

24 In the event that there are two or more equal highest bids, the successful tenderer will be determined randomly. That tenderer will be required to pay on the basis of the amount of the losing bid(s), that is the same amount the tenderer bid. In the event that there is only one bid for a particular lot, the next highest bid defaults to zero, and therefore nothing is payable. In the event that the next highest bid is actually zero, the successful tenderer will pay nothing.

25 In the event of the failure of the successful tenderer to provide payment in settlement in relation to a lot as required above, the next highest tenderer will be offered the lot. The amount required to be paid in this instance will be based on the amount equivalent to the next highest bid (in this instance, the third highest bid) for the relevant lot. The lot in question will continue to be offered in this manner until payment is received. If no payment is received, the lot in question will be re-tendered at some later date.

26 In the event that results are determined in accordance with the provisions of paragraph 38(d), the successful tenderer will be required to pay on the basis of the amount equivalent to the next highest bid.

27 Each successful tenderer will be invoiced for any amount payable in settlement shortly after the tenderer has satisfied the Secretary that no clearances or authorisations under the Commerce Act 1986 are required OR any necessary clearances or authorisations under the Commerce Act 1986 have been produced. In the event that a deposit paid by a successful tenderer exceeds the amount payable in settlement by that tenderer, a refund will be made shortly after the names of provisional successful tenderers have been published. Full payment in settlement must be received by the Manager, Finance, Communications Division, Ministry of Commerce, in Wellington within 10 (ten) working days of the date of the invoice. Payment must be made in New Zealand dollars by way of a currently dated bank cheque made payable to the Ministry of Commerce. Personal or company cheques are not acceptable.