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# Queensland and Australian Government Joint Initiative – \$40 million Queensland Recycling Modernisation Fund

## Program guidelines



The Department of State Development, Infrastructure, Local Government and Planning improves productivity and quality of life in Queensland by leading economic strategy, industry development, infrastructure and planning, for the benefit of all.

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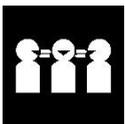


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Copies of this publication are available on our website at [www.statedevelopment.qld.gov.au](http://www.statedevelopment.qld.gov.au) and further copies are available upon request to:

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# 1. Introduction

In late 2019, the Council of Australian Governments (COAG) agreed that Australia should ban the export of unprocessed waste plastic, paper and cardboard, glass and tyres while building Australia's capacity to generate high value recycled commodities and associated demand.

Following this decision, in early 2020, after a period of industry consultation and market analysis, COAG agreed to the following implementation timetable for the phased withdrawal of exported recyclables:

- Unprocessed glass - from 1 January 2021
- Mixed Plastics - 1 July 2021
- Whole used tyres - 1 December 2021
- Single resin/polymer plastics - 1 July 2022
- Mixed and unsorted paper and cardboard - 1 July 2024

The National Waste Policy Action Plan 2019 (NWPAP), agreed to by all Australian Governments, created seven targets and actions to guide investment nationally. To support the waste export ban and the other NWPAP targets, the Australian Government is providing \$190 million through the Recycling Modernisation Fund, with capital investment jointly provided by the Australian, State and Territory governments.

This investment in the Australian recycling industry can build processing capacity and markets for recycled products and support innovative new infrastructure to sort, process and remanufacture waste plastics, mixed and unsorted paper and cardboard, unprocessed glass or whole used tyres.

Queensland's resource recovery industries are leading the way in creating a zero-waste society. With support from the Queensland Government, resource recovery industries are harnessing the potential value of resources traditionally discarded by society while improving the sustainability of the resource recovery industry.

The Queensland Waste Management and Resource Recovery Strategy sets ambitious targets to increase diversion of waste from landfill and increase recycling. To achieve these targets and support the introduction of the waste levy, the Queensland Government launched the Resource Recovery Industry Development Program (RRIDP) in 2018, offering financial incentives to businesses and local governments towards infrastructure and equipment that will divert waste from landfill, reduce stockpiling and recover resources for more valuable uses.

Through the RRIDP, 29 businesses and local governments have received funding to divert 1.3 million tonnes of waste per annum from landfill. This is almost 11% of the 11 million tonnes of waste created in Queensland in 2018-19. These businesses and local governments will invest an additional \$193 million and create over 362 jobs across Queensland.

The Queensland Government recognises that supporting resource recovery industries helps attract new business and investment to Queensland, bringing economic growth, supply chain benefits and jobs across a range of sectors and regions.

The Queensland and Australian Government recognise that waste is a valuable resource whose value should be kept in the Australian and Queensland economy and are committed to jointly supporting capital investment that significantly increases Queensland's recycling rates.

As part of this commitment, a National Partnership Agreement has been signed between the Australian Government and Queensland Government. In accordance with the National Partnership Agreement, Queensland will receive \$20 million from the Australian Government, which will be matched with co-funding of \$20 million from the Queensland Government. Queensland's funding commitment will be drawn from funds allocated to RRIDP and in total, **\$40 million** will be available to invest into Queensland's recycling industry to effectively manage the impacts of the waste export bans, as well as continue to deliver against Queensland Government waste diversion targets.

The Queensland Government is now calling for proposals that will create capital infrastructure to divert **waste plastics, mixed and unsorted paper and cardboard, unprocessed glass or whole used tyres** from landfill in Queensland.

## 2. Program objectives

The Queensland Recycling Modernisation Fund (QRMF) is a joint initiative supported by the Queensland and Australian Governments to invest in new infrastructure that sorts, processes, recycles and remanufactures waste streams subject to ban from export. The key outcome sought through the QRMF is acceleration of projects that address critical infrastructure gaps in Queensland's waste management and resource recovery industries.

