From: To: Subject: RE: Request for Quote - Employer Response to \$22 [SEC=OFFICIAL:Sensitive] Date: Thursday, 15 August 2024 12:47:55 PM **Approved** From: S22 **Sent:** Thursday, August 15, 2024 10:47 AM **Subject:** Request for Quote - Employer Response to **S22** [SEC=OFFICIAL:Sensitive] His22 Please see the below draft emails to Ken and HWLE in relation to the preparation of an employer response in relation to this matter. Please let me know if there's anything you'd like me to add or consider further. Cheers, Dear Ken, The Regulatory Strategy and Advice team would like to approach HWL Ebsworth for a quote to provide advice and prepare an employer response to a

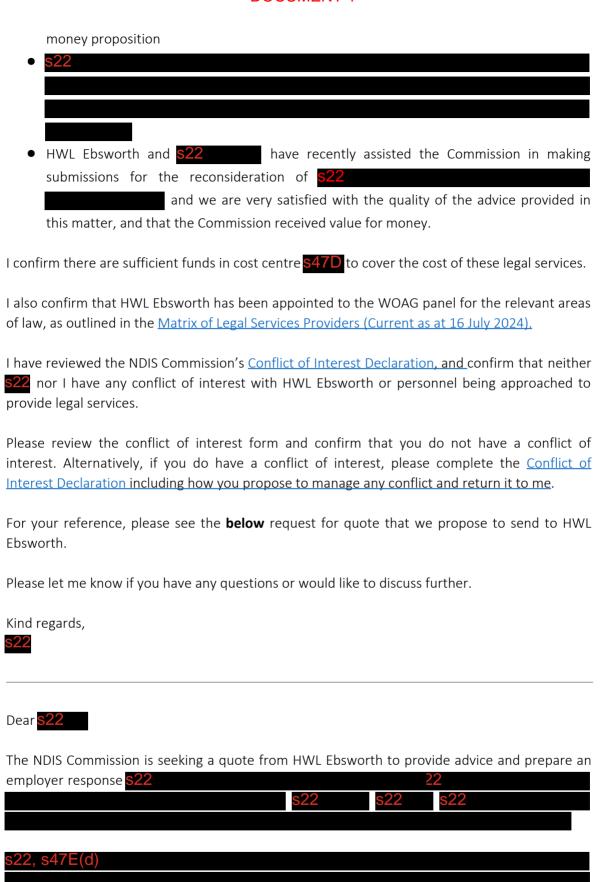
In response to \$22 the Commission is required provide Comcare with an employer 'statement of facts' in accordance with section 71 of the Safety, Rehabilitation and Compensation Act 1998 (Cth) (SRC Act).

s22, s47E(d)

The Commission's statement of facts and all accompanying documents are required to be provided to Comcare by **Tuesday 27 August 2024**.

We intend to directly approach the market for a number of reasons including:

- HWL Ebsworth is on the new WOAG panel \$22
   and has already been assessed by OLSC within the Attorney-General's Department as providing value for money. Generally, HWLE is a mid-tier firm with competitive pricing but in our request for quote we will ask for their rates, including if any discount offered.
- We have used a number of firms in this space previously \$22, \$47E(d)
   ) and are keen to consider other providers and their value for



The Commission's statement of facts and all accompanying documents are required to be provided to Comcare by **Tuesday 27 August 2024**.

# **Background**



Further information in relation to \$22 claim is available in the **attached** documentation

# Scope of Task

The Commission requires HWL Ebsworth to:



The relevant Commission contacts to assist with this process will be \$22, \$47E(d) and the **s22**, **s47E(d)** Contact

details will be provided on acceptance of the quote.

# **Documents**

Please see initial documents in relation to the matter attached. Further documents will be provided on acceptance of the quote.

#### **Timeframe**

Can you please provide a quote for the above request by close of business Friday 16 August 2024 if possible? If the quote is accepted, we will confirm billing details. Your instructing officers in this matter would be \$22 \$22 and \$22 \$22 from the Commission's Legal Services Division.

#### **Other Matters**

Your response should be no more than one page as well as providing a global estimate, please nominate the following:

- Your key personnel who would provide these services, including their hourly rates; and
- Any discount you propose from your current Whole of Australian Government legal services panel rates.

