

**RETURN BIDS TO:  
RETOURNER LES SOUMISSIONS À:**

**Bid Receiving - PWGSC / Réception des  
soumissions - TPSGC**

**11 Laurier St. / 11, rue Laurier**

**Place du Portage , Phase III**

**Core 0A1 / Noyau 0A1**

**Gatineau**

**Québec**

**K1A 0S5**

**Bid Fax: (819) 997-9776**

**REQUEST FOR PROPOSAL  
DEMANDE DE PROPOSITION**

**Proposal To: Public Works and Government  
Services Canada**

We hereby offer to sell to Her Majesty the Queen in right of Canada, in accordance with the terms and conditions set out herein, referred to herein or attached hereto, the goods, services, and construction listed herein and on any attached sheets at the price(s) set out therefor.

**Proposition aux: Travaux Publics et Services  
Gouvernementaux Canada**

Nous offrons par la présente de vendre à Sa Majesté la Reine du chef du Canada, aux conditions énoncées ou incluses par référence dans la présente et aux annexes ci-jointes, les biens, services et construction énumérés ici sur toute feuille ci-annexée, au(x) prix indiqué(s).

**Comments - Commentaires**

<b>Title - Sujet</b> DOOR METAL MARINE STRUCTURAL		
<b>Solicitation No. - N° de l'invitation</b> W8482-120220/C		<b>Date</b> 2012-11-13
<b>Client Reference No. - N° de référence du client</b> W8482-120220		
<b>GETS Reference No. - N° de référence de SEAG</b> PW-\$\$ML-027-23329		
<b>File No. - N° de dossier</b> 027ml.W8482-120220	<b>CCC No./N° CCC - FMS No./N° VME</b>	
<b>Solicitation Closes - L'invitation prend fin at - à 02:00 PM on - le 2012-11-29</b>		<b>Time Zone Fuseau horaire</b> Eastern Standard Time EST
<b>F.O.B. - F.A.B.</b> <b>Plant-Usine:</b> <input type="checkbox"/> <b>Destination:</b> <input checked="" type="checkbox"/> <b>Other-Autre:</b> <input type="checkbox"/>		
<b>Address Enquiries to: - Adresser toutes questions à:</b> Tamaro, Daniel		<b>Buyer Id - Id de l'acheteur</b> 027ml
<b>Telephone No. - N° de téléphone</b> (819) 956-5319 ( )		<b>FAX No. - N° de FAX</b> (819) 956-0897
<b>Destination - of Goods, Services, and Construction: Destination - des biens, services et construction:</b>  Specified Herein Précisé dans les présentes		

**Instructions: See Herein**

**Instructions: Voir aux présentes**

**Vendor/Firm Name and Address**

**Raison sociale et adresse du**

**fournisseur/de l'entrepreneur**

**Issuing Office - Bureau de distribution**

Marine Machinery and Services / Machineries et services maritimes

11 Laurier St. / 11, rue Laurier

6C2, Place du Portage

Gatineau

Québec

K1A 0S5

<b>Delivery Required - Livraison exigée</b> See Herein	<b>Delivery Offered - Livraison proposée</b>
<b>Vendor/Firm Name and Address</b> <b>Raison sociale et adresse du fournisseur/de l'entrepreneur</b>	
<b>Telephone No. - N° de téléphone</b> <b>Facsimile No. - N° de télécopieur</b>	
<b>Name and title of person authorized to sign on behalf of Vendor/Firm (type or print)</b> <b>Nom et titre de la personne autorisée à signer au nom du fournisseur/ de l'entrepreneur (taper ou écrire en caractères d'imprimerie)</b>	
<b>Signature</b>	<b>Date</b>



Destination Code - Code destinataire	Destination Address - Adresse de la destination	Invoice Code - Code bur.-comptable	Invoice Address - Adresse de facturation
W0100	DEPARTMENT OF NATIONAL DEFENCE HMC DOCKYARD BLDG D-206 DOOR 1 THRU 13 HALIFAX Nova Scotia B3K5X5 Canada	W010B	DEPARTMENT OF NATIONAL DEFENCE ACCT PAYABLE SECTION P.O.BOX 99000 STN FORCES HALIFAX Nova Scotia B3K5X5 Canada
W2B02	DEPARTMENT OF NATIONAL DEFENCE CFB ESQUIMALT BLDG 66 COLWOOD VICTORIA British Columbia V9A7N2 Canada	W0103	DEPARTMENT OF NATIONAL DEFENCE CFB ESQUIMALT STN FORCES P.O.BOX 17000 VICTORIA British Columbia V9A7N2 Canada



