

Public Finance (Control and Management) Regulations 2013

EXPLANATORY MEMORANDUM

The *Public Finance (Control and Management) Regulations 2013* are made under the *Public Finance (Control and Management) Act 1997*.

The *Public Finance (Control and Management) Regulations 2012* provide supporting detail for the new procurement framework enacted by the *Public Finance (Control and Management) (Amendment) Act 2012*.

Explanation of clauses

PART 1 – PRELIMINARY MATTERS

Regulations 1 and 2 provide for the citation and commencement of the Regulations.

Regulation 3 contains definitions for the purposes of the Regulations.

PART 2 – PROCUREMENT OPERATIONS

Regulation 4 provides that the Part is made for the purposes of Part 3A of the Act (inserted by the amendment Act referred to above).

Regulation 5 requires each public authority to prepare an annual procurement plan in conjunction with the procurement agent appointed under the Act. The plan must comply with requirements set out in the procurement manual.

Regulation 6 requires procurement operations of a public authority with a value exceeding \$3,000 to be conducted by the procurement agent. The procurement manual is to set out how an operation is to be valued. The regulation also requires an individual procurement plan to be prepared for each procurement in accordance with the procurement manual. Procurement operations funded by a foreign government or international or regional institution must always be conducted by the procurement agent, subject to the procurement manual.

Regulation 7 provides for a scheme for the procurement of common items. The procurement agent may identify common items for a public authority and these must be procured by, or the procurement arranged through, the procurement agent.

Regulation 8 sets out principles that must be embodied in the procurement manual.