



Table of changes to the Commonwealth Procurement Rules (CPRs) commencing 1 July 2024

CPR Change	General Comment
Foreword	Repeals the previous CPRs.
Procurement Framework (2.6 and Footnote)	<p>Amendment to allow an Accountable Authority to delegate decision making in relation to this paragraph.</p> <p>New footnote added in response to recommendation 3 of Joint Committee of Public Accounts and Audit Report 498 Commitment Issues' – An Inquiry into Commonwealth procurement (JCPAA Report 498) to clarify that even when 2.6 is applied, the overarching obligations of the PGPA Act regarding the proper use of resources still applies.</p>
Procurement Definition (2.7)	Updated definition in response to recommendation 1 of JCPAA Report 498, to include reference to supply chain analysis.
Figure 1: Legislation and Policy	Inclusion of the Commonwealth Supplier Code of Conduct.
How to use the Commonwealth Procurement Rules (3.2, 3.3 and footnote)	<p>New paragraphs to clarify that the CPRs applies to officials and that ministers must not direct officials undertaking procurement activities.</p> <p>Footnote added to clarify that ministers may seek information on the progress of a procurement.</p> <p>Policy response to recommendation 12.a of the Independent Review of Services Australia and NDIA Procurement and Contracting (the Watt Review).</p>
Achieving value for money (4.5.e)	Amended text to update the language of environmental sustainability to be consistent with the revised Sustainable Procurement Guide.
Achieving value for money (4.6.f)	Amended text for consistency with the change to 4.5.e to recognise environmental sustainability relates to all aspects of procurement.

Broader benefits to the Australian economy (4.7)	Reduced the threshold for procurements from \$4 million to \$1 million.
Small and Medium Enterprises (SMEs) (5.6)	Amended text to increase the commitment for non-corporate Commonwealth entities (NCEs) procuring at least 25% of contracts by value from SMEs, for contracts with a value of up to \$1 billion. The previous commitment was 20% of all contracts.
SMEs (5.7)	Amended text to increase the target for NCEs procuring at least 40% of contracts by value from SMEs, for contracts with a value of up to \$20 million. The previous target was 35%.
Ethical behaviour (6.6- 6.7)	Paragraph 6.6 has been split into two paragraphs – 6.6 and 6.7. Paragraph 6.7 now includes a reference to preventing corrupt behaviour, and has been declared to be a relevant provision for the purposes of the <i>Government Procurement (Judicial Review) Act 2018</i> . Change in response to recommendation 1 of the Australian National Audit Office performance audit <i>Procurement Complaints Handling (Report No. 19 of 2022-23)</i> (ANAO Procurement Complaints Handling Audit).
Judicial Review (6.10)	Paragraph 6.7 is now included in the list of paragraphs captured by paragraph 6.10 and is a relevant provision for the purposes of the <i>Government Procurement (Judicial Review) Act 2018</i> . Change in response to recommendation 1 of the ANAO Procurement Complaints Handling Audit.
Commonwealth Contracts (6.12)	New mandatory requirement to include the Commonwealth Supplier Code of Conduct (Code) in all contracts with limited exceptions.
Providing Information (7.17)	Clarification that notification to unsuccessful tenderers should be provided in writing as best practice, and must be provided in writing if requested by the supplier. Clarification in response to recommendation 1 of the ANAO Procurement Complaints Handling Audit.

Reporting arrangements (7.18-7.19)	<p>Amended text to improve the clarity of the reporting threshold at which all contracts and amendments to contracts must be reported on AusTender.</p> <p>Clarification in response to recommendation 6 of the Australian National Audit Office performance audit <i>Management of the Australian War Memorial's Development Project (Report No. 21 of 2023-24)</i>.</p>
Specifications (10.6a and 10.10b)	For clarity and to promote consistency across the CPRs, references to 'technical specifications' in paragraphs 10.6a and 10.10b have been changed to 'specifications'.
Request Documentation (10.6f)	<p>Amended text to clarify that any other terms or conditions 'relevant to the procurement' must be included, rather than previous text of 'relevant to the evaluation of submissions'.</p> <p>Clarification in response to recommendation 1 of the ANAO Procurement Complaints Handling Audit.</p>
Appendix A: Exemptions	
Procurement of goods and services from an SME (17)	Amended text allowing all relevant entities to directly engage an SME for procurements valued up to \$500,000 and exempt the procurement from the rules of Division 1 paragraphs 4.7, 4.8 and 7.26 and Division 2.
Appendix B: Definitions	
Amendment	New definition
Reported contract	New definition
Reporting threshold	Amended text to clarify the reporting threshold
Small and Medium Sized Enterprises	Amended definition to clarify that an SME seeking an Appendix A exemption must be an independent entity, rather than a small or medium sized entity supported by the resources of a larger entity.

Consequential renumbering of paragraphs is not included in the table.