Item Article	Description	Dest. Code Dest.	Inv. Code Fact.	Qty Qté	U. of I. U. de D.	Unit Price/Prix unitaire FOB/FAM Destination Plant/Usine	Delivery Req. Livraison Req.	Del. Offered Liv. offerte
1	NSN - NNO: 2040-21-9111-8777 DOOR,METAL,MARINE STRUCTURAL MATERIAL:STEEL;TEST PRESSURE RATING:109.0 KPA;OPENING WIDTH:1981.0 MILLIMETERS NOMINAL;OPENING LENGTH:1829.0 MILLIMETERS NOMINAL;DOG QUANTITY:23;SPECIAL FEATURES:DOUBLE DOOR;WEATHERTIGHT;ACTIVE DOOR LEFT SIDE WITH 8 DOGS;INACTIVE DOOR RIGHT SIDE WITH 15 DOGS;WITH PORTABLE COAMING;UNPACKAGED UNIT:447.0 KILOGRAMS; NSCM/CAGE - COF/CAGE: 38718 Part No. - N° de la partie: 8610794REF75	W0100	W010B	2	Each	\$XXXXXXXXXXXXX	See Herein	



Item Article	Description	Dest. Code Dest.	Inv. Code Fact.	Qty Qté	U. of I. U. de D.	Unit Price/Prix unitaire FOB/FAM Destination Plant/Usine	Delivery Req. Livraison Req.	Del. Offered Liv. offerte
2	NSN - NNO: 2040-21-9111-8777 DOOR,METAL,MARINE STRUCTURAL MATERIAL:STEEL;TEST PRESSURE RATING:109.0 KPA;OPENING WIDTH:1981.0 MILLIMETERS NOMINAL;OPENING LENGTH:1829.0 MILLIMETERS NOMINAL;DOG QUANTITY:23;SPECIAL FEATURES:DOUBLE DOOR;WEATHERTIGHT;ACTIVE DOOR LEFT SIDE WITH 8 DOGS;INACTIVE DOOR RIGHT SIDE WITH 15 DOGS;WITH PORTABLE COAMING;UNPACKAGED UNIT:447.0 KILOGRAMS; NSCM/CAGE - COF/CAGE: 38718 Part No. - N° de la partie: 8610794REF75	W2B02	W0103	2	Each	\$XXXXXXXXXXXXX	See Herein	



Item Article	Description	Dest. Code Dest.	Inv. Code Fact.	Qty Qté	U. of I. U. de D.	Unit Price/Prix unitaire FOB/FAM Destination Plant/Usine	Delivery Req. Livraison Req.	Del. Offered Liv. offerte
3	NSN - NNO: 2040-21-9111-8777 DOOR,METAL,MARINE STRUCTURAL MATERIAL:STEEL;TEST PRESSURE RATING:109.0 KPA;OPENING WIDTH:1981.0 MILLIMETERS NOMINAL;OPENING LENGTH:1829.0 MILLIMETERS NOMINAL;DOG QUANTITY:23;SPECIAL FEATURES:DOUBLE DOOR;WEATHERTIGHT;ACTIVE DOOR LEFT SIDE WITH 8 DOGS;INACTIVE DOOR RIGHT SIDE WITH 15 DOGS;WITH PORTABLE COAMING;UNPACKAGED UNIT:447.0 KILOGRAMS; NSCM/CAGE - COF/CAGE: 38718 Part No. - N° de la partie: 8610794REF75	W0100	W010B	1	Each	\$XXXXXXXXXXXXX	See Herein	



Item Article	Description	Dest. Code Dest.	Inv. Code Fact.	Qty Qté	U. of I. U. de D.	Unit Price/Prix unitaire FOB/FAM Destination Plant/Usine	Delivery Req. Livraison Req.	Del. Offered Liv. offerte
4	NSN - NNO: 2040-21-9111-8747 DOOR, METAL, MARINE STRUCTURAL MATERIAL: STEEL;TEST PRESSURE RATING:109.0 KPA;DESIGN TYPE; WATERTIGHT; QUICK; OPERATING FEATURE; INCLUDED; OPERATION METHOD; LEVER; OPENING WIDTH: 762.0 MILLIMETERS NOMINAL;OPENING LENGTH:1676.0 MILLIMETERS NOMINAL;DOG QUANTITY:10; DOG LOCATION ON FRAME; DOG TYPE; ROTATING; SPECIAL FEATURES: HINGED ON RIGHT SIDE WITH DOOR CLOSER; UNPACKAGED UNIT WEIGHT 146.0 KILOGRAMS NSCM/CAGE - COF/CAGE: 38718 Part No. - N° de la partie: 8610781REF15	W0100	W010B	1	Each	\$XXXXXXXXXXXXX	See Herein	