Projects should contribute to moving Queensland towards a circular economy by adding value to waste resources and retaining them where possible within local economies.

The QRMF is focused on:

- attracting private sector investment in new infrastructure to address these waste streams:
  - **waste plastic**
  - **mixed and unsorted paper and cardboard**
  - **unprocessed glass, in a whole or broken state (both formed packaging and flat sheet glass) and**
  - **whole used tyres, including baled tyres**
- improving sorting, processing, recycling and remanufacturing of waste
- facilitating waste avoidance, landfill diversion (including stockpile diversion / reduction) and recycling activities
- creating economic development opportunities particularly in regional areas
- creating job development opportunities particularly in regional areas
- building a stronger onshore recycling industry by developing new domestic markets for recycled materials
- addressing Queensland's regional and remote waste challenges where possible.

The QRMF will be continuously monitored and reviewed to ensure that objectives are achieved. These Guidelines may be updated in future should further funding rounds be offered.

## 3. Eligibility

Under the QRMF, your organisation and project must meet minimum eligibility criteria to be considered for funding. Should the eligibility criteria be met, applications will undergo assessment against the criteria set out in Section 6 and the program objectives and given a rating against each criteria. The project's rating against the assessment criteria and alignment with the program objectives will determine whether an application will be reviewed by the inter departmental panel.

### 3.1 Organisation eligibility

To be eligible to apply for funding under the QRMF your organisation must:

- be a legal entity\* with an active Australian Business Number (ABN) or Australian Registered Body Number (ARBN)
- propose capital investment in resource recovery facilities and infrastructure to be located in Queensland

- have obtained internal approval\*\* to make the application, including approval to co-fund the project to at least 50 per cent of the eligible capital costs, before applying for a grant
- have the financial and technical capacity to deliver the project
- have a history of effective regulatory compliance

\*The organisation may be a business, local government (including local government owned / controlled organisations) or a not-for-profit or non-government organisation. You may also be in the process of establishing a business for the purpose of launching a resource recovery project. Only one application will be accepted per organisation, including where you are the lead for a joint application.

Regional groups of councils and partnerships between industry and local government are encouraged to apply, but one organisation should be identified as the lead applicant and administrator of the project. Individuals and sole traders are not eligible.

\*\*For local government applicants, this will be an endorsement of the project from elected members or relevant financial delegate. For other organisations, this may require sign-off from executive management or the board.

## 3.2 Project eligibility

A project must meet all of the following eligibility criteria:

- be located in Queensland
- recycle waste plastics, mixed and unsorted paper and cardboard, unprocessed glass or whole used tyres that are currently being landfilled or recovered to low value outlets
- increase the capacity for domestic sorting, processing, recycling and remanufacturing of materials
- deliver new or improved resource recovery infrastructure
- use only technology and equipment that have successfully demonstrated commercial capability nationally or internationally
- be completed by 30 June 2024.

The following projects **will not** be considered:

- energy from waste projects
- landfill projects – construction of new landfills or landfill cells, improvement of existing landfills (excluding source separation equipment), new landfill equipment, capping of landfills or rehabilitation of legacy landfills
- projects that have already commenced or are planned to commence regardless of financial support from government, for example:
  - your organisation is already contracted to provide the resource recovery infrastructure or service that is proposed, or to supply the recovered resources that are proposed to be produced by the project
  - funding has been approved and committed to the project regardless of the financial incentive
  - construction has commenced or contracts have been executed for supply / construction of the facility
- projects not directly resulting in new infrastructure investment, for example education and behaviour change programs, market development, strategy development, and feasibility studies
- projects already funded by grants for the same project costs
- projects dealing with waste streams outside of those stipulated under the program objectives.

