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- TPSGC

11 Laurier St./ 11, rue Laurier

Place du Portage, Phase III

Core 0B2 / Noyau 0B2

Gatineau

Québec

K1A 0S5

Bid Fax: (819) 997-9776

## Revision to a Request for a Standing Offer

## Révision à une demande d'offre à commandes

National Individual Standing Offer (NISO)

Offre à commandes individuelle nationale (OCIN)

The referenced document is hereby revised; unless otherwise indicated, all other terms and conditions of the Offer remain the same.

Ce document est par la présente révisé; sauf indication contraire, les modalités de l'offre demeurent les mêmes.

## Comments - Commentaires

This document contains a security requirement.

Ce document contient une condition de sécurité.

## Vendor/Firm Name and Address

Raison sociale et adresse du  
fournisseur/de l'entrepreneur

## Issuing Office - Bureau de distribution

Maintenance & Professional Consulting Services  
Division (FK)

11 Laurier St./ 11, rue Laurier

3C2, Place du Portage, Phase III

Gatineau

Québec

K1A 0S5

<b>Title - Sujet</b> SMART BUILDING SERVICES		
<b>Solicitation No. - N° de l'invitation</b> EN438-170958/A		<b>Date</b> 2016-12-28
<b>Client Reference No. - N° de référence du client</b> 20170958		<b>Amendment No. - N° modif.</b> 012
<b>File No. - N° de dossier</b> fk289.EN438-170958	<b>CCC No./N° CCC - FMS No./N° VME</b>	
<b>GETS Reference No. - N° de référence de SEAG</b> PW-\$\$FK-289-71747		
<b>Date of Original Request for Standing Offer</b> Date de la demande de l'offre à commandes originale		2016-10-20
<b>Solicitation Closes - L'invitation prend fin</b> <b>at - à 02:00 PM</b> <b>on - le 2017-01-16</b>		<b>Time Zone</b> <b>Fuseau horaire</b> Eastern Standard Time EST
<b>Address Enquiries to: - Adresser toutes questions à:</b> Ghoumrassi(fk div), Hakim		<b>Buyer Id - Id de l'acheteur</b> fk289
<b>Telephone No. - N° de téléphone</b> (873) 469-4910 ( )		<b>FAX No. - N° de FAX</b> (819) 956-3600
<b>Delivery Required - Livraison exigée</b>		
<b>Destination - of Goods, Services, and Construction:</b> <b>Destination - des biens, services et construction:</b>		
<b>Security - Sécurité</b> This revision does not change the security requirements of the Offer. Cette révision ne change pas les besoins en matière de sécurité de la présente offre.		

Instructions: See Herein

Instructions: Voir aux présentes

<b>Acknowledgement copy required</b> <b>Accusé de réception requis</b>	<b>Yes - Oui</b> <input type="checkbox"/>	<b>No - Non</b> <input type="checkbox"/>
<b>The Offeror hereby acknowledges this revision to its Offer.</b> <b>Le proposant constate, par la présente, cette révision à son offre.</b>		
<b>Signature</b>	<b>Date</b>	
Name and title of person authorized to sign on behalf of offeror. (type or print) Nom et titre de la personne autorisée à signer au nom du proposant. (taper ou écrire en caractères d'imprimerie)		
<b>For the Minister - Pour le Ministre</b>		

**This solicitation amendment 012 is issued to answer questions raised from the Industry.**

**Question 1:**

Amendment 7 suggests that the alternative to allowing affiliate credentials is for the Bidder to joint venture (with itself) in order to submit a response. This puts an onerous obligation on the Bidder in order to meet the Definition of Offeror in the SACC Manual.

**04 (2008-12-12) Definition of Offeror**

"Offeror" means the person or entity (or, in the case of a joint venture, the persons or entities) submitting an offer to provide goods, services or both under a call-up resulting from a standing offer. It does not include the parent, subsidiaries or other affiliates of the Offeror, or its subcontractors.

**17 (2007-11-30) Joint venture**

1. A joint venture is an association of two or more parties who combine their money, property, knowledge, expertise or other resources in a single joint business enterprise, sometimes referred as a consortium, to submit an offer together on a requirement. Offerors who submit an offer as a joint venture must indicate clearly that it is a joint venture and provide the following information:
  - a. the name of each member of the joint venture;
  - b. the Procurement Business Number of each member of the joint venture;
  - c. the name of the representative of the joint venture, i.e. the member chosen by the other members to act on their behalf, if applicable;
  - d. the name of the joint venture, if applicable.
2. If the information is not clearly provided in the offer, the Offeror must provide the information on request from the Standing Offer Authority.
3. The offer and any resulting standing offer must be signed by all the members of the joint venture unless one member has been appointed to act on behalf of all members of the joint venture. The Standing Offer Authority may, at any time, require each member of the joint venture to confirm that the representative has been appointed with full authority to act as its representative for the purposes of the RFSO and any resulting standing offer. If a standing offer is issued to a joint venture, all members of the joint venture will be jointly and severally or solidarily liable for the performance of any contract resulting from a call-up against the standing offer.

The problem that arises from Amendment 7 is that each of the entities in the Joint Venture will need a Procurement Business Number and a valid DOS from PWGSC Canadian Industrial Security Directorate (CISD).

We suggest that definition should be amended to read as follows: 'a project must have been completed by the Bidder itself, the Bidder's Parent Company, or by an affiliate of the Bidder, as such term is defined in the Canada Business Corporations Act (and cannot include the experience of any proposed subcontractor of the Bidder)'.

**Response 1:**

The security clearance is required before issuance of the Standing Offer and not at bid closing (Please see Part 6 of the RFSO). PWGSC can sponsor the firm that does not hold the required security clearance (Please see important notice to Offerors on Page 1 of the RFSO).

For more information regarding the Joint Venture PBN or the foreign company PBN registration please contact the Supplier Registration Information (SRI) system team by email to [OSMEclient@pwgsc-tpsgc.gc.ca](mailto:OSMEclient@pwgsc-tpsgc.gc.ca) or call the InfoLine at 1-800-811-1148.

The definition of Offeror will not be amended.

**No other changes apply.**