Item Article	Description	Dest. Code Dest.	Inv. Code Fact.	Qty Qté	U. of I. U. de D.	Unit Price/Prix unitaire FOB/FAM Destination Plant/Usine	Delivery Req. Livraison Req.	Del. Offered Liv. offerte
5	NSN - NNO: 2040-21-9111-8780 DOOR, METAL, MARINE STRUCTURAL MATERIAL: STEEL; TEST PRESSURE RATING:109.0 KPA; QUICK; OPERATING FEATURE; NOT INCLUDED;PANEL THICKNESS 3.2 MILIMETERS NOMINAL; OPENING WIDTH: 762.0 MILLIMETERS NOMINAL; OPENING LENGTH:1676.0 MILLIMETERS NOMINAL; DOG QUANTITY:10; DOGS LOCATION ON FRAME; DOG TYPE; ROTATING; SPECIAL FEATURES; LEFT SIDE HINGED; WITH TEST PLUG; UNPACKAGED UNIT WEIGHT 141.0 KILOGRAMS. NSCM/CAGE - COF/CAGE: 38718 Part No. - N° de la partie: 8610784REF46	W0100	W010B	1	Each	\$XXXXXXXXXXXXX	See Herein	



Item Article	Description	Dest. Code Dest.	Inv. Code Fact.	Qty Qté	U. of I. U. de D.	Unit Price/Prix unitaire FOB/FAM Destination Plant/Usine	Delivery Req. Livraison Req.	Del. Offered Liv. offerte
6	NSN - NNO: 2040-21-9111-8743 DOOR, METAL, MARINE STRUCTURAL MATERIAL: STEEL; TEST PRESSURE RATING:109.0 KPA; DESIGN TYPE; WATERTIGHT; QUICK OPERATING FEATURE; INCLUDED; OPERATION METHOD; LEVER; OPENING WIDTH: 762.0 MILLIMETERS NOMINAL; DOG QUANTITY:10; DOG LOCATION ON FRAME; DOG TYPE; ROTATING; SPECIAL FEATURES: WITH WINDOW HEATED, CUTOUT 492.0 BY 520.0 MM, GLASS; HINGED ON LEFT SIDE; UNPACKAGED UNIT WEIGHT 170.0 KILOGRAMS NSCM/CAGE - COF/CAGE: 38718 Part No. - N° de la partie: 8610781REF11	W0100	W010B	2	Each	\$XXXXXXXXXXXX	See Herein	





Item Article	Description	Dest. Code Dest.	Inv. Code Fact.	Qty Qté	U. of I. U. de D.	Unit Price/Prix unitaire FOB/FAM Destination Plant/Usine	Delivery Req. Livraison Req.	Del. Offered Liv. offerte
7	NSN - NNO: 2040-21-9111-8781 DOOR, METAL, MARINE STRUCTURAL MATERIAL: STEEL; TEST PRESSURE RATING: 109.0 KPA; QUICK; OPERATING FEATURE; NOT INCLUDED; PANEL THICKNESS 3.2 MILLIMETERS NOMINAL; OPENING WIDTH: 762.0 MILLIMETERS NOMINAL; DOG QUANTITY: 10; DOG TYPE; ROTATING; SPECIAL FEATURES; RIGHT SIDE HINGED; WEATHERTIGHT; WITH TEST PLUG; UNPACKAGED UNIT WEIGHT 140.0 KILOGRAMS NSCM/CAGE - COF/CAGE: 38718 Part No. - N° de la partie: 8610784REF47	W0100	W010B	2	Each	\$XXXXXXXXXXXXX	See Herein	



Item Article	Description	Dest. Code Dest.	Inv. Code Fact.	Qty Qté	U. of I. U. de D.	Unit Price/Prix unitaire FOB/FAM Destination Plant/Usine	Delivery Req. Livraison Req.	Del. Offered Liv. offerte
9	NSN - NNO: 2040-21-9111-8781 DOOR, METAL, MARINE STRUCTURAL MATERIAL: STEEL; TEST PRESSURE RATING:109.0 KPA; QUICK; OPERATING FEATURE; NOT INCLUDED; PANEL THICKNESS 3.2 MILLIMETERS NOMINAL; OPENING WIDTH: 762.0 MILLIMETERS NOMINAL; DOG QUANTITY:10; DOG TYPE; ROTATING; SPECIAL FEATURES; RIGHT SIDE HINGED; WEATHERTIGHT; WITH TEST PLUG; UNPACKAGED UNIT WEIGHT 140.0 KILOGRAMS NSCM/CAGE - COF/CAGE: 38718 Part No. - N° de la partie: 8610784REF47	W0100	W010B	1	Each	\$XXXXXXXXXXXXX	See Herein	

This bid solicitation cancels and supersedes previous bid solicitation number W8482-120220/B dated 25 November 2011 with a closing of March 8, 2012 at 2pm Eastern Standard Time.

