



RETURN BIDS TO:	
RETOURNER LES SOUMISSIONS	Á:

Parks Canada John Cabot Building, 10 Barter's Hill, 5th Floor St. John's, NL A1C 5M9

INVITATION TO TENDER
APPEL D'OFFRES

Tender To: Parks Canada Agency

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.

Soumission aux: l'Agence Parcs 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 at aux annexes ci-jointes, les biens, services et construction énumérés ici et sur toute feuille ciannexée, au(x) prix indiqué(s).

Comments - Commentaries

Vendor/Firm Name and Address Raison sociale et adresse du fournisseur/de l=entrepreneur

Issuing Office - Bureau de distribution Parks Canada John Cabot Building, 10 Barter's Hill, 5th Floor St. John's, NL A1C 5M9

Title-Sujet		
	Title-Sujet	
Demolition of Selected Assets Prince Edward Island Field Unit. PE.		17.04.2014
Solicitation No No. de l'invitation 10131427	Client Ref.	No. – No. de réf du client.
GETS Reference No. – No de referen	nce de SEAG	
Solicitation Closes L'invitation prend fin –	Time Zor Fuseau ho	
at – á 02:00 PM on – le 2014-05-13		undland Daylight Fime (NDT)
F.O.B F.A.B. Plant-Usine: Destination Address Inquiries to: - Adresser tou		
Telephone No No de téléphone	Fax No	No de FAX:
(709)772-6129	(709)77	2-3651
Destination of Goods, Services, a Destinations des biens, services of		
See Herein		
See Herein Vendor/Firm Name and Addres Raison sociale et adresse du fe	_	e l=entrepreneur



INVITATION TO TENDER

IMPORTANT NOTICE TO BIDDERS

CLAUSES REFERRED TO BY NUMBER (E.G. R2710T) CAN BE FOUND AT THE FOLLOWING WEB SITE https://buyandsell.gc.ca/policy-and-guidelines/standard-acquisition-clauses-and-conditions-manual/5/R

BID SECURITY REQUIREMENTS

The amount of bid security required has been increased to 10% of the bid amount (\$2,000,000 maximum). See GI08 of R2710T - General Instructions to Bidders.

CONTRACT SECURITY REQUIREMENTS

The amount of a security deposit that is required in lieu of a performance bond has been increased to 10% of the contract amount (\$2,000,000 maximum).

See GC9.2 of R2890D - Contract Security 3 of 14

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GENERAL INSTRUCTIONS TO BIDDERS (GI) - R2710T (2012-11-09)

The following GI's are included by reference and are available at the following Web Site:

https://buyandsell.gc.ca/policy-and-quidelines/standard-acquisition-clauses-and-conditions-manual/5/R

GI01 Code of Conduct and Certifications (Revised)

GI02 Completion of Bid

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SPECIAL INSTRUCTIONS TO BIDDERS (SI)

SI01 BID DOCUMENTS

- 1) The following are the bid documents:
 - (a) Invitation to Tender Page 1;
 - (b) Special Instructions to Bidders;
 - (c) General Instructions to Bidders R2710T (2012-07-16); As amended by paragraphs 3) 4) & 5) of SI01
 - (d) Clauses & Conditions identified in "Contract Documents";
 - (e) Drawings and Specifications;
 - (f) Bid and Acceptance Form and related Appendice(s); and
 - (g) Any amendment issued prior to solicitation closing.

Submission of a bid constitutes acknowledgement that the Bidder has read and agrees to be bound by these documents.

- General Instructions to Bidders are incorporated by reference and is set out in the Standard Acquisition Clauses and Conditions (SACC) Manual, issued by Public Works and Government Services Canada (PWGSC). The SACC Manual is available on the PWGSC Web site:

