



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

**SOLICITATION AMENDMENT
MODIFICATION DE L'INVITATION**

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

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

Comments - Commentaires

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

Issuing Office - Bureau de distribution

Frigate Life Extension (FELEX) Project / Bureau de
projet de prolongation de la vie des frégates (BP
FELEX)
455 Blvd de la Carrière
Gatineau
Quebec
K1A 0K2

Title - Sujet HCCS IN-SERVICE SUPPORT	
Solicitation No. - N° de l'invitation W8482-168150/B	Amendment No. - N° modif. 009
Client Reference No. - N° de référence du client W8482-168150	Date 2017-02-24
GETS Reference No. - N° de référence de SEAG PW-\$\$FX-008-25939	
File No. - N° de dossier 008fx.W8482-168150	CCC No./N° CCC - FMS No./N° VME
Solicitation Closes - L'invitation prend fin at - à 02:00 PM on - le 2017-06-30	
Time Zone Fuseau horaire Eastern Daylight Saving Time EDT	
F.O.B. - F.A.B. Specified Herein - Précisé dans les présentes	
Plant-Usine: <input type="checkbox"/> Destination: <input type="checkbox"/> Other-Autre: <input checked="" type="checkbox"/>	
Address Enquiries to: - Adresser toutes questions à: Fortin, Marie-Andrée	Buyer Id - Id de l'acheteur 008fx
Telephone No. - N° de téléphone (819) 939-3234 ()	FAX No. - N° de FAX () -
Destination - of Goods, Services, and Construction: Destination - des biens, services et construction:	

Instructions: See Herein

Instructions: Voir aux présentes

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

Invitation to Qualify (ITQ) – Request for Feedback
Questions and Answers
In-Service Support of the *Halifax*-class Combat Systems
Amendment no. 09

This amendment is raised to address questions or comments raised by Industry on the draft Invitation to Qualify request for feedback which closed on 20 January 2017. Canada expect to release the Invitation to Qualify in early March 2017.

Q1 - Will a Certificate of Amalgamation issued under the Canada Business Corporations Act be sufficient to satisfy the Canadian company requirement under Qualification #2?

A1 – The Canadian Company Requirement has been removed from the ITQ Qualification Criteria.

Q2 – Can a Respondent use the experience of a subcontractor or other team member to meet a mandatory requirement?

A2 – The experience of a subcontractor cannot be used to meet a mandatory requirement. Unless stated otherwise, if the Respondent is a joint venture then the experience can be the experience of any one member of the joint venture; however, the experience cannot be pooled from more than one member of the joint venture to meet the mandatory requirement. Only the experience of one member of the joint venture will be considered per criterion.

Q3 – Will the “Two Step” evaluation process be applied to the entire ITQ process?

A3 – The new version of the ITQ document indicates the two-step process applies to all mandatory documents required to be submitted by the Respondent.

Canada will conduct an initial review of each Respondent’s response to determine if the mandatory documents that are required to be part of the response have been submitted. This review will serve only to verify that these documents have been submitted in the response. This document review and verification will not evaluate or otherwise consider the content of the documents themselves or aspects of the response that will be the subject of evaluation.

After this initial review the Contracting Authority will forward a Response Submission Report to each Respondent electronically that will identify the missing mandatory documents, if any. This Report will include a list of the missing documents and the reference in the ITQ that identifies the requirement. Respondents that have not included all the documents required with the response will be invited to forward the missing documents electronically to the email address specified in Canada’s notice by 5:00 PM EST on the second full business day following the date upon which Canada’s notice was sent.

Q4 – Please explain the extent to which Qualified Respondents can modify their approaches between time of qualification and Request for Proposal (RFP) response.

A4 – Both the ITQ and the RFP responses will be evaluated against their own individual evaluation criteria. Note that only a Qualified Respondent may submit a bid submission to the

RFP and therefore the composition of the Qualified Respondent cannot change between the ITQ and the RFP.

Q5 - For foreign OEMs with a company subsidiary in Canada, does Canada require commitments from the foreign parent companies or will commitments from their Canadian divisions be accepted?

A5 - As per Qualification Number 1, the Respondent must demonstrate their capability to work with all of the *Halifax*-class Combat Systems (HCCS) Equipment Group (EG) Original Equipment Manufacturers (OEMs) or their authorized representatives. The HCCS EG OEMs are listed in ITQ section 1.2.2. Canada considers a person or company to be an authorized representative of a HCCS EG OEM if such person or company has the necessary authorizations and rights from the HCCS EG OEM to perform the Work.

Canada is unable to answer your specific question about whether a commitment letter from a Canadian division of a HCCS EG OEM would satisfy Qualification Number 1 as the response to such a question requires specific facts of your situation, including the corporate structure of the parties, authorizations and rights of the Canadian division for the HCCS EG, etc. However, as mentioned in the first part of this response, if the Canadian division is the HCCS EG OEM or its authorized representative, then a commitment from the Canadian division would be acceptable for the purposes of Qualification Number 1.

Q6 - From Canada's perspective, is Lockheed Martin Canada an "authorized representative" for the NS9003A-V2HC Electronic Support Measures?

A6 – Yes, Lockheed Martin Canada is an "authorized representative" for the NS9003A-V2HC Electronic Support Measures.

Q7 - If Canada does consider Lockheed Martin Canada to be an authorized representative, does Canada expect that the only commitment required from the OEM with respect to Lockheed Martin Canada will strictly be for repairs?