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**PART 1 - GENERAL INFORMATION****1. Security Requirement**

There is no security requirement associated with the requirement.

**2. Requirement**

The requirement is detailed under the "Line Item Detail" and must be delivered on or before 25 March 2013.

**3. Debriefings**

After contract award, bidders may request a debriefing on the results of the bid solicitation process. Bidders should make the request to the Contracting Authority within 15 working days of receipt of the results of the bid solicitation process. The debriefing may be in writing, by telephone or in person.

## PART 2 - BIDDER INSTRUCTIONS

### 1. Standard Instructions, Clauses and Conditions

All instructions, clauses and conditions identified in the bid solicitation by number, date and title are set out in the *Standard Acquisition Clauses and Conditions Manual* (<https://buyandsell.gc.ca/policy-and-guidelines/standard-acquisition-clauses-and-conditions-manual>) issued by Public Works and Government Services Canada.

Bidders who submit a bid agree to be bound by the instructions, clauses and conditions of the bid solicitation and accept the clauses and conditions of the resulting contract.

The 2003 (2012-11-09) Standard Instructions - Goods or Services - Competitive Requirements, are incorporated by reference into and form part of the bid solicitation.

The text under Subsection 4 of Section 01 - Code of Conduct and Certifications - Bid of 2003 referenced above is replaced by:

Bidders should provide, with their bid or promptly thereafter, a complete list of names of all individuals who are currently directors of the Bidder. If such a list has not been received by the time the evaluation of bids is completed, Canada will inform the Bidder of a time frame within which to provide the information. Failure to provide such a list within the required time frame will render the bid non-responsive. Bidders must always submit the list of directors before contract award.

Canada may, at any time, request that a Bidder provide properly completed and Signed Consent Forms ( Consent to a Criminal Record Verification form - PWGSC-TPSGC 229) (<http://www.tpsgc-pwgsc.gc.ca/app-acq/forms/formulaire-forms-eng.html>) for any or all individuals named in the aforementioned list within a specified delay. Failure to provide such Consent Forms within the delay will result in the bid being declared non-responsive.

The text under Subsection 5 of Section 01 - Code of Conduct and Certifications - Bid of 2003 referenced above is replaced by:

The Bidder must diligently maintain the list up-to-date by informing Canada in writing of any change occurring during the validity period of the bid, and must also provide Canada, when requested, with the corresponding Consent Forms. The Bidder will also be required to diligently maintain the list and when requested, provide Consent Forms during the period of any contract arising from this bid solicitation.

#### 1.1 SACC Manual Clauses

B1000T (2007-11-30) Condition of Material  
B4024T (2006-08-15) No Substitute Products

### 2. Submission of Bids

Bids must be submitted only to Public Works and Government Services Canada (PWGSC) Bid Receiving Unit by the date, time and place indicated on page 1 of the bid solicitation.

Due to the nature of the bid solicitation, bids transmitted by facsimile to PWGSC will not be accepted.

### **3. Enquiries - Bid Solicitation**

All enquiries must be submitted in writing to the Contracting Authority no later than three (3) calendar days before the bid closing date. Enquiries received after that time may not be answered.

Bidders should reference as accurately as possible the numbered item of the bid solicitation to which the enquiry relates. Care should be taken by bidders to explain each question in sufficient detail in order to enable Canada to provide an accurate answer. Technical enquiries that are of a proprietary nature must be clearly marked "proprietary" at each relevant item. Items identified as "proprietary" will be treated as such except where Canada determines that the enquiry is not of a proprietary nature. Canada may edit the questions or may request that the Bidder do so, so that the proprietary nature of the question is eliminated, and the enquiry can be answered with copies to all bidders. Enquiries not submitted in a form that can be distributed to all bidders may not be answered by Canada.

### **4. Applicable Laws**

Any resulting contract must be interpreted and governed, and the relations between the parties determined, by the laws in force in Ontario.

Bidders may, at their discretion, substitute the applicable laws of a Canadian province or territory of their choice without affecting the validity of their bid, by deleting the name of the Canadian province or territory specified and inserting the name of the Canadian province or territory of their choice. If no change is made, it acknowledges that the applicable laws specified are acceptable to the bidders.

