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South Australia

State Procurement Regulations 2005

under the *State Procurement Act 2004*

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Schedule 1—Revocation of *State Supply Regulations 1996*

1—Short title

These regulations may be cited as the *State Procurement Regulations 2005*.

2—Commencement

These regulations will come into operation on the day on which the *State Procurement Act 2004* comes into operation.

3—Interpretation

In these regulations—

Act means the *State Procurement Act 2004*.

4—Bodies declared to be prescribed public authorities (section 4 of Act)

Each of the following bodies is declared to be a ***prescribed public authority*** for the purposes of the Act:

Local Government Finance Authority

Local Government Superannuation Board

South Australian Forestry Corporation

South Australian Housing Trust

South Australian Water Corporation

Superannuation Funds Management Corporation of South Australia

TransAdelaide

5—Operations excluded from definition of procurement operations (section 4 of Act)

(1) For the purposes of the definition of ***procurement operations*** in section 4 of the Act, a prescribed construction project of a cost exceeding $150 000 is excluded from the definition.

(2) A ***prescribed construction project***—

(a) is a project that primarily involves the procurement of construction work; and

(b) encompasses—

(i) the acquisition and installation of fixtures, plant, equipment, appliances and fittings in conjunction with the construction work; and

(ii) the acquisition of survey, planning, design and other services in conjunction with the construction work; and

(c) does not encompass the acquisition of goods and services for the ongoing maintenance of a building or structure.

(3) In this regulation—

building work has the same meaning as in the *Building Work Contractors Act 1995*;

construction work means—

(a) building work; or

(b) the whole or part of the work of excavating or filling of land not constituting building work.

Schedule 1—Revocation of *State Supply Regulations 1996*

The *State Supply Regulations 1996* are revoked.

Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

Made by the Governor

with the advice and consent of the Executive Council
on 15 September 2005

No 201 of 2005

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