

Treasurer's Instruction No	1202
Title	International Obligations: building and construction/roads and bridges
Effective date	30 December 2018
Objective and Background	Provides instruction and guidance on Cooperative Arrangements and Free Trade Agreements.
Version Number	14

Black letter (or bold) items within these Instructions are mandatory and other plain font items are instructional or for the purpose of providing guidance only.

COOPERATIVE ARRANGEMENTS

The Tasmanian Government, together with the Australian Government and all other State and Territory Governments, is bound by the *Australia and New Zealand Government Procurement Agreement (ANZGPA)*.

- (1) **In accordance with the ANZGPA, agencies must not give preference to Tasmanian suppliers over those from another Australian jurisdiction or New Zealand. Australian and New Zealand suppliers must be given equal consideration and opportunities to contract for the supply of goods and services (including construction and related services) to the State Government in relation to all procurements.**

The ANZGPA is a cooperative agreement which applies to all procurements undertaken by agencies regardless of value.

Further information on the ANZGPA can be located on the [Purchasing website - Buying for Government \(Free Trade and other Co-operative Agreements\)](#). A copy of the ANZGPA can be obtained from the Australian Procurement and Construction Council website at www.apcc.gov.au.

FREE TRADE AGREEMENTS

- (2) **Where a procurement is a covered procurement, agencies must adopt and apply relevant requirements contained in the publication, *International Procurement Obligations*, in addition to the requirements of the Treasurer's Instructions.**

A "covered procurement" is a procurement covered by a Government Procurement chapter in any one of the free trade agreements binding Tasmania.

Those agreements are the:

- (1) *Australia – United States Free Trade Agreement (AUSFTA);*
- (2) *Australia – Chile Free Trade Agreement (ACI-FTA);*
- (3) *Korea – Australia Free Trade Agreement (KAFTA);*
- (4) *Japan – Australia Economic Partnership Agreement (JAEP A);*

- (5) *Singapore - Australia Free Trade Agreement (SAFTA); and*
- (6) *Comprehensive and Progressive Agreement for Trans Pacific Partnership (TPP-11).*

The *International Procurement Obligations* publication sets out information on the circumstances in which the agreements apply and is located on the [Purchasing Website - Buying for Government \(Publications\)](#).

- (3) **Agencies are not to prepare, design, or otherwise structure or divide a procurement, at any stage, for the purposes of avoiding the obligations of a free trade agreement.**

Withdrawn 1 July 2019