In your cost estimate, could you please also include a contingency amount in case of genuine unexpected legal issues or other relevant matters arising in the completion of this work.

Please contact me if you have any questions in relation to this matter.

S22
Lawyer
Legal Services and Internal Integrity Division

T: S22 | E: S22 | W: www.ndiscommission.gov.au

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The NDIS Quality and Safeguards Commission acknowledges the traditional owners of country throughout Australia and their continuing connection to land, sea and community. We pay our respects to them and their cultures, and to elders both past and present.

 From:
 TEOH, Kenneth

 To:
 \$22
 \$22

 Cc:
 \$22
 \$22

Subject: RE: Request for Quote - Employer Response to \$22 [SEC=OFFICIAL:Sensitive]

**Date:** Thursday, 15 August 2024 4:27:14 PM

Approved \$22 Thank you for arranging.

I confirm that I do not have any conflict of interest with regards to this procurement. I'll continue to monitor and advice should an conflicts arise in the future.

Ken

# **Kenneth Teoh**

**General Counsel & Assistant Commissioner** 

Legal Services and Internal Integrity

M: 0481 037 788 | E: x0xx | W:

www.ndiscommission.gov.au

Executive Assistant: \$22

(Q) XXX

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 From:
 \$22

 To:
 \$22

 Cc:
 \$22

 Location
 \$22

 Location
 \$22

 TEOH, Kenneth;

Subject: RE: Request for Quote - Employer Response to \$22 [SEC=OFFICIAL:Sensitive]

**Date:** Friday, 16 August 2024 1:56:28 PM

Attachments: <u>image001.png</u>

Dear s22

Thank you for the opportunity to respond to the request for quote.

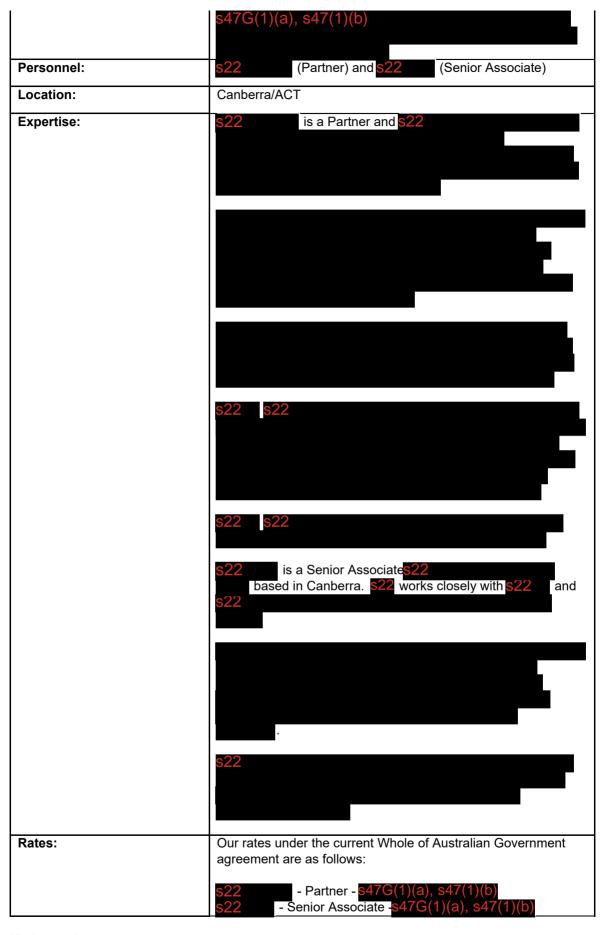
and I would be delighted to assist you with this matter.

You will see that our quote for assisting with this piece of work is \$13,200 (inclusive of GST).

s47G(1)(a), s47(1)(b)

Please let me know if you have any questions. I otherwise look forward to hearing from you.

Response to Request for Quote				
Matter name:	NDIS Commission - s22 s22			
Timeframe:	Commencement as soon as possible. Employer response must be provided by <b>Tuesday</b> , <b>27 August 2024</b> .			
Area of Law:	s47E(d)			
Scope of request for work:	s22, s47E(d)			
Quote:	\$13,200.00 (incl. GST).			
	s47G(1)(a), s47(1)(b)			
	s47G(1)(a), s47(1)(b)			



Kind regards,

s22

#### Partner



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If you receive this communication by mistake we prohibit you from using it in any way and do not waive client legal privilege. Please notify us, delete the communication (and any attachments) and destroy all copies. We do not represent or warrant that this communication is free from computer viruses or other defects. You are responsible for all loss or damage caused directly or indirectly by the use of this communication. If you do not receive all of the email or attachments please notify us immediately by reply email. Please do not click on any links or open attachments unless you recognise the sender and have verified that the communication is genuine. This notice should not be deleted or altered.



