



**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. 010
Client Reference No. - N° de référence du client W8482-168150	Date 2017-03-02
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 (Q&A)

In-Service Support of the *Halifax*-class Combat Systems

Amendment no. 10

This amendment is raised to respond to additional questions raised by Industry on the draft Invitation to Qualify request for feedback which closed on 20 January 2017.

Q22 – With regards to Qualification Item *OEM Support*, the suggested Proof of Compliance is highly problematic as it has the potential to create an unfair competitive disadvantage for some Respondents. This would happen if an HCCS EG OEM should choose to bid directly, and decide to withhold letters of support, so as to limit competition and preclude otherwise qualified Respondents from achieving compliance. We recommend that this requirement be eliminated from the ITQ and the burden of compliance be placed on the HCCS EG OEMs to provide letters directly to the HCCS ISS Project agreeing to support **any and all** successfully qualified Respondents in a final Request for Proposal.

A22 – Canada will not be eliminating Qualification item *OEM Support*. OEMs are free to choose who they work with. Since it is critical that the OEMs work with the Prime Contractor, it is incumbent that the ITQ Respondent demonstrate that the OEMs will work with them.

Q23 - We would suggest the HCCS ISS Project Team consider only *Project Management Experience* of Defence projects requiring In-Service Support, similar to the scope of work anticipated under any resulting HCCS ISS contract. In-Service support requires specific skills in providing long term support activity such as improving system reliability and managing obsolescence. A requirement for Respondents to have specific experience in the realm of in-service support and not just equipment manufacturing would ultimately reduce risk and cost for Canada.

A23 – Canada does not believe the *Project Management Experience* needs to be limited to In-Service Support for the Invitation to Qualify. Canada expects that *Project Management Experience* will be further evaluated and rated during the RFP bid evaluation phase.

Q24 - We would suggest the HCCS ISS Project Team consider only *Contractor Management Experience* for Defence projects where contractors provided In-Service Support, similar to the scope of work anticipated under any resulting HCCS ISS contract.

A24 – Canada does not believe the *Contractor Management Experience* needs to be limited to In-Service Support for the Invitation to Qualify.

Q25 – With regards to Qualification Item *Intellectual Property Management*, please note that these license agreements would be between a prospective bidder and a third party. As such they would likely not be releasable to Canada without obtaining the third party's permission. Seeking such permission would result in a Bidder's intention regarding the HCCS ISS Project being released to other potential bidders or competitors.

A25 – Providing copies of license agreements is optional in the Qualification Item *Intellectual Property Management* Proof of Compliance. All information provided to Canada is held in confidence and not disclosed to any other party.

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W8482-168150/B
N° de réf. du client - Client Ref. No.
W8482-168150

N° de la modif - Amd. No.
010
File No. - N° du dossier
008fx.W8482-168150

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

Q26 – With regards to Qualification Item *Import/Export Experience*, we suggest that rather than providing examples of agreements, where there could be releasability issues requiring third party permissions, perhaps it would be possible for bidders to provide a list of Technical Assistance Agreements, etc. to which Canada is a party. Canada could then engage its internal resources to verify that the bidder had executed the agreements as required.

A26 – Note that all information provided to Canada is held in confidence and not disclosed to any other party. Canada has modified the ITQ Proof of Compliance to read: The Respondent must provide copies of certificates, licenses or agreements obtained to support the examples provided from other projects that authorize the import and export of defence materiel and services.

Q27 – The *Halifax*-class Combat Systems (HCCS) Equipment Group (EG) spares and certain corresponding support equipment and/or services must be purchased from foreign Original Equipment Manufacturers (OEMs) holding the Intellectual Property for their respective system(s). These foreign purchases will result in no direct Canadian content. Also, without an obligation for any of the foreign EG OEMs to accept a Canadian Content Value (CCV) flow-down from the Prime Contractor, the financial and Industrial and Technological Benefits (ITB) risks to the Prime Contractor will increase. Lastly, the HCCS represents a unique configuration (i.e. no other nation operates this configuration); therefore, the ability to export the services developed under the contract will be extremely limited. We are therefore of the opinion that the application of the ITB policy for this program should reflect a reduced overall Canadian Content Value obligation of a maximum of 70%.

A27 – As per the ITB Policy, the 100% of contract value measured in Canadian Content Value obligation remains in effect. Canada has clarified the *Industrial and Technological Benefits* Qualification Item to read: This requires a commitment to direct and indirect ITB activities totaling 100% of contract value measured in Canadian Content Value.

All other terms and conditions remain the same.