### 3.3 Eligible project costs

The applicant is encouraged to demonstrate that local suppliers and contractors will be engaged in accordance with the [Queensland Charter for Local Content Ongoing Opportunities for Industry](#). Where significant expenditure outside of Queensland is required and unavoidable (e.g. purchase of specialised equipment not available in Queensland), this should be identified and explained in the application.

Eligible project costs must be auditable and must be capital costs for project specific investments such as for new, upgraded or expanded resource recovery facilities, large-scale technologies or for the purchase and installation of fixed plant and equipment required to fully commission new infrastructure. Eligible costs can be calculated in the detailed data template included with the application form.

The following items **will not be funded** and should be excluded from the estimate of eligible project costs for co-funding:

- project development costs such as options analyses, feasibility studies, application development and due diligence
- legal costs
- any expenditure incurred prior to the project commencement date included in a funding agreement
- development approvals and environmental licence application costs, including any impact assessment studies that may be required
- compliance with regulation and licence conditions costs
- civil works outside the direct project site such as road and drainage upgrades
- site acquisition costs such as purchase or lease costs and any site rehabilitation costs
- foregone profits or revenues due to the need to undertake modifications or upgrades to existing facilities for the project
- leased equipment
- operations and maintenance costs, including working capital
- legal and financing costs and costs related to making, monitoring and administering the grant application (including for consultants)
- existing plant and equipment which may be utilised in the new project
- costs associated with general business operations such as rent, salaries and wages, leases and overheads
- operational project costs such as travel (including for professional consultants), marketing, promotion and advertising, education and information campaigns and internal staff costs
- contingency allowances (it is considered prudent for these to be included in the total project budget).

## 4. Funding arrangements

A total of \$40 million is available under the QRMF. The minimum funding request is \$100,000 (excluding GST).

The QRMF will **reimburse up to a maximum of 50 per cent of actual expenditure on eligible project costs**.

Applicants must be able to provide the balance of eligible project costs not funded by the QRMF and all ineligible project costs required to complete the project in its entirety.

The applicant co-contribution may be obtained from internal funds as well as any funding sources including other participants in the project, other Queensland Government agencies and/or local government.

In addition, applicants are required to directly contribute a minimum of **25 per cent of the total project cost in cash\*\***. This means that the total amount of funding received from the QRMF and any other grant sources cannot

exceed 75 per cent of the total project cost. Funds contributed by other project participants can be used to reach the 25 per cent contribution requirement.

\*\*The requirement to contribute 25 per cent in cash does not apply to Aboriginal and Torres Strait Islander Councils. For these councils, this contribution can come from any source.

**In-kind contributions** are welcome but will not be counted toward the minimum applicant contributions to eligible or total project costs.

Applicants are required to provide a project budget identifying all project costs by line item. All eligible and ineligible project costs should be included. The project budget must be sufficiently detailed for the Department of State Development, Infrastructure, Local Government and Planning (the Department) to confirm:

- that each item included as an eligible project cost meets the QRMF criteria as eligible
- the eligible and ineligible costs incurred for each deliverable
- the total costs for the overall project

You will be required to provide supporting evidence, such as supplier quotations, to verify and confirm projected project costs.

If you are successful, you will be required to execute a funding agreement with the Department. The Department is under no obligation to provide any funds until the agreement has been counter executed. All project deliverables will link to expenditure for that deliverable and the corresponding instalment amount.

A 10 per cent payment will be made following execution of the funding agreement and satisfaction of any pre-conditions. Funding will then be provided in instalments and paid in arrears upon verified, successful and timely completion of agreed project deliverables and evidence of expenditure.

If successful, you must also comply with any Australian Government requirements for undertaking building and construction work. You must ensure that any contractor you engage is accredited under the Australian Government Building and Construction WHS Accreditation Scheme and ensure that compliance with the Code for the Tendering and Performance of Building Work 2016 is a condition of tender for performance of building work for the project.