## PART 3 - BID PREPARATION INSTRUCTIONS

### 1. Bid Preparation Instructions

Canada requests that bidders provide their bid in separately bound sections as follows:

Section I: Technical Bid ( one (1) hard copy)

Section II: Financial Bid ( one (1) hard copy)

Section III: Certifications (one (1)hard copy)

Prices must appear in the financial bid only. No prices must be indicated in any other section of the bid.

Canada requests that bidders follow the format instructions described below in the preparation of their bid:

- (a) use 8.5 x 11 inch (216 mm x 279 mm) paper;
- (b) use a numbering system that corresponds to the bid solicitation.

In April 2006, Canada issued a policy directing federal departments and agencies to take the necessary steps to incorporate environmental considerations into the procurement process Policy on Green Procurement

(<http://www.tpsgc-pwgsc.gc.ca/ecologisation-greening/achats-procurement/politique-policy-eng.html>). To assist Canada in reaching its objectives, bidders are encouraged to:

- 1) use 8.5 x 11 inch (216 mm x 279 mm) paper containing fibre certified as originating from a sustainably-managed forest and/or containing minimum 30% recycled content; and
- 2) use an environmentally-preferable format including black and white printing instead of colour printing, printing double sided/duplex, using staples or clips instead of cerlox, duotangs or binders.

#### Section I: Technical Bid

In their technical bid, bidders should explain and demonstrate how they propose to meet the requirements and how they will carry out the Work.

#### Section II: Financial Bid

Bidders must submit their financial bid in accordance with the Basis of Payment. The total amount of Goods and Services Tax (GST) or Harmonized Sales Tax (HST) must be shown separately, if applicable.

#### 1.1 Exchange Rate Fluctuation

C3011T ( 2010-01-11), Exchange Rate Fluctuation

#### Section III: Certifications

Bidders must submit the certifications required under Part 5 and Annex A.

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## **PART 4 - EVALUATION PROCEDURES AND BASIS OF SELECTION**

### **1. Evaluation Procedures**

- (a) Bids will be assessed in accordance with the entire requirement of the bid solicitation including the technical and financial evaluation criteria.
- (b) An evaluation team composed of representatives of Canada will evaluate the bids.

### **1.1 Technical Evaluation**

#### **1.1.1 Mandatory Technical Criteria**

- a. The Bidder must provide, for each line item, page one (or other relevant page) of the technical blueprints, that contain the following information:
  - (1) Nato stock number;
  - (2) supplier part number;
  - (3) supplier item description
  - (4) Blueprint Version number; and
  - (5) Blueprint Version date.
- b. The Bidder must signed the Certification of ownership of Intellectual Property for all Line Item Numbers; and
- c. The Bidder must signed the Certification of Compliance with the firm delivery date of March 25, 2013 for all line items.

- 1.1.2 In order to be technically compliant the bidder must: have the latest version of the technical blueprints, own the intellectual property for each line item, and certify his compliance with the delivery date required.

### **1.2 Financial Evaluation**

- 1.2.1 The price of the bid will be evaluated in Canadian dollars, the Goods and Services Tax or the Harmonized Sales Tax excluded, FOB destination, Canadian customs duties and excise taxes included.

### **2. Basis of Selection**

- 2.1 A bid must comply with the requirements of the bid solicitation and meet all mandatory technical evaluation criteria to be declared responsive. The responsive bid with the lowest evaluated price on an aggregate basis will be recommended for award of a contract.



## PART 5 - CERTIFICATIONS

Bidders must provide the required certifications to be awarded a contract. Canada will declare a bid non-responsive if the required certifications are not completed and submitted as requested.

Compliance with the certifications bidders provide to Canada is subject to verification by Canada during the bid evaluation period (before award of a contract) and after award of a contract. The Contracting Authority will have the right to ask for additional information to verify bidders' compliance with the certifications before award of a contract. The bid will be declared non-responsive if any certification made by the Bidder is untrue, whether made knowingly or unknowingly. Failure to comply with the certifications or to comply with the request of the Contracting Authority for additional information will also render the bid non-responsive.

### 1. Code of Conduct Certifications - Certifications Required Precedent to Contract Award

- 1.1** Bidders should provide, with their bid or promptly thereafter, a complete list of names of all individuals who are currently directors of the Bidder. If such a list has not been received by the time the evaluation of bids is completed, the Contracting Authority will inform the Bidder of a time frame within which to provide the information. Bidders must submit the list of directors before contract award, failure to provide such a list within the required time frame will render the bid non-responsive.