A7 – Lockheed Martin Canada is authorized by Elisra for all support work related to the NS9003A-V2HC Electronic Support Measures.

Q8 - In the case of the NS9003A-V2HC Electronic Support Measures equipment, would a letter be required from both Elisra and Lockheed Martin Canada?

A8 – No. A letter from Lockheed Martin Canada is sufficient.

Q9 - It is assumed any Defence project can be called upon as demonstration in Qualifications 4-10 i.e. there is no specific Canadian requirement. Please confirm.

A9 – There is no specific Canadian requirement for the following Qualification Items: Project Management Experience, Contractor Management Experience, Intellectual Property Management Experience, Repair & Overhaul Experience, Supply Chain Experience and Technical Data Management Experience.

For Qualification Item Import/Export Control Experience, the examples of importing/exporting defence materiel and services must be between Canada and the United States and between Canada and Europe.

N° de l'invitation - Solicitation No.
W8482-168150/B
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W8482-168150

N° de la modif - Amd. No.
009
File No. - N° du dossier
008fx.W8482-168150

Id de l'acheteur - Buyer ID
008fx
N° CCC / CCC No./ N° VME - FMS

Q10 - Will there be an opportunity for rectification if a response to a mandatory requirement is considered "Not Met"?

A10 – There will be no opportunities for response rectification.

Q11 - Would Public Services and Procurement Canada (PSPC) consider replacing "Bidder" with the "Bidder and parent and subsidiaries of the Bidder"?

A11 – No, the definition of "Bidder" in the 2003 Standard Acquisition Clauses and Conditions (SACC) will not be modified.

Q12 - The Caveat CANUS (restricted to Canadian and US citizens) is very restrictive. Would PSPC consider relaxing this Caveat to simply "Secret"?

A12 – No, as several of the HCCS EG systems have this security requirement.

Q13 - Has Canada instituted measures with the OEMs that obligate them to cooperate with potential HCCS prime contractors in the development and implementation of subcontracts (i.e., fair prices, access to intellectual property, acceptance of flow-down of VP obligations, etc).

A13- Canada does not have the right to obligate OEMs to cooperate with potential HCCS Prime Contractors. The Prime Contractor and the OEMs need to establish their own business arrangements.

Q14 - Joint ventures are not allowed. It is noted that this is contrary to the Arctic Offshore Patrol Ship and Joint Support Ship In-Service Support (AJISS) where joint ventures were allowed. Please explain the reasons behind this decision.

A14 – Joint ventures are now allowed.

Q15 - Will additional Respondents be allowed to qualify at a later date (eg, up to RFP release or RFP close)?

A15 - At Canada's sole discretion, responses received after the ITQ deadline may or may not be considered.

Q16 - Suggest the ITQ clarify that the evaluation criteria may be met by the Bidder/Respondent itself or by the Bidder's/Respondent's team (ie, including subcontractors).

A16 – The evaluation criteria must be met by the Respondent. Unless otherwise stated, the experience can be the experience of any one member of the joint venture; however, the experience cannot be pooled from more than one member of the joint venture to meet the mandatory requirement. Only the experience of one member of the joint venture will be considered per criterion.

Q17 - Are Respondents to the ITQ permitted to bid on any future RFP as part of a joint venture? If choosing this route, do all members of the joint venture have to have qualified individually in their own right?

A17 - Only the Qualified Respondents from the ITQ process will be permitted to bid on the subsequent RFP issued in the bid solicitation phase. When submitting a response to the ITQ as a

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joint venture, the individual members of the joint venture are not individually separately considered to be a Respondent. The joint venture submitting the response is considered the Respondent. The composition of the Respondent (eg. the members of a joint venture) must be identified in the ITQ submission. The composition of a Qualified Respondent must remain unchanged to maintain its status as a Qualified Respondent.

Q18 - Where a Respondent is part of a large corporate parent with multiple business units; affiliates etc., can the attributes of all corporate members be used to qualify under one entity?

A18 – As per SACC 2003 the definition of a Bidder (Respondent) does not include the parent, subsidiaries or other affiliates of the Bidder, or its subcontractors.

Q19 - In requesting Respondents demonstrate their ability to work with OEMs, has Canada agreed the mechanisms by which the OEMs will support Respondents? While working relationships are an important factor, several of the OEMs may decide to compete for the HCCS In-Service Support Contract (ISSC) and could prevent other Bidders from qualifying. Have any safeguards been agreed between OEMs and Canada that will prevent this scenario?

A19 – It is Industry's responsibility to form working relationships with all of the HCCS In-Service Support OEMs or authorized representatives.

Q20 - Can Canada please clarify what is meant by "Accreditation"? Our understanding is that there is no formal accreditation per se but rather that systems / processes etc. can be audited against CANUS requirements.

A20 - The Respondent must possess a valid PSPC Secret security clearance with a caveat CANUS restriction, or provide a letter committing the Respondent to achieve the necessary clearance by Contract Award.

Q21 - For supply chain experience, would Canada consider modifying the requirement so that the requisite experience could be demonstrated through more than one contract?

A21 – Canada will modify ITQ criteria Repair & Overhaul Experience and Supply Chain Experience. Respondents will be allowed to demonstrate their experience on more than one single Defence contract.

All other terms and conditions remain the same.