You will be required to provide progress reports to the Department to demonstrate that the project is being delivered on schedule. A completion report will be required once the project is finalised. Templates for these reports will be provided.

The Department reserves the right to undertake an audit of the project to monitor progress and / or appoint an independent advisor to undertake an assessment of projects.

The State does not provide advice about the appropriate tax treatment of any funding arrangement and organisations are encouraged to seek independent professional advice.

## 5. Application and assessment process

### 5.1 Key dates and process summary

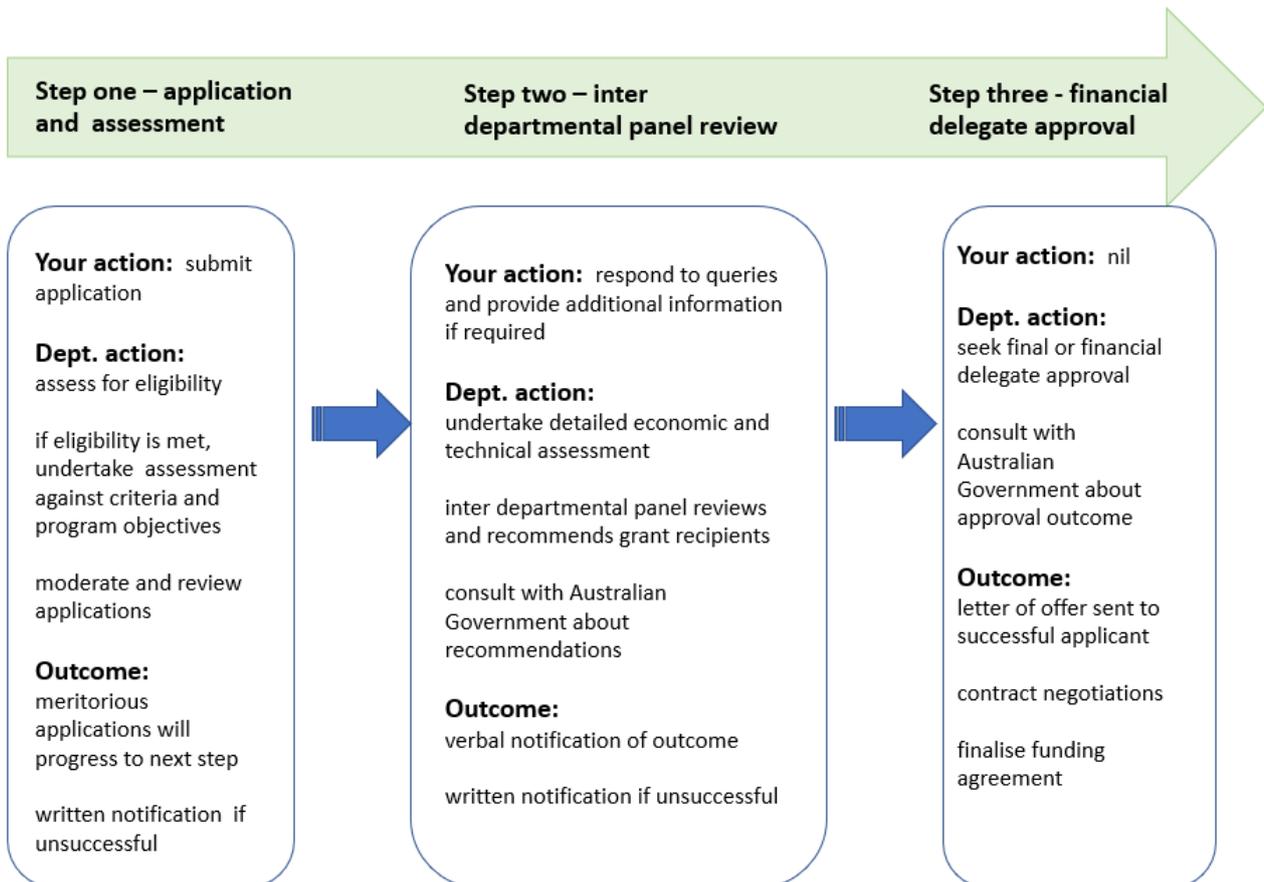
The QRMF is competitive grant funding round with a set application period. The key dates for the QRMF are as follows. Other than the opening and closing dates for submitting applications, all other dates are indicative only. This assessment period is flexible and at the Department's discretion to extend if required.

