

Redaction Schedule

CLASS 3 CONTRACT DISCLOSURE: IPD-19-7822B Trackside Delivery Agreement

REGISTER OF INFORMATION NOT DISCLOSED: Prepared in accordance with sections 6 and 32(2) of the *Government Information (Public Access) Act 2009*

The following table summarises confidential information contained in the abovementioned contract that has been redacted from the contract published on the TfNSW website and the reason the information has not been disclosed.

PAGE NO. (pdf copy)	CLAUSE REFERENCE	GENERAL DESCRIPTION OF INFORMATION	REASON FOR REDACTION	TO BE DISCLOSED AT A LATER DATE
CONTRACT/DEED				
11-12	Delivery Agreement – Clause 3.3 (a) and (b)	Interface with Other Arrangement with Contractor	Commercial-in-confidence provisions of a contract	- N
52-54	Delivery Agreement – Clause 15.2	Liquidated Damages	Commercial-in-confidence provisions of a contract	- N
101	Delivery Agreement – Clause 28.2	Most favoured pricing	Commercial-in-confidence provisions of a contract	- N
112	Delivery Agreement – Clause 31(b) and 31(d),	Benchmarking	Overriding public interest against disclosure	- N
113	Delivery Agreement – Clause 31 (g)	Benchmarking	Commercial-in-confidence provisions of a contract	- N
125-129	Delivery Agreement – Clause 37	Intellectual Property	Commercial-in-confidence provisions of a contract	- N
133-136	Delivery Agreement – Clause 39	Escrow	Commercial-in-confidence provisions of a contract	- N
175-176	Delivery Agreement – Clause 55(c)	Suspension	Commercial-in-confidence provisions of a contract	- N
178	Delivery Agreement – Clause 56.2	Form of Unconditional Undertaking	Commercial-in-confidence provisions of a contract	- N

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179-180	Delivery Agreement – Clause 56.4	Replacement of Unconditional Undertaking	Overriding public interest against disclosure	- N
181-183	Delivery Agreement – Clause 57.4	Government Action	Commercial-in-confidence provisions of a contract	- N
183-186	Delivery Agreement – Clause 58.1, 58.2, 58.3	Termination	Commercial-in-confidence provisions of a contract	- N
195-201	Delivery Agreement Clause 61	Representations and Warranties	Commercial-in-confidence provisions of a contract	- N
201-203	Delivery Agreement Clause 62	Indemnities	Commercial-in-confidence provisions of a contract	- N
204-208	Delivery Agreement Clause 63	Liability	Commercial-in-confidence provisions of a contract	- N
ANNEXURES/SCHEDULES				
227-228	Schedule 1 Definitions - Definition of Act of Prevention	Definition of Act of Prevention	Overriding public interest against disclosure	- N
230-231	Schedule 1 Definitions - Definition of Assigned IP	Definition of Assigned IP	Commercial-in-confidence provisions of a contract	- N
232	Schedule 1 Definitions Definition of Batch Defects	Definition of Batch Defects	Commercial-in-confidence provisions of a contract	- N
233	Schedule 1 Definitions Definition of Change in Standard	Definition of Change in Standard	Overriding public interest against disclosure	- N
233-235	Schedule 1 Definitions Definition of Compensation Event	Definition of Compensation Event	Overriding public interest against disclosure	- N
238	Schedule 1 Definitions Definition of Contractor Licensed IP	Definition of Contractor Licensed IP	Commercial-in-confidence provisions of a contract	- N
242	Schedule 1 Definitions Definition of Direct Loss	Definition of Direct Loss	Commercial-in-confidence provisions of a contract	- N
244	Schedule 1 Definitions Definition of DLP Expiry Date	Definition of DLP Expiry Date	Commercial-in-confidence provisions of a contract	- N

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245-247	Schedule 1 Definitions Definition of EOT Event	Definition of EOT Event	Overriding public interest against disclosure	- N
247	Schedule 1 Definitions Definition of Excepted Risk	Definition of Excepted Risk	Overriding public interest against disclosure	- N
248	Schedule 1 Definitions Definition of Force Majeure or Force Majeure Event	Definition of Force Majeure or Force Majeure Event	Overriding public interest against disclosure	- N
249	Schedule 1 Definitions Definition of Government Action	Definition of Government Action	Overriding public interest against disclosure	- N
255	Schedule 1 Definitions Definition of Loss	Definition of Loss	Commercial-in-confidence provisions of a contract	- N
255	Schedule 1 Definitions Definition of Major Enhancement	Definition of Major Enhancement	Overriding public interest against disclosure	- N
255	Schedule 1 Definitions Definition of Material Breach	Definition of Material Breach	Commercial-in-confidence provisions of a contract	- N
256	Schedule 1 Definitions Definition of Minor Defect	Definition of Minor Defect	Commercial-in-confidence provisions of a contract	- N
261	Schedule 1 Definitions Definition of Prohibited Change of Interest	Definition of Prohibited Change of Interest	Commercial-in-confidence provisions of a contract	- N
263	Schedule 1 Definitions Definition of Qualifying Change in Approval	Definition of Qualifying Change in Approval	Overriding public interest against disclosure	- N
263	Schedule 1 Definitions Definition of Qualifying Change in Law	Definition of Qualifying Change in Law	Overriding public interest against disclosure	- N
265	Schedule 1 Definitions Definition of Required Rating	Definition of Required Rating	Overriding public interest against disclosure	- N