 From:
 TEOH, Kenneth

 To:
 \$22
 \$22

 Cc:
 \$22
 \$22

Subject: Re: Request for Quote - Employer Response to \$22 [SEC=OFFICIAL:Sensitive]

**Date:** Monday, 19 August 2024 9:34:47 AM

Attachments: <u>image003.png</u>

Thank you \$22 Approved on the basis that I agree that this is value for money.

Ken

**Kenneth Teoh** 

General Counsel & Assistant Commissioner Legal Services and Internal Integrity

**M:** 0481 037

788 | E: xoxx | W: www.ndiscommission.gov.au

Executive Assistant: \$22

| **E**: @xxx

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From: TEOH, Kenneth To: Cc: Subject: Re: Request for Quote - Employer Response to [SEC=OFFICIAL:Sensitive] Monday, 19 August 2024 9:45:16 AM Date: image002.png Attachments: please insert my e-signature. Thank you. Thank you Ken **Kenneth Teoh General Counsel & Assistant Commissioner Legal Services and Internal Integrity** M: 0481 037 W: www.ndiscommission.gov.au 788 | **E: x@xx** Executive Assistant: \$22 E: @xx Note: This email and any attachments may contain confidential or legally privileged information (and neither are waived or lost if this email has been sent to you by mistake). If you are not the intended recipient, you must not use, disclose, copy or retain it. If you have received it in error, please let me know by reply email and then delete this email from your system and do not retain any copy. Recipients within the NDIS Commission should seek assistance from General Counsel before disseminating this email From: S22 Sent: Monday, August 19, 2024 9:42:48 AM Cc: **\$22** Subject: RE: Request for Quote - Employer Response to \$22 [SEC=OFFICIAL:Sensitive] Thank you Ken. Grateful if you could arrange for signature of the **attached** work order. Please don't hesitate to let me know if you have any questions. Kind regards, Lawyer **Legal Services and Internal Integrity Division** | E: S22

## www.ndiscommission.gov.au

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Thank you \$22 Approved on the basis that I agree that this is value for money.

Ken

Kenneth Teoh General Counsel & Assistant Commissioner Legal Services and Internal Integrity

M: 0481 037
788 | E: .@.. | W: www.ndiscommission.gov.au

Executive Assistant: \$22

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Dear Ken,

Please see the **below** quote received from HWL Ebsworth who we approached to provide advice

From: To: Subject: Date: image002.png Attachments:

RE: Request for Quote - Employer Response to \$22 [SEC=OFFICIAL:Sensitive]

Monday, 19 August 2024 9:18:47 AM

Perfect – thanks \$22 – please send to Ken

From: \$22

**Sent:** Monday, August 19, 2024 9:10 AM

Subject: RE: Request for Quote - \$22

[SEC=OFFICIAL:Sensitive]

Thanks for this \$22 will use this wording going forward. Please see the **attached** version of the work order edited accordingly.

Kind regards,

Lawyer

**Legal Services and Internal Integrity Division** 

| E: **S22** 

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From: S22 **Sent:** Friday, August 16, 2024 5:37 PM

**Subject:** RE: Request for Quote - Employer Response to \$22

[SEC=OFFICIAL:Sensitive]

Hi **S22** 

Please see below my amendments to fees and disbursements. Please use this approach for

future contracts. I'm incorporating feedback from \$22 that it was not clear and so making changes that I think make it clear.

# LSP quotation from RFQ

The maximum amount of this contract is \$13,0200 (incl. GST)

s47G(1)(a), s47G(1)(b) s47G(1)(a), s47(1)(b)

-

Hourly Rates (Inc. GST)

The hourly of key personnel doing performing the work under the contract up to the maximum above is:

S22 Partner - S22 Senior Associate - S475(1)(6), 847(1)(6)

Cheers,



From: \$22 <\$22 \$22

**Sent:** Friday, August 16, 2024 4:10 PM

Subject: RE: Request for Quote - Employer Response to \$22

[SEC=OFFICIAL:Sensitive]

Hi **s22** 

Please see the below value for money email to Ken and draft order form **attached.** Please don't hesitate to let me know if there's anything you'd like me to include or consider further.