 https://buyandsell.gc.ca/policy-and-guidelines/standard-acquisition-clauses-and-conditions-manual
- 3) GI01 Code of Conduct and Certifications
 - 1. Bidders must comply with the <u>Code of Conduct for Procurement</u>. Furthermore, in addition to the <u>Code of Conduct for Procurement</u>, bidders must respond to bid solicitations in an honest, fair and comprehensive manner, accurately reflect their capacity to satisfy the requirements stipulated in the bid solicitation and resulting contract, submit bids and enter into contracts only if they will fulfill all obligations of the Contract. To ensure fairness, openness and transparency in the procurement process, the following activities are prohibited:
 - (a) payment of a contingency fee to a person to whom the <u>Lobbying Act</u> (1985, c. 44 (4th Supp.)) applies;
 - (b) corruption, collusion, bid-rigging or any other anti-competitive activity in the procurement process.
 - 2. By submitting a bid, the Bidder certifies that except for those offences where a criminal pardon has been obtained or leniency granted, neither the Bidder nor any of the Bidder's parent, subsidiaries or other affiliates has ever been convicted of a criminal offence in respect of the activities stated in (a) or (b) above or is the subject of outstanding criminal charges in respect of such activities filed subsequent to September 1, 2010.
 - 3. Bidders further understand that the commission of certain offences will render them ineligible to be awarded a contract. By submitting a bid, the Bidder certifies that except for those offences where a criminal pardon has been obtained, neither the Bidder nor any of the Bidder's parent, subsidiaries or other affiliates has ever been convicted or is the subject of outstanding criminal charges in respect of an offence under any of the following provisions:

section 121 (Frauds on the government and Contractor subscribing to election fund), section 124 (Selling or Purchasing Office), section 380 (Fraud committed against Her Majesty) or section 418 (Selling defective stores to Her Majesty) of the Criminal Code of Canada, or under paragraph 80(1)(d) (False entry, certificate or return), subsection 80(2) (Fraud against Her Majesty) or section 154.01 (Fraud against Her Majesty) of the Financial Administration Act.

- 4. For the purpose of this section, business concerns, organizations or individuals are Bidder's affiliates if, directly or indirectly, 1) either one controls or has the power to control the other, or 2) a third party has the power to control both. Indicia of control, include, but are not limited to, interlocking management or ownership, identity of interests among family members, shared facilities and equipment, common use of employees, or a business entity created following the charges or convictions contemplated in this section which has the same or similar management, ownership, or principal employees as the Bidder that is charged or convicted, as the case may be.
- 5. The Contracting Authority will declare non-responsive any bid in respect of which the information contained in the certifications contemplated above is determined to be untrue in any respect by the Contracting Authority.
- 6. In circumstances where a bidder or any of the Bidder's parent, subsidiaries or other affiliates has pled guilty of an offence contemplated in subsections 1 and 3, the Bidder must provide with its bid, a certified copy of confirming documentation from the Competition Bureau of Canada indicating that leniency has been granted, or a certified copy of confirming documentation from the National Parole Board indicating that a criminal pardon has been obtained, in relation to such offences.
- 7. The Bidder or any of the Bidder's parent, subsidiaries or other affiliates must remain free and clear of any charges or convictions contemplated in subsections 1 and 3 during the period of any resulting contract arising from this bid solicitation.

4) GI12 Rejection of Bid

- 1. Canada may reject a bid where any of the following circumstances is present:
- (a) the Bidder is subject to a Vendor Performance Corrective Measure, under the Vendor Performance Corrective Measure Policy, which renders the Bidder ineligible to bid on the requirement;
- (b) an employee, or subcontractor included as part of the bid, is subject to a Vendor Performance Corrective Measure, under the Vendor Performance Corrective Measure Policy, which would render that employee or subcontractor ineligible to bid on the requirement, or the portion of the requirement the employee or subcontractor is to perform:
- (c) the Bidder is bankrupt or where, for whatever reason, its activities are rendered inoperable for an extended period;
- (d) evidence, satisfactory to Canada, of fraud, bribery, fraudulent misrepresentation or failure to comply with any law protecting individuals against any manner of discrimination, has been received with respect to the Bidder, any of its employees or any subcontractor included as part of the bid:
- (e) evidence satisfactory to Canada that based on past conduct or behavior, the Bidder, a subcontractor or a person who is to perform the Work is unsuitable or has conducted himself/herself improperly;
- (f) with respect to current or prior transactions with the Government of Canada:
 - (i) Canada has exercised its contractual remedies of suspension or termination for default with respect to a contract with the Bidder, any of its employees or any subcontractor included as part of the bid;