PAGE NO. (pdf copy)	CLAUSE REFERENCE	GENERAL DESCRIPTION OF INFORMATION	REASON FOR REDACTION	TO BE DISCLOSED AT A LATER DATE
271	Schedule 1 Definitions Definition of Technology Evolution	Definition of Technology Evolution	Overriding public interest against disclosure	- N
272-273	Schedule 1 Definitions Definition of TfNSW IP	Definition of TfNSW IP	Overriding public interest against disclosure	- N
274	Schedule 1 Definitions Definition of TLS Impact Statement	Definition of TLS Impact Statement	Overriding public interest against disclosure	- N
279-280	Schedule 1 Definitions Interpretation, Clause 2(w)	Interpretation, Clause 2(w)	Overriding public interest against disclosure	- N
283	Schedule 2 Agreement Details, Item 3 Representatives	Name of Contractor's Representative	Personal information and Information Privacy Principles	- N
283	Schedule 2 Agreement Details, Item 3 Representatives	Name of TfNSW Representative	Personal information and Information Privacy Principles	- N
283	Schedule 2 Agreement Details, Item 4 Subcontractors	Subcontractors	Commercial-in-confidence provisions of a contract	- N
283	Schedule 2 Agreement Details, Item 5 Key People	Key People	Commercial-in-confidence provisions of a contract	- N
283	Schedule 2 Agreement Details, Item 6 Liability Cap	Reference to \$ amount of coverage and duration of term	Commercial-in-confidence provisions of a contract	- N
283-284	Schedule 2 Agreement Details, Item 7 Contractor Insurance Policies	Reference to \$ amount of coverage and duration of term	Commercial-in-confidence provisions of a contract	- N
286	Schedule 2 Agreement Details, Item 8 TfNSW Insurance Policies	Reference to \$ amount of coverage and duration of term	Overriding public interest against disclosure	- N

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287	Schedule 2 Agreement Details, Item 9 Notices	Name of TfNSW Representative	Personal information and Information Privacy Principles	- N
287	Schedule 2 Agreement Details, Item 9 Notices	Name of Contractor's Representative	Personal information and Information Privacy Principles	- N
289-296	Schedule 3 System Definitions and Requirements	System Definitions and Requirements	Commercial-in-confidence provisions of a contract, Personal information and Information Privacy Principles, Public safety or security	- N
297	Schedule 4 Process Requirements	Process Requirements	Commercial-in-confidence provisions of a contract, Personal information and Information Privacy Principles, Public safety or security	- N
301-306	Schedule 6 Milestones and Acceptance Criteria	Milestones and Acceptance Criteria	Overriding public interest against disclosure	- N
310	Schedule 7 New SOWS and Variation Procedures, 3.2 (a)	Reference to TLS Impact Statement	Overriding public interest against disclosure	- N
312	Schedule 7 New SOWS and Variation Procedures, 4.2(b)	Reference to TLS Impact Statement	Overriding public interest against disclosure	- N
319-320	Schedule 7 New SOWS and Variation Procedures, Clause 8	TLS Impact Statement and Delivery Impact Statement	Overriding public interest against disclosure	- N
321	Schedule 7 New SOWS and Variation Procedures, Attachment A	Attachment A - Statement of Work Templates	Overriding public interest against disclosure	- N
323	Schedule 7 New SOWS and Variation Procedures, Attachment B	Attachment B – TfNSW Initiated Variation	Overriding public interest against disclosure	- N

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325	Schedule 7 New SOWS and Variation Procedures, Attachment C	Attachment C – Contractor Initiated Variation	Overriding public interest against disclosure	- N
349-350	Schedule 10 Physical Works, 2.3(i) and (j)	Contamination	Commercial-in-confidence provisions of a contract	- N
374	Entire Schedule 11 Pricing Terms	Pricing Terms	Commercial-in-confidence provisions of a contract	- N
398-408	Entire Schedule 15 Interface Requirements	Interface Requiements	Commercial-in-confidence provisions of a contract	- N
441	Schedule 18 Issue Resolution Procedure, 2.3	Bar	Overriding public interest against disclosure	- N
446-447	Schedule 19 Dispute Resolution Procedure, 1.4 - Linked Claims	Linked Claims	Overriding public interest against disclosure	- N
467	Schedule 20 Disengagement, 4.6 (b)	Disengagement Services	Commercial-in-confidence provisions of a contract	- N
469	Schedule 20 Disengagement, 4.11	Termination	Commercial-in-confidence provisions of a contract	- N
498	Schedule 24 Confidentiality and Intellectual Property Deed Poll	Confidentiality and Intellectual Property Deed Poll	Commercial-in-confidence provisions of a contract	- N
500	Schedule 25 Form of Escrow Deed	Form of Escrow Deed	Commercial-in-confidence provisions of a contract	- N
502	Schedule 26 Form of Contractor Deed Poll	Form of Contractor Deed Poll	Commercial-in-confidence provisions of a contract	- N
514	Schedule 28 Form of Parent Company Guarantee	Form of Parent Company Guarantee	Commercial-in-confidence provisions of a contract	- N
516	Schedule 29 Form of Unconditional Undertaking	Form of Unconditional Undertaking	Commercial-in-confidence provisions of a contract	- N
542	Execution Page	Execution Page	Commercial-in-confidence provisions of a contract	- N

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SOW1	Statement of Work 1	Statement of Work 1	Commercial-in-confidence provisions of a contract	- N
EXHIBITS				
VARIATIONS				