Cheers,





From: \$22 To: \$22 \$22

Subject: RE: Request for Quote - Employer Response to \$22 [SEC=OFFICIAL:Sensitive]

**Date:** Monday, 19 August 2024 10:16:44 AM

Attachments: image003.png

image004.png LEX3451 - WOAG Order Form - 19 August 2024 (002).pdf

His22

Please find attached

Kind regards,

Executive Assistant to Kenneth Teoh
General Counsel & Assistant Commissioner, Legal Services and Internal Integrity Division

| E: | S22 | W: | www.ndiscommission.gov.au

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# **Order for Legal Services** s22 HWL Ebsworth Level 5, HWL Ebsworth Building 6 National Circuit Barton ACT 2600 ABN 37 246 549 189 Commonwealth Entity Order Information NDIS Quality and Safeguards Commission **Commonwealth Entity:** LEX3451 **Commonwealth Entity** File Reference: **Order Number:** We will provide this to you once we receive from our Procurement area – once provided please include in future invoices **Order Commencement Date and Term Order Commencement** 19 August 2024 Date: **Order Term and** Upon satisfactory completion of the work in the NDIS Commission's reasonable **Extensions:** opinion. Statement of Work s47E(d) Area of Law: The NDIS Commission requires HWL Ebsworth to provide advice and prepare an **Detailed Statement of** employer response to a <mark>s2</mark> Work: Specifically, the NDIS Commission requires HWL Ebsworth to:

Order for Legal Services				
Timeframes and Milestones:	Application for reconsideration to be prepared and ready for filing by Monday 26 August 2024 (NB: Response must be filed by Tuesday 27 August and the Commission requires 1 day minimum for review			
Personnel:	S22 Partner			
	Senior Associate			
Subcontractors	Not applicable			
Counsel	Not applicable			
Location:	Not applicable			
Additional Terms:	Not applicable			
Fees and Disbursements	The maximum amount of this contract is \$13,200 (incl. GST)			
	s47G(1)(a), s47(1)(b)			
	Hourly Rates (Inc. GST)			
	The hourly of key personnel doing performing the work under the contract up to the maximum above is:			
	S22 Partner - 5475(1)(0), 547(1)			
	Senior Associate S22, 547(1)(b)			
Commonwealth Entity Material:	A. The files sent with the Request for Quote on 16 August 2024 titled:			
	a. Comcare Document Folio			
	b. S22 Dates			
	B. s22, s47E(d)			
Existing Material	Not applicable			
Contract Material	Not applicable			
Additional Security Requirements	Not applicable			
Additional Insurance Requirements	Not applicable			
Other Requirements	Not applicable.			
Commonwealth Ent	ity Information			

Order for Legal Services			
Commonwealth Entity Representative:	Name: \$22 \$22  Position: Lawyer  Address: Level 5, 95 Grenfell Street, Adelaide SA 5000  Email: \$22  Telephone: \$22		
Commonwealth Entity Address for Notices:	Physical Address: Level 1, 121 Henry Street, Penrith NSW 2750  Postal Address: PO Box 210, Penrith NSW 2750  Email: contactcentre@ndiscommission.gov.au		
Commonwealth Entity Address for Invoices:  Legal Services Provide	NQSC.Invoices@converga.com.au  CC: GeneralCounsel@ndiscommission.gov.au.  der Information		
Legal Services Provider Representative:	Name: \$22  Position: Partner  Address: Level 5, HWL Ebsworth Building, 6 National Circuit, Barton ACT 2600		
Legal Services Provider Address for Notices:	Physical Address: Level 5, HWL Ebsworth Building, 6 National Circuit, Barton ACT 2600  Postal Address: PO Box 4316, Manuka, ACT 2603		

Signed for and on behalf of Commonwealth of Australia

as represented by the NDIS Quality and Safeguards Commission, ABN 40 293 545 182



19 August 2024

Kenneth Teoh, General Counsel and Assistant Commissioner, Legal Services and Internal Integrity