Key date	Key activities/action	Responsibility
13/07/2021	Applications open	Department
07/09/2021	Applications close	Applicant
29/10/2021	Step one assessments completed	Department
22/12/2021	Detailed economic and technical assessments completed	Department
26/01/2022	Inter departmental panel review	Department

Access to the QRMF will involve a three-step process:

- **Step one – application and assessment:** you submit an application which is assessed according to eligibility, assessment criteria and program objectives.
- **Step two – inter departmental panel review:** if your application is successful at step one, a detailed economic and technical assessment will be undertaken. At this step, you may be requested to provide further details in relation to your application. The application will then be considered by an inter departmental panel who will recommend projects for funding. The Australian Government will then be consulted about these recommendations.
- **Step three - financial delegate approval:** if your application is successful, funding approval will be sought from the financial delegate. Once funding approval is received, the Australian Government will be consulted about the outcome. A conditional letter of offer will be issued with information about the terms on which funding will be made available.

Funding will be offered to the most meritorious applications. There is no guarantee of approval at any stage in the process and you will be notified in writing of the outcome. The State reserves the right to award grant funding in a different amount or with alternative conditions to that requested.



## 5.2 Step one – application and assessment

Step one application forms are available on the Department’s website ([www.statedevelopment.qld.gov.au](http://www.statedevelopment.qld.gov.au)) until the closure of the funding round. The applications must be submitted using the online portal available at [www.statedevelopment.qld.gov.au](http://www.statedevelopment.qld.gov.au). An offline version of the application form has been provided to assist you in developing your application.

Applications must be complete, demonstrate how you and your project satisfies the eligibility / assessment criteria and contain all mandatory information required by the Department at the time of lodgement.

You will receive an acknowledgement of receipt by email within three business days of the closing date.

Each application (including the detailed data template) will be checked against the organisation and project eligibility criteria set out in Sections 3.1 and 3.2 of these guidelines. If the application does not satisfy these criteria, it will not be assessed any further.

Applications that satisfy the organisation and project eligibility criteria will undergo an assessment against the criteria set out in Section 6 and the program objectives.

At step one, applications are subject to a due diligence and probity review of the applicant including, but not limited to:

- applicant bona fides check (status, corporate structure, ownership, directors review)
- background and probity searches (ACCC, banned and disqualified registers, bankruptcy, adverse media, court documents)
- regulatory compliance and corporate conduct checks.

You must demonstrate you have the financial capacity to fund the project as presented in the application.

The Department may engage contractors, consultants or specialist advisors to assist with the assessment of applications against the eligibility and assessment criteria. The Department may consider information from its own or other sources and may seek advice from other government agencies as part of the assessment process.

Applications will be moderated and reviewed to ensure consistency in assessment.

The most meritorious applications will progress to review by the inter departmental panel and shared with the Australian Government.

## 5.3 Step two – inter departmental panel review

You may be contacted during this step to clarify any information already provided. The Department will advise if additional information and supporting material is required and the timeframes in which it is required by.

The information provided will inform a detailed economic and technical assessment and the recommendations presented to an inter departmental panel for consideration. The panel consists of senior representatives from the Department, the Department of the Premier and Cabinet, Queensland Treasury, the Department of Environment and Science. The panel may recommend a lesser amount of funding be approved for an application or defer a recommendation pending further information.

If the panel supports the application, the Australian Government will be consulted.