The Contracting Authority may, at any time, request that a Bidder provide properly completed and Signed Consent Forms ([Consent to a Criminal Record Verification form](http://www.tpsgc-pwgsc.gc.ca/app-acq/forms/formulaires-forms-eng.html) - PWGSC-TPSGC 229) (<http://www.tpsgc-pwgsc.gc.ca/app-acq/forms/formulaires-forms-eng.html>) for any or all individuals named in the aforementioned list within a specified delay. Failure to provide such Consent Forms within the delay will result in the bid being declared non-responsive.

### 2. Certifications Precedent to Contract Award and Certifications Required with the Bid

Bidders must submit the certifications as provided below:

#### 2.1 Certifications Precedent to Contract Award

The certifications listed below should be completed and submitted with the bid, but may be submitted afterwards. If any of these required certifications is not completed and submitted as requested, the Contracting Authority will so inform the Bidder and provide the Bidder with a time frame within which to meet the requirement. Failure to comply with the request of the Contracting Authority and meet the requirement within that time period will render the bid non-responsive.

##### 2.1.1 Federal Contractors Program - Certification

##### **Federal Contractors Program - over \$25,000 and below \$200,000**

1. Suppliers who are subject to the Federal Contractors Program (FCP) and have been declared ineligible contractors by Human Resources and Skills Development Canada (HRSDC) are no longer eligible to receive federal government contracts over the threshold for solicitation of bids as set out in the Government Contracts Regulations. Suppliers may be declared ineligible contractors either as a result of a finding of non-compliance by HRSDC, or following their voluntary withdrawal

from the FCP for a reason other than the reduction of their workforce to less than 100 employees.

Any bids from ineligible contractors, including a bid from a joint venture that has a member who is an ineligible contractor, will be declared non-responsive.

2. The Bidder, or, if the Bidder is a joint venture the member of the joint venture, certifies its status with the FCP, as follows:
3. The Bidder or the member of the joint venture
  - ( ) is not subject to the FCP, having a workforce of less than 100 full-time or part-time permanent employees, and/or temporary employees having worked 12 weeks or more in Canada;
  - ( ) is not subject to the FCP, being a regulated employer under the Employment Equity Act, S.C. 1995, c. 44;
  - ( ) is subject to the requirements of the FCP, having a workforce of 100 or more full-time or part-time permanent employees, and/or temporary employees having worked 12 weeks or more in Canada, but has not previously obtained a certificate number from HRSDC, having not bid on requirements of \$200,000 or more;
  - ( ) has not been declared an ineligible contractor by HRSDC, and has a valid certificate number as follows: \_\_\_\_\_ .

Further information on the FCP is available on the HRSDC Web site.

## 2.2 Certifications Required with the Bid

Bidders must submit the following duly completed certifications with their bid.

### 2.2.1 CERTIFICATION OF OWNERSHIP OF INTELLECTUAL PROPERTY FOR EACH LINE ITEM NUMBER

"We hereby certify to Canada that \_\_\_\_\_ have ownership of the  
(Company name)  
intellectual property for each line item number and are legally authorised to produce the items.

Canada reserves the right during the Bid Evaluation phase to request additional documentation validating this certification, including where deemed necessary by Canada, re-submission of Certifications herein.

\_\_\_\_\_  
Signature of an authorised representative of the Company

\_\_\_\_\_  
Date

Solicitation No. - N° de l'invitation

W8482-120220/C

Amd. No. - N° de la modif.

File No. - N° du dossier

027mlW8482-120220

Buyer ID - Id de l'acheteur

027ml

Client Ref. No. - N° de réf. du client

W8482-120220

CCC No./N° CCC - FMS No/ N° VME

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**2.2.2 CERTIFICATION OF COMPLIANCE WITH THE FIRM DELIVERY DATE OF MARCH 25<sup>TH</sup>, 2013**

"We hereby certify to Canada that \_\_\_\_\_ will meet the  
(Company name)  
March 25th, 2013 delivering date for all line item numbers.

Canada reserves the right during the Bid Evaluation phase to request additional documentation validating this certification.

\_\_\_\_\_  
Signature of an authorised representative of the Company

\_\_\_\_\_  
Date

## PART 6 - RESULTING CONTRACT CLAUSES

### 1. Security Requirement

There is no security requirement associated with the requirement.

### 2. Requirement

The Contractor must provide the items detailed under the "Line Item Detail" and must be delivered on or before 25 March 2013,

### 3. Standard Clauses and Conditions

All clauses and conditions identified in the Contract by number, date and title are set out in the *Standard Acquisition Clauses and Conditions Manual* (<https://buyandsell.gc.ca/policy-and-guidelines/standard-acquisition-clauses-and-conditions-manual>) issued by Public Works and Government Services Canada.