- (ii) Canada determines that the Bidder's performance on other contracts, including the efficiency and workmanship as well as the extent to which the Bidder performed the Work in accordance with contractual clauses and conditions, is sufficiently poor to jeopardize the successful completion of the requirement being bid on.
- 2. Where Canada intends to reject a bid pursuant to a provision of subsection 1. (f), the Contracting Authority will so inform the Bidder and provide the Bidder ten (10) days within which to make representations, before making a final decision on the bid rejection.
- 3. Canada reserves the right to apply additional scrutiny, in particular, when multiple bids are received in response to a bid solicitation from a single bidder or a joint venture. Canada reserves the right to:
- (i) reject any or all of the bids submitted by a single bidder or joint venture if their inclusion in the evaluation has the effect of prejudicing the integrity and fairness of the process, or;
- (ii) reject any or all of the bids submitted by a single bidder or joint venture if their inclusion in the procurement process would distort the solicitation evaluation, and would cause a result that would not reasonably have been expected under prevailing market conditions and/or would not provide good value to Canada.
- 5) GI14 Procurement Business Number
 - 1) Bidders are required to have a Procurement Business Number (PBN) before Contract award. Bidders may register for a PBN in the Supplier Registration Information system on the <u>Contracts Canada</u> Web site. For non-Internet registration, Bidders may contact the nearest <u>Supplier Registration Agent</u>.

SI02 ENQUIRIES DURING THE SOLICITATION PERIOD

- 1) Enquiries regarding this bid must be submitted in writing to the Contracting Officer named on the Invitation to Tender Page 1 as early as possible within the solicitation period. Except for the approval of alternative materials as described in GI16 of R2710T" General Instructions to Bidders", enquiries should be received no later than five (5) calendar days prior to the date set for solicitation closing to allow sufficient time to provide a response. Enquiries received after that time may not result in an answer being provided.
- 2) To ensure consistency and quality of the information provided to Bidders, the Contracting Officer shall examine the content of the enquiry and shall decide whether or not to issue an amendment.
- 3) All enquiries and other communications related to this bid sent throughout the solicitation period are to be directed ONLY to the Contracting Officer named on the Invitation to Tender - Page 1. Failure to comply with this requirement may result in the bid being declared non-responsive.

SI03 SITE VISIT

There will be a site visit on **May 7**th, **2014 at 9:00am**. Interested bidders are to meet at the Dalvay Operation Centre. Prince Edward National Park, 40 Dalvay Crescent, Dalvay, PEI All those interested in placing a bid are encouraged to attend.

SI04 REVISION OF BID

A bid may be revised by letter or facsimile in accordance with GI11 of R2710T "General Instructions to Bidders". The facsimile number for receipt of revisions is **(613) 772-3651**.

SI05 BID RESULTS

- 1) A public bid opening will be held in the office designated on the Front Page "Invitation to Tender" for the receipt of bids shortly after the time set for solicitation closing.
- 2) Following solicitation closing, bid results may be obtained by calling the bid receiving office at telephone No. (709)772-6129.

SI06 NEGOTIATIONS

- 1) In the event that the lowest compliant bid exceeds the amount of funding Canada has allocated for the construction phase of the work
 - (a) by 15% or less, Canada, at its sole discretion, shall either
 - (i) Cancel the solicitation; or
 - (ii) Obtain additional funding and, subject to the provisions of GI11 of the General Instructions to Bidders, award the Contract to the Bidder submitting the lowest compliant bid; or
 - (iii) Revise the scope of the work accordingly and negotiate, with the Bidder submitting the lowest compliant bid, a corresponding reduction in its bid price.
 - (b) by more than 15%, Canada, at its sole discretion, shall either
 - (i) Cancel the solicitation; or
 - (ii) Obtain additional funding and, subject to the provisions of GI11 of the General Instructions to Bidders, award the Contract to the Bidder submitting the lowest compliant bid; or
 - (iii) Revise the scope of the work accordingly and invite those who submitted compliant bids at the original solicitation to re-bid the work.
- 2) If negotiations or a re-bid are undertaken as is contemplated in subparagraphs 1)(a)(iii) or 1)(b)(iii) above, Bidders shall retain the same subcontractors and suppliers as they carried in their original bids.
- 3) If Canada elects to negotiate a reduction in the bid price as is contemplated in subparagraph 1)(a)(iii) herein and the negotiations fail to reach an agreement, Canada shall then exercise either of the options referred to subparagraphs 1)(a)(i) or 1)(a)(ii)