If the panel does not support the application, you will be notified in writing. Feedback will be provided to unsuccessful applicants on request.

## 5.4 Step three - financial delegate approval

Once the successful applicants have been recommended by the panel and the Australian Government has been consulted, the Department will seek the approval of the relevant financial delegate. Depending on the financial delegation instrument, this is usually the Director-General or the Minister.

Once this approval is received, the Department will consult with the Australian Government. Successful applicants will then be informed and information provided about the terms on which funding will be made available.

## 6. Assessment criteria

Proposals will be assessed against the following criteria at the assessment stage. The information required to respond to each criteria will be included in the application form.

Criteria No.	Weighting	Assessment criteria
1	35%	<p>Contribution to the development of an improved, more robust resource recovery industry including:</p> <ul style="list-style-type: none"> <li>• achievement of Queensland Government and Australian Government diversion targets for the waste streams of plastics, mixed and unsorted paper and cardboard, unprocessed glass or whole used tyres</li> <li>• acceleration of private sector investment</li> <li>• development of the waste industry supply chain and secondary markets</li> <li>• the contribution to transitioning Queensland towards a circular economy and increasing the value of new products produced from the processed waste</li> </ul>
2	30%	<p>Viability of the project including:</p> <ul style="list-style-type: none"> <li>• access to feedstocks demonstrated through Heads of Agreement, Letters of Support, Memorandums of Understanding or similar</li> <li>• access to offtake markets similarly demonstrated through Heads of Agreement, Letters of Support, Memorandums of Understanding or similar</li> <li>• access to secure and confirmed financial sources to deliver the project</li> <li>• ability to secure all necessary planning and environmental approvals and other licenses/permits as required within a reasonable timeframe</li> <li>• demonstrating regulatory compliance</li> </ul>
3	15%	<p>Project delivery and risk management including:</p> <ul style="list-style-type: none"> <li>• demonstrated experience and capability in delivering similar projects</li> <li>• comprehensive project plan</li> <li>• well considered risk identification and management plan</li> </ul>

Criteria No.	Weighting	Assessment criteria
4	15%	Value for money including: <ul style="list-style-type: none"> <li>• government investment per tonne of waste diverted</li> <li>• amount of private sector investment compared to government investment</li> <li>• local benefits particularly employment</li> </ul>
5	5%	Community engagement and social licence including: <ul style="list-style-type: none"> <li>• consideration of community and broader social impacts</li> <li>• community perception of project and organisation</li> </ul>

## 7. Advice and support

### 7.1 Key contacts

For enquiries about these guidelines, please contact the Department of State Development, Infrastructure, Local Government and Planning:

Email: [QRMF@dsdilgp.qld.gov.au](mailto:QRMF@dsdilgp.qld.gov.au)

Phone: 13 QGOV (13 74 68)

The Department is not able to directly assist in the preparation of applications.

The decision in relation to an application is final and may not be appealed. If you have any concerns in relation to the application or assessment process, you can raise your concern at [qrmf@dsdilgp.qld.gov.au](mailto:qrmf@dsdilgp.qld.gov.au) and this will be considered.

The Department welcomes feedback on the QRMF. Further information about providing feedback, compliments or complaints to the Department can be found at <https://www.statedevelopment.qld.gov.au/about-us/contact-us/feedback-compliments-and-complaints>.

## 8. Communications

### 8.1 Media

All media enquiries or public announcements relating to the QRMF will be coordinated and managed by the Department's media team and the Australian Government. Where possible, media and communications about projects will be undertaken jointly.

You will be required to:

- seek and obtain the Department's and the Australian Government's approval before making public statements, or contacting the media, regarding successful or unsuccessful Applications through the QRMF
- provide the Department and the Australian Government with at least 25 business days' notice of any proposed media event
- provide any proposed media or public statement to the Department and the Australian Government for approval prior to its release as well as making any changes or amendments to the form, content or manner reasonably requested by the Department.

