

**Subject to Legal Review in English, Spanish and French  
for Accuracy, Clarity and Consistency  
Subject to Authentication of English, Spanish and French Versions**

**ANNEX 15-A: SCHEDULE OF NEW ZEALAND**

**SECTION A**

**Central government entities whose procurement is covered by this chapter**

Chapter 15 (Government Procurement) applies to the central government entities listed in this section where the value of the procurement is estimated, in accordance with Article 15.2 (Scope), to equal or exceed:

Goods	SDR: 130,000
Services	SDR: 130,000
Construction Services	SDR: 5,000,000

1. Ministry for Primary Industries
2. Canterbury Earthquake Recovery Authority
3. Department of Conservation
4. Department of Corrections
5. Crown Law Office
6. Ministry of Business, Innovation and Employment
7. Ministry for Culture and Heritage
8. Ministry of Defence
9. Ministry of Education
10. Education Review Office
11. Ministry for the Environment
12. Ministry of Foreign Affairs and Trade
13. Government Communications Security Bureau
14. Ministry of Health
15. Inland Revenue Department
16. Department of Internal Affairs
17. Ministry of Justice
18. Land Information New Zealand
19. Ministry of Māori Development
20. New Zealand Customs Service
21. Ministry of Pacific Island Affairs
22. Department of the Prime Minister and Cabinet
23. Serious Fraud Office

**Subject to Legal Review in English, Spanish and French  
for Accuracy, Clarity and Consistency  
Subject to Authentication of English, Spanish and French Versions**

24. Ministry of Social Development
25. State Services Commission
26. Statistics New Zealand
27. Ministry of Transport
28. The Treasury
29. Ministry of Women's Affairs
30. New Zealand Defence Force
31. New Zealand Police

**Note to Section A**

All agencies subordinate to the above listed central government entities are covered, provided that such agency does not have a separate legal personality.

**SECTION B**

**Sub-central government entities whose procurement is covered by this chapter**

None.

**SECTION C**

**Other entities whose procurement is covered by this chapter**

Chapter 15 (Government Procurement) applies to the other government entities listed in this section where the value of the procurement is estimated, in accordance with Article 15.2 (Scope), to equal or exceed:

Goods	SDR: 400,000
Services	SDR: 400,000
Construction Services	SDR: 5,000,000

1. New Zealand Antarctic Institute
2. New Zealand Trade and Enterprise
3. Civil Aviation Authority of New Zealand
4. Energy Efficiency and Conservation Authority
5. Maritime New Zealand
6. New Zealand Fire Service Commission
7. Tertiary Education Commission
8. Sport New Zealand (excluding procurement of goods and services containing confidential information related to enhancing competitive sport performance)

**Subject to Legal Review in English, Spanish and French  
for Accuracy, Clarity and Consistency  
Subject to Authentication of English, Spanish and French Versions**

9. Careers New Zealand
10. Education New Zealand.

**Notes to Section C**

1. For the entities listed in this section, Chapter 15 (Government Procurement) covers only those entities listed and does not extend to subordinate or subsidiary agencies.
2. New Zealand does not offer coverage of entities listed in section C to Mexico.

**SECTION D  
Goods**

Chapter 15 (Government Procurement) applies to all goods procured by the entities listed in Sections A and C, unless otherwise specified in Chapter 15 (Government Procurement), including this Annex.

**SECTION E  
Services**

Chapter 15 (Government Procurement) applies to all services procured by the entities listed in Sections A and C unless otherwise specified in Chapter 15 (Government Procurement), except the following:

- (a) procurement of research and development services;<sup>1</sup>
- (b) procurement of public health, education and welfare services;<sup>2</sup> and
- (c) procurements listed in Section G.

**SECTION F  
Construction services**

Chapter 15 (Government Procurement) applies to all construction services<sup>3</sup> procured by the entities listed in Sections A and C unless otherwise specified in this Chapter, except for procurement not covered as set out in Section G.

---

<sup>1</sup> As defined in WTO document MTN.GNS/W/120 (CPC 851-853).

<sup>2</sup> Refers to procurement, for provision to the public, of services classified in WTO document MTN.GNS/W/120 under the sector headings "Educational Services" (CPC 921, 922, 923, 924, and 929) and "Health Related and Social Services", (Public Health: CPC 931, including 9311, 9312 and 9319); Welfare: CPC 933 and 913).

<sup>3</sup> Refers to WTO document MTN.GNS/W/120 sector heading "Construction and Related Engineering Services".

**Subject to Legal Review in English, Spanish and French  
for Accuracy, Clarity and Consistency  
Subject to Authentication of English, Spanish and French Versions**

**SECTION G  
General Notes**

Chapter 15 (Government Procurement) shall not apply to:

- a. any procurement by an entity covered under this Annex from another entity covered under this Annex;
- b. procurement of goods or services in respect of contracts for construction, refurbishment or furnishing of chanceries abroad;<sup>4</sup>
- c. any programme, preference, set-aside or any other measure that benefits SMEs;
- d. any procurement for the purposes of developing, protecting or preserving national treasures of artistic, historic, archaeological value or cultural heritage; or
- e. procurement of storage or hosting of government data and related services based on storage or processing outside the territory of New Zealand to protect government information as described in Article 14.2.6.(b).

For greater certainty, Chapter 15 (Government Procurement) shall be interpreted in accordance with the following:

- a. a procuring entity may apply limited tendering procedures under Article 15.10.2.(b) (Limited Tendering) or 15.10.2.(g) (Limited Tendering) in relation to unsolicited unique proposals;<sup>5</sup>
- b. with reference to Article 15.2.(d) (Scope) this Agreement does not apply to any procurement made by a procuring entity covered under this Annex on behalf of an organisation that is not covered under this Annex;
- c. with reference to Article 15.2.2 (Scope) this Agreement does not apply to commercial sponsorship arrangements; and
- d. with reference to Article 15.2.2 (Scope) this Agreement does not apply to governmental provision of goods and services.

---

<sup>4</sup> As regards construction services, this refers to WTO document MTN.GNS/W/120 sector heading Construction and Related Engineering Services”.

<sup>5</sup> As defined and handled in the New Zealand government guidance document, “Unsolicited Unique Proposals – How to deal with uninvited bids” (May 2013), as updated from time to time.

**Subject to Legal Review in English, Spanish and French  
for Accuracy, Clarity and Consistency  
Subject to Authentication of English, Spanish and French Versions**

**SECTION H  
Threshold Adjustment Formula**

1. The thresholds shall be adjusted at two-year intervals with each adjustment taking effect on January 1.
2. Every two years, New Zealand shall calculate and publish the value of the thresholds under this Chapter expressed in New Zealand dollars. These calculations shall be based on the conversion rates published by the International Monetary Fund in its monthly “International Financial Statistics”.
3. The conversion rates shall be the average of the daily values of the New Zealand dollar in terms of the Special Drawing Rights (SDR) over the two-year period preceding October 1 of the year before the adjusted thresholds are to take effect.
4. New Zealand shall consult if a major change in its national currency relative to the SDR or to the national currency of another Party were to create a significant problem with regard to the application of the Chapter.

**SECTION I  
Publication of Procurement Information**

The information to be published under this Chapter 15 (Government Procurement) will be published as follows:

- New procurement opportunities:  
Government Electronic Tenders Service [www.gets.govt.nz](http://www.gets.govt.nz)
- Procurement policy and practice: [www.procurement.govt.nz](http://www.procurement.govt.nz)
- New Zealand legislation: [www.legislation.govt.nz](http://www.legislation.govt.nz)