

**MOBILE COMMUNICATIONS AND GLOBAL
POSITIONING SYSTEM TENDER 031-00/01**

**COPY OF RELEVANT SECTIONS OF LOCAL GOVERNMENT
(FUNCTIONS AND GENERAL) REGULATIONS**

Regulation 18(5)

“Choice of tender

18.

(1) A tender is required to be rejected unless it is submitted at a place, and within the time, specified in the invitation for tenders.

(2) A tender that is submitted at a place, and within the time, specified in the invitation for tenders but that fails to comply with any other requirement specified in the invitation may be rejected without considering the merits of the tender.

(3) If, under regulation 23 (4), the local government has prepared a list of acceptable tenderers for the supply of goods or services, a tender submitted by a person who is not listed as an acceptable tenderer is to be rejected.

(4) Tenders that have not been rejected under subregulation (1), (2), or (3) are to be considered by the local government and it is to decide which of them it thinks it would be most advantageous to the local government to accept.

(5) The local government may decline to accept any tender.

Regulation 11(2)(c)(i)

“11. (1) Tenders are to be publicly invited according to the requirements of this Part before a local government enters into a contract for another person to supply goods or services if the consideration under the contract is, or is expected to be, more, or worth more, than \$50 000 unless subregulation (2) states otherwise.

(2) Tenders do not have to be publicly invited according to the requirements of this Part if —

(c) within the last 6 months —

(i) the local government has, according to the requirements of this Part, publicly invited tenders for the supply of the goods or services but no tender was submitted that was thought to be satisfactory; or

(ii) the local government has, under regulation, sought expressions of interest with respect to the supply of the goods or services but no person was, as a result, listed as an acceptable tenderer;