## 8.2 Confidentiality

The Department will maintain controls in relation to the management of confidential information provided by organisations and all internal documentation produced in relation to the administration of the QRMF.

Organisations must keep confidential any dealings with the Department about their application, including any funding offered, but may make disclosures to advisors who are under an obligation of confidentiality or if required by law.

The State reserves the right to publicly disclose the names of organisations, information about funding granted and details about the anticipated economic outcomes and benefits of projects to the State.

The State may also disclose confidential information of, or provided by, organisations:

- if required to be disclosed by law;
- to its advisors, consultants and contractors;
- to any government agency (including any agency of the Australian Government).

## 9. Terms and Conditions

In these terms and conditions:

**applicant** means an organisation applying for funding under the QRMF;

**application** means an application (or relevant part of an application) made to the QRMF and includes the application form and any other supporting or additional information in whatever form provided by the applicant to the State in connection with its application at any stage of the assessment process;

**guidelines** means a reference to these Queensland Recycling Modernisation Fund Guidelines, as amended from time to time;

**QRMF** means the Queensland Recycling Modernisation Fund; and

**State** means the State of Queensland.

### 9.1 Reservation of rights

The State reserves the right to administer the QRMF and conduct the process for the assessment and approval of applications in connection with the QRMF in such manner as it thinks fit and to:

- a) change the structure, procedures, nature, scope or timing of, or alter the terms of participation in, the process or overall QRMF (including timeframes and submission and compliance of applications);
- b) consider or accept or refuse to consider or accept any application which:
  - i. is lodged other than in accordance with these guidelines;
  - ii. is lodged after the relevant closing date for lodgement;
  - iii. does not contain the information required by these guidelines; or
  - iv. is otherwise non-conforming in any respect;
- c) vary or amend the eligibility criteria or assessment criteria set out in these guidelines;
- d) take into account any information from its own and other sources (including other Government agencies or advisors);

- e) accept or reject any application, having regard to these guidelines, the eligibility criteria and the assessment criteria or any other item, matter or thing which the State considers relevant, including the limitations on the funds available for the QRMF;
- f) give preference by allocating weighting to any one or more eligibility criteria or assessment criteria over the other;
- g) seek clarifications or additional information from, or provide clarifications or additional information to, negotiate or deal with, or seek presentations or interviews from, any applicant, without doing or requiring the same from all or any of the other applicants;
- h) conduct due diligence investigations in respect of any applicant and subject applications to due diligence, technical, financial and economic appraisals;
- i) require an applicant to clarify or substantiate any claims, assumptions or commitment contained in an application or provide any additional information;
- j) terminate further participation of any applicant in the application process for the QRMF;
- k) terminate, suspend or reinstate the QRMF or any process in the QRMF;
- l) not proceed with the QRMF in the manner outlined in these guidelines, or at all;
- m) allow the withdrawal or addition of any applicant after the closing date; and
- n) conduct negotiations with any one or more applicants after applications have been lodged.

Where, under these guidelines, it is stated that the State may exercise a right or discretion or perform any act or omit to perform any act, then unless stated otherwise the State may do so at its sole and absolute discretion and will not be required to act, or be restrained from acting, in any way or for any reason nor to take into account the interests of any third party (including the applicants).

If the State does exercise any of its rights under these guidelines the State may inform any or all applicants. The State will not, however, be under any obligation to do so.

## 9.2 Relationship

The State's obligations regarding the application process are limited to those expressly stated in these guidelines.

Subject to section 9.7, no contractual or legal relationship exists between the State and an applicant in connection with the QRMF, these guidelines or the application process. An applicant, or its representatives:

- a) has no authority or power, and must not purport to have the authority or power to bind the State, or make representations on behalf of the State;
- b) must not hold itself out or engage in any conduct or make any representation which may suggest to any person that the applicant is for any purpose an employee, agent, partner or joint venturer with the State; and
- c) must not represent to any person that the State is a party to the proposed project (other than as a potential funder, subject to the application process and confidentiality obligations detailed in these guidelines).

