-1-13			
BIM Name	BIM Code	Block No	Sub-blocks
Charleville	CHAR	1942	c,d,e,h,j,k

## **Appendix G: Frequently asked questions**

The following frequently asked questions and answers are provided to assist tenderers in making a tender submission.

**The tender package includes a response template. Does the department require strict compliance with that template, or can tenderers answer the tender criteria in their own form (e.g. graphically designed documents)?**

It is the responsibility of the tenderer to ensure that, for each tender area, its tender complies with sections 5 and 6 of this tender document, and the requirements under sections 36 and 37 of the P&G Act. Use of the templates provided is preferred as it enables the most efficient evaluation of tender submissions.

**Will tenderers have the opportunity to make a presentation to the department (in person) in support of their tender package?**

There is no requirement for tenderers to make presentations to the department. However the tender evaluation panel may contact tenderers and request in-person presentations as part of the evaluation process.

**Will tenderers be allowed to meet with other areas of the department to discuss the tender, prior to a tender outcome decision being made?**

It is not appropriate for officers from the department to meet with any tenderer or potential tenderer and/or associated contractors or consultants to discuss any matters related to the tender.

Tenderers must also abide by of section 7.10 *Communication with the Minister or the department* of the tender conditions.

**Section 6.2.10.1 of the tender document states that each tenderer (including associated entities) must provide audited balance sheets. If a tenderer is not required to have audited statements, will unaudited statements be sufficient? If this is not sufficient, please confirm whether a parent company's audited accounts will be sufficient?**

If the tenderer does not have audited financial statements, it may submit unaudited financial statements and state they have not been subjected to external audit.

If the tenderer wishes to submit audited financial statements for a parent entity, it should outline the nature of the relationships between the parent entity and the tenderer, including any financial support or guarantees provided by the parent entity.

**Can the Australian market supply condition be met via a gas swap to avoid duplication of infrastructure?**

Section 175A of the P&G Act requires that the gas produced from the land the subject of the ATP must be supplied to the Australian market.

Compliance with this requirement can be satisfied through having a contract that shows supply of gas produced to the Australian market. There is no requirement to duplicate infrastructure.

For more information in relation to the Australian market supply condition please refer to the DNRME Operational Policy: Complying with the Australian Market Supply Condition MIN/2019/5131 Version 1.01, 22 January 2020 available on the DNRME website [here](#).

**If a future Petroleum Lease (PL) holder enters a Gas Sales Agreement (GSA) with a domestic customer, and the domestic customer subsequently terminates the contract, what flexibility does the PL holder have to re-contract this gas?**

Any contract will need to comply with the Australian market supply condition that will be imposed on the ATPs and any associated future PLs. Section 175E P&G Act sets out circumstances whereby the PL holder or an entity to which gas produced from the tender area is supplied may apply for a suspension or exemption to supply gas to the Australian market.

For more information in relation to the Australian market supply condition please refer to the DNRME Operational Policy: Complying with the Australian Market Supply Condition MIN/2019/5131 Version 1.01, 22 January 2020 available on the DNRME website [here](#).

**If a future PL holder enters a GSA with a domestic customer, and the domestic customer is not physically able to take gas, what flexibility does the PL holder have to dispose of this gas?**

As above.

**Will the Australian market supply condition have a sunset clause or be subject to review (i.e. after a specified period, such as 5 years, will the Australian market supply condition cease to be active or be reviewable)?**

The Australian market supply condition as defined in the P&G Act will apply for the duration of the granted ATPs and any associated future PLs.

For more information in relation to the Australian market supply condition please refer to the DNRME Operational Policy: Complying with the Australian Market Supply Condition MIN/2019/5131 Version 1.01, 22 January 2020 available on the DNRME website [here](#).

**Does the supply need to be new demand/customers or can it be used to renew expiring domestic contracts?**

Section 175A of the P&G Act requires that the gas produced from the land the subject of the ATP must be supplied to the Australian market.

Compliance with the requirement can be satisfied through having a contract that shows supply of gas produced to the Australian market. The P&G Act does not specify the type of contract or arrangement required to fulfil this condition.

For more information in relation to the Australian market supply condition please refer to the DNRME Operational Policy: Complying with the Australian Market Supply Condition MIN/2019/5131 Version 1.01, 22 January 2020 available on the DNRME website [here](#).

**Given one of the stated objectives of the Call for Tenders is to “open up the market to junior and mid-tier explorers and producers, and new entrants”, will otherwise compliant tenders provided by established companies be firstly considered and secondly; considered on an equal footing with tenders from junior and mid-tier companies.**

The department is committed to a competitive tendering process that is transparent, accountable and meets the probity requirements. All tenders received in response to the Call for Tenders will be evaluated in accordance with the Tender details and process document. This includes a completeness and legislative compliance check.

All compliant tenders will then be evaluated against the special criteria, capability criteria and work program criteria listed in the Tender details and process document Section 6.2.

**If a tenderer was to bid on more than one block, and included in the work programme for one of the blocks a firm bid to include the acquisition of a seismic survey, and placed a bid on an additional block for the acquisition of a smaller seismic survey, conditional that the seismic acquisition bid for the additional block is based on the assumption that the bidder is successful in winning the first block, how would this be viewed in the evaluation of the bids for the blocks?**

If submitting a tender for multiple areas, the tenderers must provide a cover letter listing all areas for which tenders are submitted and indicating an order of preference for award. For more details on submitting tenders for more than one area, refer to section 5.4 of the ‘Tender details and process document PLR2020-1’.

DNRME evaluates competitive tenders for each advertised area on an individual basis. Tenderers may include conditional activities as part of their bid(s) (for example, seismic surveys will be undertaken on an advertised area only if the tenderer is successful in winning another advertised area). The bid should clearly express any such conditional activities and include a clear explanation of the impact on the work program if the condition or assumption is not met.

**Can the proposed work program include activities that are contingent on other activities being successful?**

The bid should clearly express any contingent activities and include a clear explanation of the impact on the work program if the condition or assumption is not met. While bids may include conditional activities, any conditionality will be taken into account in the assessment of the proposed work program commitments, and would be assessed as less competitive than planned work activities (that are not contingent).



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