#### 3.1 General Conditions

2010A (2012-07-16), General Conditions - Goods (Medium Complexity), apply to and form part of the Contract.

The text under Subsection 4 of Section 29 - Code of Conduct and Certifications - Contract of 2010A referenced above is replaced by:

During the entire period of the Contract, the Contractor must diligently update, by written notice to the Contracting Authority, the list of names of all individuals who are directors of the Contractor whenever there is a change. As well, whenever requested by Canada, the Contractor must provide the corresponding Consent Forms.

### 4. Term of Contract

#### 4.1 Delivery Date

All the deliverables must be received on or before 25<sup>th</sup> of March 2013.

### 5. Authorities

#### 5.1 Contracting Authority

The Contracting Authority for the Contract is:

Name: Daniel Tamaro  
Title: Senior Purchasing Assistant  
Public Works and Government Services Canada

Acquisitions Branch  
 Marine Systems Directorate (ML)  
 6C2, Place du Portage III,  
 11 Laurier Street  
 Gatineau, QC K1A 0S5

Telephone: 819-956-5319  
 Facsimile: 819-956-0897  
 E-mail address: Daniel.tamaro@tpsgc-pwgsc.gc.ca

The Contracting Authority is responsible for the management of the Contract and any changes to the Contract must be authorized in writing by the Contracting Authority. The Contractor must not perform work in excess of or outside the scope of the Contract based on verbal or written requests or instructions from anybody other than the Contracting Authority.

## 5.2 Contractor's Representative

Name: \_\_\_\_\_  
 Title: \_\_\_\_\_  
 Telephone : \_\_\_\_ \_  
 Facsimile: \_\_\_\_ \_  
 E-mail address: \_\_\_\_\_

## 6. Payment

### 6.1 Basis of Payment

In consideration of the Contractor satisfactorily completing all of its obligations under the Contract, the Contractor will be paid firm price, as specified in contract for a cost of \$ \_\_\_\_\_ (The contracting authority will insert the amount at contract award). Customs duties are included and Goods and Services Tax or Harmonized Sales Tax is extra, if applicable.

Canada will not pay the Contractor for any design changes, modifications or interpretations of the Work, unless they have been approved, in writing, by the Contracting Authority before their incorporation into the Work.

### 6.2 Limitation of Price

SACC Manual clause C6000C (2011-05-16) Limitation of Price

### 6.3 Multiple Payments

SACC Manual clause H1001C (2008-05-12 ) Multiple Payments

## 7. Invoicing Instructions

7.1 The Contractor must submit invoices in accordance with the section entitled "Invoice Submission" of the general conditions. Invoices cannot be submitted until all work identified in the invoice is completed.

7.2 Invoices must be distributed as follows:

- a. The original and one (1) copy must be forwarded to the appropriate consignee(s).
- b. One (1) copy must be forwarded to the Contracting Authority identified under the section entitled "Authorities" of the Contract.
- c. one (1) copy must be forwarded to the following address.

Department of National Defence  
National Defence Headquarters  
101 Colonel By Drive  
Ottawa, Ontario  
Canada K1A 0K2

Attention: D Mar P 4-3-4-7

7.3 Payment will only be made on receipt of satisfactory invoices duly supported by specific release documents and/or other documents called for under this document. Invoices are not to be submitted prior to shipment of material.

## 8. Certifications

8.1 Compliance with the certifications provided by the Contractor in its bid is a condition of the Contract and subject to verification by Canada during the term of the Contract. If the Contractor does not comply with any certification or it is determined that any certification made by the Contractor in its bid is untrue, whether made knowingly or unknowingly, Canada has the right, pursuant to the default provision of the Contract, to terminate the Contract for default.

## 9. Applicable Laws

The Contract must be interpreted and governed, and the relations between the parties determined, by the laws in force in \_\_\_\_\_. (The contracting authority will Insert the name of the province or territory as specified by the Bidder in its bid)

## 10. Priority of Documents

If there is a discrepancy between the wording of any documents that appear on the list, the wording of the document that first appears on the list has priority over the wording of any document that subsequently appears on the list.

