



**Hon Mike Nahan MLA
Treasurer; Minister for Energy;
Citizenship and Multicultural Interests**

Our ref: 48-13522

SECTION 82 NOTIFICATION – FINANCIAL MANAGEMENT ACT 2006

In accordance with section 82 of the *Financial Management Act 2006* (FMA), I herewith give notice to both Houses of Parliament that I am unable to provide a response to Legislative Council Question without Notice C1245 (Attachment 1), requesting the value of the ongoing contractual disputes between the Perth Children's Hospital managing contractor (John Holland Pty Ltd) and its sub-contractors.

In this regard, the State is not a party to the contracts between John Holland Pty Ltd and its sub-contractors. The State is also not involved in the day-to-day management or oversight of the contracts. Rather, the contracts are negotiated directly between John Holland Pty Ltd and its sub-contractors, and are administered by those parties. It follows that the details of contractual disputes between John Holland Pty Ltd and its sub-contractors are confidential to those parties. Furthermore, disclosure of detailed information concerning those disputes (such as the value of any disputed payment entitlements) has the potential to adversely impact any dispute resolution processes.

A copy of this notice has been provided to the Auditor General, in accordance with section 82 of the FMA.

**DR MIKE NAHAN MLA
TREASURER**

Att. 23 OCT 2015

cc. Mr Colin Murphy
Auditor General

**LEGISLATIVE COUNCIL
Question Without Notice**

Tuesday, 20 October 2015

Hon Kate Doust to the Minister for Mental Health representing the Treasurer.

I refer to the answer to question on notice 3402 relating to John Holland and the Perth Children's Hospital project and ask:

- (1) can the Treasurer please outline the value of each of the five contractual disputes between John Holland its subcontractors?