Legal Services Provider Response to Order				
A separate Contract will be formed between the Legal Services Provider and a Commonwealth Entity when a Commonwealth Entity issues an Order to the Legal Services Provider unless the Order is rejected in accordance with clause 11.3.3.				
Reject Order	Legal Services Provider may reject an order for the following reasons:			
	Conflict of Interest			
	Insufficiently skilled Personnel to perform the Legal Services required			
	Unable to perform the Legal Services within the required timeframes			
	Order is not substantially in accordance with the RFQ (if applicable) or the terms of the Head agreement			
Conflict of Interest	[If you do not wish to reject the Order for Conflict of Interest, include details of any Conflict of Interest and how the Legal Services Provider proposes to resolve or otherwise deal with the Conflict of Interest]			
Other Comments	[Any other relevant comments]			

From: \$22
To: \$22
Cc: \$22

Subject: RE: Request for Quote - Employer Response to \$22 [SEC=OFFICIAL:Sensitive] [HWLE-

MATTER.C0192081.1245647]

**Date:** Thursday, 29 August 2024 2:41:29 PM

Attachments: <u>image001.png</u>

LEX3451 - WOAG Order Form - 19 August 2024 (002).pdf

# Good afternoon \$22

We are in the process of preparing our bill to send to the NDIS for this matter and I can't see that we have received the purchase order number from you/your team since your email below.

Are you able to please confirm the PO number by return?



SZZ Personal Assistant

to \$22 Partner | \$22 Senior Associate | \$22 Solicitor



Level 5, HWL Ebsworth Building, 6 National Circuit | Barton ACT 2600

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If you receive this communication by mistake we prohibit you from using it in any way and do not waive client legal privilege. Please notify us, delete the communication (and any attachments) and destroy all copies. We do not represent or warrant that this communication is free from computer viruses or other defects. You are responsible for all loss or damage caused directly or indirectly by the use of this communication. If you do not receive all of the email or attachments please notify us immediately by reply email. Please do not click on any links or open attachments unless you recognise the sender and have verified that the communication is genuine. This notice should not be deleted or altered.

rom: \$22 \$22 \$22

Sent: Monday, August 19, 2024 12:27 PM

To: \$22 \$22

Cc: \$22 ; TEOH, Kenneth

*522* 

**Subject:** RE: Request for Quote - Employer Response to \$22

[SEC=OFFICIAL:Sensitive]

Dear <mark>\$22</mark>

Thank you for providing your proposal in response to our request for a quote from HWL Ebsworth.

I am pleased to advise that we are able to accept HWL Ebsworth's quote for this work. Please see the **attached** work order form and additional relevant documents.

The relevant billing details for this order are:

• Matter number: LEX ID: 3451

Matter name: Employment – Employer Response to \$22

 Purchase Order Number: We will provide this to you once received from our Procurement area. Once provided please include in future invoices

• Instructing Officers – S22 S22 Lawyer and S22 S22 Principal Lawyer

The details of the relevant Commission contacts who will be able to assist in the preparation of the response are:



We are looking forward to working with you on this matter.

Please do not hesitate to let me know if you have any questions.

Kind regards,

s22

s22

Lawyer

**Legal Services and Internal Integrity Division** 



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From: \$22 To: \$22 Cc: \$22

Subject: RE: Request for Quote - Employer Response to \$22 [SEC=OFFICIAL:Sensitive] [HWLE-

MATTER.C0192081.1245647]

**Date:** Thursday, 29 August 2024 3:05:01 PM

Attachments: <u>image001.png</u>

Thank you very much!

S22
Personal Assistant

to s22 Partner | s22 Senior Associate | s22 Solicitor

HWL

Level 5, HWL Ebsworth Building, 6 National Circuit | Barton ACT 2600 Phone +61 2 6151 2339

s22 www.hwlebsworth.com.au

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From: \$22 \$22

**Sent:** Thursday, August 29, 2024 3:04 PM

To: \$22

Cc: **522** 

**Subject:** RE: Request for Quote - Employer Response to S22 [HWLE-

MATTER.C0192081.1245647] [SEC=OFFICIAL:Sensitive]

Hi**s22** 

Thanks for following this up -I haven't received the PO number from our Procurement team yet. I will follow them up now and let you know ASAP.