SI07 BID VALIDITY PERIOD

- Canada reserves the right to seek an extension to the bid validity period prescribed in BA04 of the Bid and Acceptance Form. Upon notification in writing from Canada, Bidders shall have the option to either accept or reject the proposed extension.
- 2) If the extension referred to in paragraph 1) of SI07 is accepted, in writing, by all those who submitted bids, then Canada shall continue immediately with the evaluation of the bids and its approvals processes.
- 3) If the extension referred to in paragraph 1) of SI07 is not accepted in writing by all those who submitted bids then Canada shall, at its sole discretion, either
 - (a) continue to evaluate the bids of those who have accepted the proposed extension and seek the necessary approvals; or
 - (b) cancel the invitation to tender.
- 4) The provisions expressed herein do not in any manner limit Canada's rights in law or under SI01 4) of Special Instructions to Bidders

SI08 CONSTRUCTION DOCUMENTS

The successful Contractor will be provided with one paper copy of the sealed and signed drawings, the specifications and the amendments upon acceptance of the offer. Additional copies, up to a maximum of (_2_), will be provided free of charge upon request by the Contractor. Obtaining more copies shall be the responsibility of the Contractor including costs.

SI09 SECURITY CLEARANCE

N/A

SI10 WEB SITES

The connection to some of the Web sites in the solicitation documents is established by the use of hyperlinks. The following is a list of the addresses of the Web sites:

Treasury Board Appendix L, Acceptable Bonding Companies:

http://www.tbs-sct.gc.ca/pol/doc-eng.aspx?id=14494§ion=text#appL

Contracts Canada (Buy and Sell):

https://www.achatsetventes-buyandsell.gc.ca/eng/welcome

Canadian economic sanctions:

http://www.international.gc.ca/sanctions/index.aspx?lang=eng

Contractor Performance Evaluation Report (Form PWGSC-TPSGC 2913):

http://www.tpsgc-pwgsc.gc.ca/app-acq/forms/documents/2913.pdf

Bid Bond (form PWGSC-TPSGC 504):

http://www.tpsgc-pwgsc.gc.ca/app-acq/forms/documents/504.pdf

Performance Bond (form PWGSC-TPSGC 505):

http://www.tpsgc-pwgsc.gc.ca/app-acg/forms/documents/505.pdf

Labour and Material Payment Bond (form PWGWSC-TPSGC 506):

http://www.tpsgc-pwgsc.gc.ca/app-acq/forms/documents/506.pdf

Certificate of Insurance (form PWGSC-TPSGC 357):

http://www.tpsgc-pwgsc.gc.ca/app-acq/forms/documents/357.pdf

SACC Manual:

https://buyandsell.gc.ca/policy-and-guidelines/standard-acquisition-clauses-and-conditions-manual

Schedules of Wage Rates for Federal Construction Contracts:

http://www.rhdcc-hrsdc.gc.ca/eng/labour/employment standards/contracts/schedule/index.shtml

PWGSC, Industrial Security Services:

http://ssi-iss.tpsgc-pwgsc.gc.ca/index-eng.html

PWGSC. Code of Conduct and Certifications

http://www.tpsgc-pwgsc.gc.ca/app-acq/cndt-cndct/index-eng.html

SUPPLEMENTARY CONDITIONS (SC) SUPPLEMENTARY CONDITIONS (SC)

SC01 CHANGES TO CONTRACT DOCUMENTS

The term "Engineer" is replaced with the term "Departmental Representative" in the Drawings and Specifications.

SC02 INSURANCE TERMS - ADDITIONALLY NAMED INSURED

Under R2910D Insurance Terms para IT 2.2

Delete: "The policy shall insure the Contractor and shall include Her Majesty the Queen in right of Canada, represented by the Minister of Public Works and Government Services Canada as an additional Insured, with respect to liability arising out of the operations of the contractor with regard to the work.