## 9.3 Participation at applicant's cost

Each applicant participates in the QRMF at its own cost and risk.

To the extent permitted by law, no applicant will have any claim of any kind whatsoever against the State (whether in contract, tort (including negligence), equity, under statute or otherwise) arising from or in connection with:

- a) any costs, expenses, losses or liabilities suffered or incurred by the applicant in preparing and submitting its application (including any amendments, requests for further information by the State, attendance at meetings or involvement in discussions) or otherwise in connection with the QRMF;

- b) the State at any time exercising or failing to exercise, in its absolute discretion, any rights it has under or in connection with the QRMF; or
- c) any of the matters or things relevant to its application or the QRMF in respect of which the applicant must satisfy itself, including under these guidelines.

Without limiting the foregoing, if the State cancels or varies the QRMF at any time or does not select any applicant following its assessment of the applications, or does (or fails to do) any other thing referred to under these guidelines, no applicant will have any claim against the State arising from or in connection with any costs, expenses, losses or liabilities incurred by the applicant in preparing and submitting its application or otherwise in connection with or in relation (whether directly or indirectly) to the QRMF.

## 9.4 Applicant to make own enquiries

These guidelines have been prepared to give potential applicants background information in relation to the QRMF. These guidelines do not, and do not purport to contain all of the information that applicants may require in reaching decisions in relation to whether or not to submit an application.

Applicants must form their own views as to what information is relevant to such decisions and obtain their own independent legal, financial, tax and other advice in relation to information in these guidelines or otherwise made available to them during the application process.

The State accepts no responsibility whether arising from negligence or otherwise (except a liability that cannot lawfully be excluded) for any reliance placed upon the information supplied by it in connection with the QRMF or interpretations placed on the information by applicants.

## 9.6 Intellectual property

Any intellectual property rights that may exist in an application will remain the property of the applicant or the rightful owner of those intellectual property rights. Any part of an application considered to contain any intellectual property rights should be clearly identified by the applicant.

The applicant grants to the State (and will ensure that relevant third parties grant) a non-exclusive, irrevocable licence to use and reproduce the intellectual property for the purpose of administering the QRMF.

## 9.7 Privacy

In this section, **Personal Information** has the meaning given to that term in the *Information Privacy Act 2009* (Qld).

Personal Information provided by applicants may, in the course of and for the purposes of assessment of the application, be disclosed to the State's associates (including other government agencies), advisors, consultants and contractors, and project stakeholders. Personal Information may also be disclosed where required for purposes associated with undertaking assessment of the application, including due diligence enquiries.

If any applicant collects or has access to any Personal Information in connection with its application or the QRMF the applicant must comply, in relation to that Personal Information:

- a) (as if it were the State) with the Information Privacy Principles in the *Information Privacy Act 2009* (Qld); and
- b) with all reasonable directions of the State.

## 9.8 Acceptance

By submitting an application, each applicant:

- a) warrants to the State that the information contained in its application is accurate and complete as at the date on which it is submitted and is not by omission misleading, and may be relied on by the State in determining whether or not to provide funding to the applicant under the QRMF;
- b) undertakes to promptly advise the State if it becomes aware of any change in circumstances which causes the information contained in its application to become inaccurate or incomplete in a material respect;
- c) acknowledges that the State will rely on the above warranty and undertaking when evaluating the application;
- d) acknowledges that the State may elect to remove an applicant or elect not to further consider an application at any stage as a result of a material change to the information presented in an application;
- e) acknowledges that the State may suffer loss or damage if the applicant breaches the above warranty and undertaking; and
- f) is taken to have accepted the guidelines, including these terms and conditions, and warrants for the benefit of the State that it will not breach the guidelines or seek to bring any claim, of any kind whatsoever, against the State which is precluded by these guidelines.