Kind regards,

s22

s22

Lawver

**Legal Services and Internal Integrity Division** 

From: \$22 \$22 To: \$22 Cc: \$22

Subject: RE: Request for Quote - Employer Response to \$22 [HWLE-MATTER.C0192081.1245647]

[SEC=OFFICIAL:Sensitive]

**Date:** Thursday, 29 August 2024 4:54:25 PM

Attachments: <u>image003.png</u>



The PO number for this matter is 91001459.

Kind regards,





Lawyer

**Legal Services and Internal Integrity Division** 



I: SZZ

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From: \$22
Sent: Thursday, August 29, 2024 2:35 PM

To: \$22 \$22 \$22

Cc: \$22

**Subject:** RE: Request for Quote - Employer Response to \$22

[SEC=OFFICIAL:Sensitive] [HWLE-MATTER.C0192081.1245647]

Thank you very much!

Personal Assistant

to \$22 Partner | \$22 Senior Associate | \$22 Solicitor



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Hi**s22** 

Thanks for following this up – I haven't received the PO number from our Procurement team yet. I will follow them up now and let you know ASAP.

Kind regards,

s22

s22

Lawyer

**Legal Services and Internal Integrity Division** 



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From: To: Cc: Subject: RE: Request for Quote - Employer Response to \$22 [SEC=OFFICIAL:Sensitive] [HWLE-MATTER.C0192081.1245647] Date: Thursday, 29 August 2024 4:57:38 PM image001.png Attachments: Thank you, \$22 will have the bill over to you (through the usual channel of course) by early next week at the latest. Have a lovely evening. Kind regards, ersonal Assistant Partner | \$22 Senior Associate | \$22 Solicitor Level 5, HWL Ebsworth Building, 6 National Circuit | Barton ACT 2600 www.hwlebsworth.com.au Full service | Commercially oriented | Unrivalled value Adelaide | Brisbane | Canberra | Darwin | Hobart | Melbourne | Norwest | Perth | Sydney Cyber fraud warning - please note that HWL Ebsworth will not notify you of a change to the firm's bank account details via email. If you are in any doubt, please telephone your known contact at the firm, with their known contact details, to verbally confirm the relevant bank account details prior to transferring funds electronically. Similarly, we may contact you to verify payment details in particular circumstances. If you receive this communication by mistake we prohibit you from using it in any way and do not waive client legal privilege. Please notify us, delete the communication (and any attachments) and destroy all copies. We do not represent or warrant that this communication is free from computer viruses or other defects. You are responsible for all loss or damage caused directly or indirectly by the use of this communication. If you do not receive all of the email or attachments please notify us immediately by reply email. Please do not click on any links or open attachments unless you recognise the sender and have verified that the communication is genuine. This notice should not be deleted or altered. From: S22 Sent: Thursday, August 29, 2024 4:54 PM To: \$22 Cc: **\$22 Subject:** RE: Request for Quote - Employer Response to \$22 [HWLE-MATTER.C0192081.1245647] [SEC=OFFICIAL:Sensitive] The PO number for this matter is 91001459. Kind regards,

24



We are looking forward to working with you on this matter.

Please do not hesitate to let me know if you have any questions.

Kind regards,





Lawyer

**Legal Services and Internal Integrity Division** 



T: \$22 | E: \$22

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From: \$22 \$22 To: \$22 Cc: \$22

Subject: RE: Request for Quote - Employer Response to \$22 [HWLE-MATTER.C0192081.1245647]

[SEC=OFFICIAL:Sensitive]

**Date:** Thursday, 29 August 2024 5:01:51 PM

Attachments: <u>image003.png</u>

Thanks , much appreciated. Hope you have a nice evening too!

Kind regards,





Lawyer

**Legal Services and Internal Integrity Division** 



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From: \$22 < \$22 Sent: Thursday, August 29, 2024 4:28 PM

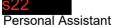
**Subject:** RE: Request for Quote - Employer Response to \$22

[SEC=OFFICIAL:Sensitive] [HWLE-MATTER.C0192081.1245647]

Thank you, **S22** will have the bill over to you (through the usual channel of course) by early next week at the latest.

Have a lovely evening.

Kind regards,



to \$22 Partner | \$22 Senior Associate | \$22 Solicitor



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