Insert: "The policy shall insure the Contractor and shall include Her Majesty the Queen in right of Canada, represented by the Minister of the Environment for the purposes of the Parks Canada Agency as an additional Insured, with respect to liability arising out of the operations of the contractor with regard to the work. 10 of 14

CONTRACT DOCUMENTS (CD)

- 1) The following are the contract documents:
- (a) Contract Page when signed by Canada;
- (b) Duly completed Bid and Acceptance Form and any Appendices attached thereto;
- (c) Drawings and Specifications;
- (d) General Conditions and clauses
- GC1 General Provisions R2810D (2012-11-19); (As amended by paragraph 5)
- GC2 Administration of the Contract R2820D (2012-07-16);
- GC3 Execution and Control of the Work R2830D (2010-01-11);
- GC4 Protective Measures R2840D (2008-05-12);
- GC5 Terms of Payment R2850D (2010-01-11);
- GC6 Delays and Changes in the Work R2860D (2012-07-16);
- GC7 Default, Suspension or Termination of Contract R2870D (2008-05-12);
- GC8 Dispute Resolution R2880D (2012-07-16);
- GC9 Contract Security R2890D (2012-07-16);
- GC10 Insurance R2900D (2008-05-12);

Supplementary Conditions

Insurance Terms R2910D (2008-12-12);

Fair Wages and Hours of Labour - Labour Conditions R2940D (2012-07-16);

Allowable Costs for Contract Changes Under GC6.4.1 R2950D (2007-05-25);

Schedules of Wage Rates for Federal Construction Contracts;

- (e) Any amendment issued or any allowable bid revision received before the date and time set for solicitation closing;
- (f) Any amendment incorporated by mutual agreement between Canada and the Contractor before acceptance of the bid; and
- (g) Any amendment or variation of the contract documents that is made in accordance with the General Conditions.
- 2) The documents identified by title, number and date above are incorporated by reference and are set out in the Standard Acquisition Clauses and Conditions (SACC) Manual, issued by Public Works and Government Services Canada (PWGSC). The SACC Manual is available on the PWGSC Web site: https://buyandsell.gc.ca/policy-and-guidelines/standard-acquisition-clauses-and-conditions-manual
- 3) Schedules of Wage Rates for Federal Construction Contracts is included by reference and may be accessed from the Web site:

http://www.rhdcc-hrsdc.gc.ca/eng/labour/employment_standards/contracts/schedule/index.shtml.

- 4) The language of the contract documents is the language of the Bid and Acceptance Form submitted.
- 5) GC1.20 Code of Conduct and Certifications
- 1. The Contractor agrees to comply with the Code of Conduct for Procurement and to be bound by its terms. Furthermore, in addition to the Code of Conduct for Procurement, the Contractor must comply with the terms set out in this section.
- 2. The Contractor certifies that except for those offences where a criminal pardon has been obtained or leniency granted, neither the Contractor nor any of the Contractor's parent, subsidiaries or other affiliates has ever been convicted or is the subject of outstanding criminal charges subsequent to September 1, 2010 in respect of any of the following:
- (a) payment of a contingency fee to a person to whom the Lobbying Act (1985, c. 44 (4th Supp.)) applies: 11 of 14

- (b) corruption, collusion, bid-rigging or any other anti-competitive activity in the procurement process.
- 3. The Contractor certifies that except for those offences where a criminal pardon has been obtained, neither the Contractor nor any of the Contractor's parent, subsidiaries or other affiliates has ever been convicted or is the subject of outstanding criminal charges in respect of any of the following:
- (a) section 121 (Frauds on the government and Contractor subscribing to election fund), section 124 (Selling or Purchasing Office), section 380 (Fraud committed against Her Majesty) or section 418 (Selling defective stores to Her Majesty) of the Criminal Code of Canada, or
- (b) paragraph 80(1)(d) (False entry, certificate or return), subsection 80(2) (Fraud against Her Majesty) or section 154.01 (Fraud against Her Majesty) of the Financial Administration Act.
- 4. For the purpose of this section, business concerns, organizations or individuals are Contractor's affiliates if, directly or indirectly:
- (a) either one controls or has the power to control the other, or
- (b) a third party has the power to control both.
- Indicia of control, include, but are not limited to, interlocking management or ownership, identity of interests among family members, shared facilities and equipment, common use of employees, or a business entity created following the charges or convictions contemplated in this section which has the same or similar management, ownership, or principal employees as the Contractor that is charged or convicted, as the case may be.
- 5. In circumstances pursuant to subsections 2 and 3, where the Contractor or any of the Contractor's parent, subsidiaries or other affiliates has obtained a criminal pardon or is granted leniency in relation to such offences, the Contractor must provide a certified copy of confirming documentation from the National Parole Board or the Competition Bureau of Canada.
- 6. If the Contractor or any of the Contractor's parent, subsidiaries or other affiliates does not remain free and clear of any charges or convictions mentioned at subsections 2 and 3 during the period of the Contract, Canada reserves the right, pursuant to the default provision of the Contract, to terminate the Contract for default. 12 of 14

