

# Contracting, Privatisation and Public Records

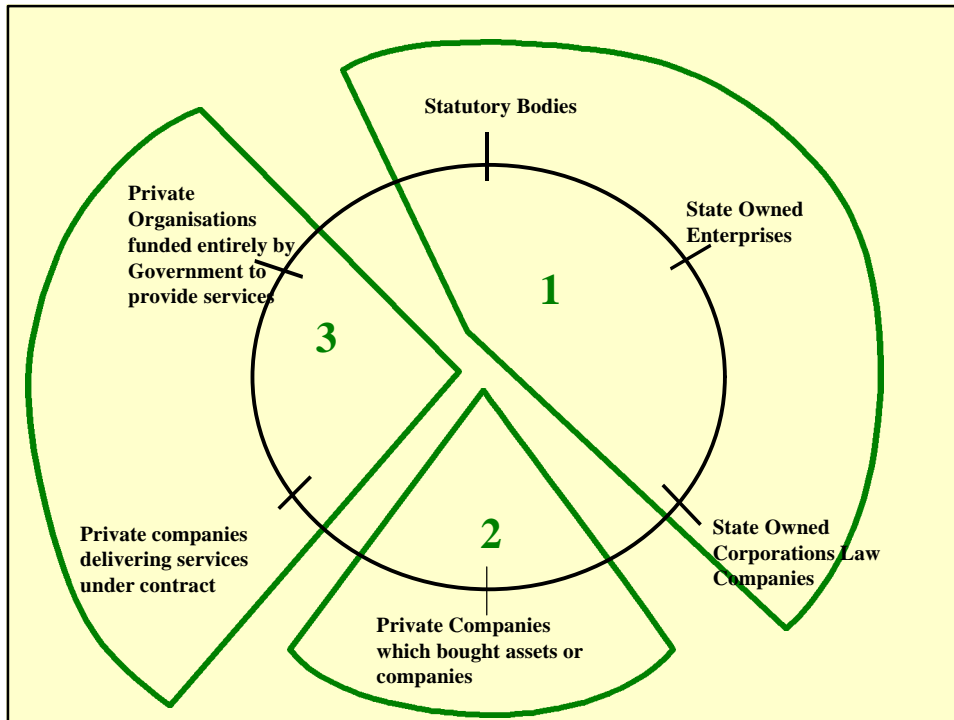
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## Records Management Issues at EPD

- Energy reform undertaken almost entirely by contractors/consultants working internally and externally
- Reforms privatised previously public entities.
- Restructure and/or creation of a number of new public agencies eg energy ombudsman etc.



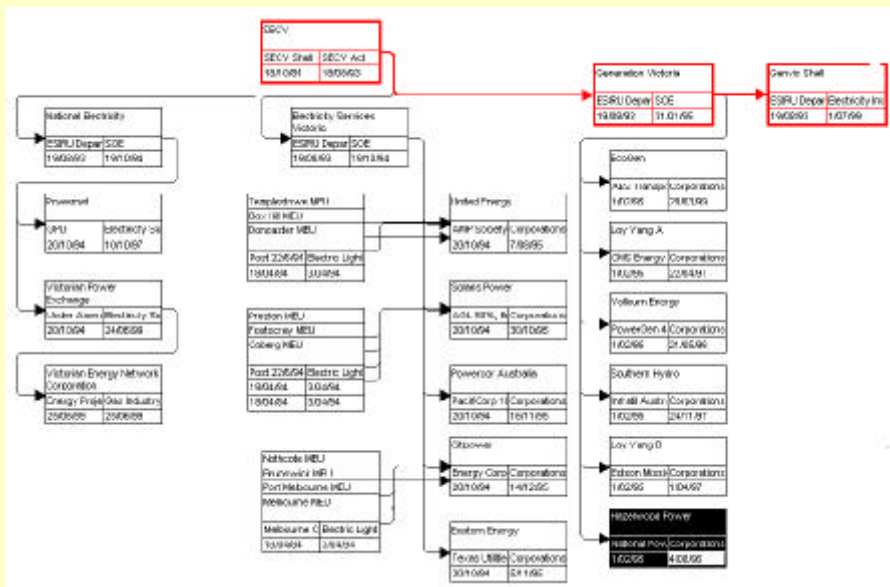
## Segment 1 - Public Bodies

- According to the definitions in the Public Records Act 1973 the following entities are subject to the Act
  - any department branch or office of the Government of Victoria
  - Any public statutory body corporate or unincorporate
  - a state owned enterprise within the meaning of the State Owned Enterprises Act 1992
  - any municipal council; and
  - any other local governing body corporate or unincorporate
- PROV has contacted most public sector agencies and is seeking to develop a relationship with each agency. This seminar is the first step.
- The next step will be to determine which agencies should be registered separately and which are part of the Departments.

## Segment 2 - Privatised Services

- It has been determined that material generated by most of the now privatised Corporations Law companies is part of the public record.
- In the case of most privatisation processes some records were left in the possession of the new owners to enable a smooth transition of functions of the business.
- PROV has started a process to seek retrieval of this information at such time as the private companies no longer require it.

## Electricity Industry Structural Changes



## Segment 3 - Contractors

- Many standard Government contracts state that the Government is the owner of materials produced under that contract.
- Where this is the case, those materials are subject to the Public Records Act 1973
- These records are largely un-managed in terms of the Public Records Act.
- PROV is planning to develop training mechanisms for both contract managers, and contractors to ensure appropriate management.

## Conclusion

- This project is for the long term
- PROV is committed to managing all public records in accordance with the Act.
- Comments are welcome.

# Electricity Industry Structural Changes