- (a) the Articles of Agreement;
- (b) the general conditions 2010A (2012-07-16), General Conditions - Goods (Medium Complexity);
- (c) the requirement as identified in the line item detail;
- (d) the Contractor's bid dated \_\_\_\_\_ (The Contracting Authority will enter the bid date as indicated by the bidder in his bid)

## 11. Defence Contract

SACC Manual clause A9006C (2012-07-16) Defence Contract

## 12. **SACC Manual Clauses**

B7500C (2006-06-16) Excess Goods  
 D2000C (2007-11-30) Marking  
 D2001C (2007-11-30) Labelling  
 D2025C (2008-12-12) Wood Packaging Materials  
 D5606C (2012-07-16) Release Documents (DND) - Canadian-based Contractor  
 D5510C (2012-07-16) Quality Assurance Authority (DND) - Canadian-based Contractor  
 D5540C (2010-08-16) ISO 9001:2008 Quality Management Systems - Requirements (QAC Q)  
 D6010C (2007-11-30) Palletization  
 D9002C (2007-11-30) Incomplete Assemblies

## 13. **Preparation for Delivery**

The Contractor must prepare item numbers 1 to 7 and 9 for delivery in accordance with the latest issue of the Canadian Forces Packaging Specification D-LM-008-036/SF-000, DND Minimum Requirements for Manufacturer's Standard Pack.

The Contractor must package item numbers 1 to 7 and 9 in quantities of one (1).

## 14. **Release Documents - Distribution**

The Contractor must prepare the release documents in a current electronic format and distribute them as follows:

One (1) copy mailed to consignee marked: "Attention: Receipts Officer";  
 Two (2) copies with shipment (in a waterproof envelope) to the consignee;  
 One (1) copy to the Contracting Authority;  
 One (1) copy to:

National Defence Headquarters  
 Mgen George R. Pearkes Building  
 101 Colonel By Drive  
 Ottawa, ON K1A 0K2

Attention: D Mar P 4-3-4-7

One (1) copy to the Quality Assurance Representative;  
 One (1) copy to the Contractor; and

For all non-Canadian contractors, one (1) copy to:

DQA/Contract Administration  
 National Defence Headquarters  
 Mgen George R. Pearkes Building  
 101 Colonel By Drive  
 Ottawa, ON K1A 0K2

E-mail: ContractAdmin.DQA@forces.gc.ca.

Solicitation No. - N° de l'invitation

W8482-120220/C

Amd. No. - N° de la modif.

Buyer ID - Id de l'acheteur

027ml

Client Ref. No. - N° de réf. du client

W8482-120220

File No. - N° du dossier

027mlW8482-120220

CCC No./N° CCC - FMS No/ N° VME

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## **15. Shipping Instructions - Delivery at Destination**

Goods must be consigned to the destination specified in the Contract and delivered:

Delivered Duty Paid (DDP) Formation Commander HMC Dockyard Bldg D-206 Door 1 thru 13 Halifax NS B3K 5X5 Incoterms 2000 for shipments from a commercial contractor as required. (for Line items 1, 3, 4, 5, 6, 7 and 9)

Delivered Duty Paid (DDP) Base Commander CFB Esquimalt Bldg 66 Colwood Victoria BC V9A 7N2 Incoterms 2000 for shipments from a commercial contractor as required. (for line item 2)



**ANNEX "A"****QUESTION AND ANSWER SET #1**

Previous Questions and Answers Sets have a direct relevance to the urgent requirement of RFP W8482-120220/C. PWGSC has decided to update and reissue the Q & A to potential bidders.

**Question and Answer set #1****Question #1: Q & A Set #1 to W8482-120220/B, dated 28 Nov 2011.**

Is there a technical drawing available?

**Answer #1:**

The Department of National Defence (DND) and Public Works and Government Services Canada (PWGSC) have determined that there are foreground and background Intellectual Property rights involved with this requirement. In accordance with current laws, rules and regulations concerning Intellectual Property, Canada is not able to produce drawings or technical specifications including but not limited to: Structural Specifications (other than dimensions), Shock & Blast, Noise, Vibration, Human Engineering & Systems Safety, materials used in construction, finishing for the finished product as well as electromagnetic interference, electromagnetic pulse and electromagnetic compatibility requirements.

Canada cannot release the extensive testing procedures for the external Frigate doors without compromising some aspects of the intellectual property.

For Nato Stock Numbers: N2040-21-9118777, N2040-21-9118747, N2040-21-9118780, N2040-21-9118743, and N2040-21-9118781 of RFP W8482-120220/C, DND and PWGSC cannot supply technical drawings.

**Question #2: Q & A Set #3 to W8482-120220/B, dated 21 Dec 2011.**

Are equivalent products acceptable?

**Answer #2:**

RFP W8482-120220/C is an urgent requirement.

DND does not have sufficient time to test and approve an equivalent product and meet the firm delivery date of the 25<sup>th</sup> March 2013. Canada cannot consider equivalent products.