BID AND ACCEPTANCE FORM (BA)

BA01 IDENTIFICATION

Demolition and Disposal of 23 structures including foundations located throughout Prince Edward Island Field Unit.

BA02 BUSINESS NAME AND ADDRESS OF BIDDER				
Name:				
Address:				
Telephone:	Fax:	PBN:		
BA03 THE OFFER				
	Canada to perform and complete the rotal Bid Amount of	ne Work for the above named project in accordance with		
\$		excluding GST/HST.		
(amo	unt in numbers)	_		
BA04 BID VALIDITY The bid shall not be w		s following the date of solicitation closing.		
	he Contractor's offer by Canada, a	binding Contract shall be formed between Canada and all be the contract documents identified in Contract		
BA06 CONSTRUCTION The Contractor shall p	ON TIME perform and complete the Work by	June 27th, 2014.		
BA07 BID SECURITY The Bidder is enclosin General Instructions t	ng bid security with its bid in accord	dance with GI09 - Bid Security Requirements of R2710		
BA08 SIGNATURE				
Name and title of pers	son authorized to sign on behalf of	Bidder (Type or print)		
Signature		 Date		

BID AND ACCEPTANCE FORM - APPENDIX 2

ATTESTATION FORM

The following form must be completed and signed prior to commencing work on Parks Canada Sites. Attestation and Proof of Compliance with Occupational Health and Safety (OHS)

Submission of this completed form, satisfactory to Parks Canada, is a condition of gaining access to the work place.

Parks Canada recognizes that federal OHS legislation places certain specific responsibilities upon Parks Canada as owner of the work place. In order to meet those responsibilities, Parks Canada is implementing a contractor safety regime that will ensure that roles and responsibilities assigned under Part II of the *Canada Labour Code* and the *Canada Occupational Health and Safety Regulations* are implemented and observed when involving contractor(s) to undertake works in Parks Canada work places.

Parks Canada Responsible Authority/Project Lead	Address	Contact Information
Project Manager/Contracting Authority (delete as		
required)		
Prime Contractor		
Subcontractor(s) (add additional fields as required)		
Casconitacion(e) (ada adamenta notae ao reganea)		
Location of Work		
Location of Work		
General Description of Work to be Completed		

Mark "Yes" where applicable.

A meeting has been held to discuss hazards and access to the work place and all known and foreseeable hazards have been identified to the contractor and/or subcontractor(s)
The contractor and/or its subcontractor(s) will comply with all federal and
provincial/territorial legislation and Parks Canada's policies and procedures, regarding
occupational health and safety.
The contractor and/or its subcontractor(s) will provide all prescribed safety materials,
equipment, devices and clothing.
The contractor and/or its subcontractor(s) will ensure that its employees are familiar with
and use all prescribed safety materials, equipment, devices and clothing at all times.
The contractor and/or its subcontractor(s) will ensure that its activities do not endanger the
health and safety of Parks Canada employees.
The contractor and/or its subcontractor(s) has inspected the site and has carried out a
hazard assessment and has put in place a health and safety plan and informed its
employees accordingly, prior to the commencement of the work.
Where a contractor and/or its subcontractor(s) will be storing, handling or using hazardous
substances in the work place, it will place warning signs at access points warning persons
of the presence of the substances and any precautions to be taken to prevent or reduce
any hazard of injury or death.
The contractor and/or its subcontractor(s) will ensure that its employees are instructed in
respect of any emergency procedures applicable to the site.

	_ (contractor), certify that I have read, understood sub-contractors will comply with the requirements
set out in this document and the terms and	
Name	_
Signature	
Date	