Translation Services

AMENDMENT Nº 002

Amendment 002 is raised to

1) amend the RFP;

- 2) answer questions from industry; and
- 3) extend closing date.

1) AMEND THE RFP

a) At page 1 of the RFP,

DELETE:

Comments: THIS DOCUMENT DOES NOT CONTAIN A SECURITY REQUIREMENT

Commentaires : LE PRÉSENT DOCUMENT NE COMPORTE PAS D'EXIGENCE DE SÉCURITÉ

INSERT:

Comments: THIS DOCUMENT CONTAINS A SECURITY REQUIREMENT

Commentaires : LE PRÉSENT DOCUMENT COMPORTE DES EXIGENCES RELATIVE À LA SÉCURITÉ

b) At PART 1 - GENERAL INFORMATION

DELETE in its entirety:

1.2 Security Requirements

REPLACE with:

1.2 Security Requirements

There are security requirements associated with this requirement. For additional information, consult Part 6 - Security, and Part 7 - Resulting Contract Clauses. For more information on personnel and organization security screening or security clauses, Bidders should refer to the <u>Contract Security</u> <u>Program</u> of Public Works and Government Services Canada (http://www.tpsgc-pwgsc.gc.ca/esc-src/introduction-eng.html) website

c) At PART 3 - BID PREPARATION INSTRUCTIONS, 3.1 Bid Preparation Instructions

INSERT:

Section V: Mandatory Safeguarding Measures

Bidder's Proposed Sites or Premises Requiring Safeguarding Measures

As indicated in Part 6 under Security Requirements, the Bidder must provide the full addresses of the Bidder's sites or premises for which safeguarding measures are required for Work Performance:

Street Number / Street Name, Unit / Suite / Apartment Number City, Province, Territory Postal Code Country

The Company Security Officer must ensure through the <u>Contract Security Program</u> that the Bidder and proposed individuals hold a valid security clearance at the required level, as indicated in Part 6 – Security Requirements.

d) At ATTACHMENT 1 TO PART 4 MANDATORY CRITERIA

i) <u>DELETE:</u>

| | The Bidder must have an e-mail account which can receive and | |
|----|--|--|
| M4 | send large documents (up to 5MB) as well as a secure FTP for the | |
| | transmission of translations. The Bidder must provide the e-mail | |
| | account address in their bid. The ATSSC reserves the right to test | |
| | and validate the e-mail account during bid evaluation. | |

REPLACE with:

| | The Bidder must have an e-mail account which can receive and send | |
|----|--|--|
| M4 | large documents (up to 5MB). The Bidder must provide the e-mail | |
| | account address in their bid. The ATSSC reserves the right to test | |
| | and validate the e-mail account during bid evaluation. | |

ii) <u>INSERT:</u>

| M7 | The Bidder must: 1) hold, at bid closing, a valid Designated Organization Screening (DOS) with approved Document Safeguarding at the level of PROTECTED B , issued Canadian Industrial Security Directorate (CISD), Public Works and Government Services Canada (PWGSC). | |
|----|---|--|
| | 2) demonstrate that each proposed resource holds a valid Reliability status granted or approved by the Canadian Industrial Security Directorate (CISD), Public Works and Government Services Canada (PWGSC). At bid closing, the Bidder must hold, or have a duplicate "in progress" of, each proposed resource's valid security. | |
| | The following information MUST be provided in the bid submission for each proposed resource: | |
| | Full name of the individualPWGSC file number | |

e) CHANGE "PART 6- RESULTING CONTRACT CLAUSES" to:

"PART 7- RESULTING CONTRACT CLAUSES", all subsequent numbering will change accordingly to start with "7", and,

i) **DELETE in its entirety:**

7.1 Security Requirements

REPLACE with:

- 7.1 Security Requirements
 - 7.1.1 The following security requirements (SRCL PWGSC File #Common-PS SRCL#10) apply and form part of the Contract.
 - 1. The Contractor/Offeror must, at all times during the performance of the Contract/Standing Offer/Supply Arrangement, hold a valid Designated Organization Screening (DOS) with approved Document Safeguarding at the level of **PROTECTED B**, issued by the Canadian Industrial Security Directorate, Public Works and Government Services Canada.
 - The Contractor/Offeror personnel requiring access to PROTECTED information, assets or work site(s) must EACH hold a valid **RELIABILITY STATUS**, granted or approved by the Canadian Industrial Security Directorate (CISD), Public Works and Government Services Canada (PWGSC).
 - The Contractor MUST NOT utilize its Information Technology systems to electronically process, produce or store PROTECTED information until the CISD/PWGSC has issued written approval. After approval has been granted or approved, these tasks may be performed up to the level of **PROTECTED B**, including an IT Link up to the level of **PROTECTED B**.
 - 4. Subcontracts which contain security requirements are NOT to be awarded without the prior written permission of CISD/PWGSC.
 - 5. The Contractor/Offeror must comply with the provisions of the:
 - a. Security Requirements Check List and security guide (if applicable), attached at Annex C;
 - b. Industrial Security Manual (Latest Edition).
- 7.1.2 Contractor's Sites or Premises Requiring Safeguarding Measures
- **7.1.2.1** Where safeguarding measures are required in the performance of the Work, the Contractor must diligently maintain up-to-date the information related to the Contractor's sites or premises for the following addresses:

(To be inserted upon Contract award)

7.1.2.2 The Company Security Officer must ensure through the <u>Contract Security</u> <u>Program</u> that the Contractor and individuals hold a valid security clearance at the required level.

ii) **DELETE in its entirety:**

7.11 Priority of Documents

REPLACE with:

7.11 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 supplemental general conditions <u>4007</u> (2010-08-16), Canada to Own Intellectual Property Rights in Foreground Information;
- (c) the general conditions <u>2035</u> (2016-04-04), General Conditions Higher Complexity Services;
- (d) Annex A, Statement of Work;
- (e) Annex B, Basis of Payment;
- (f) Annex C, Security Requirements Check List
- (g) Annex D, Non-Disclosure Agreement;
- (h) the Contractor's bid dated _____ (*insert date of bid*).

f) INSERT:

PART 6 - SECURITY REQUIREMENTS

6.1 Security Requirements

- 1. At the date of bid closing, the following conditions must be met:
 - the Bidder must hold a valid organization security clearance as indicated in Part
 7 Resulting Contract Clauses;
 - (b) the Bidder's proposed individuals requiring access to classified or protected information, assets or sensitive work sites must meet the security requirements as indicated in Part 7 - Resulting Contract Clauses;
 - (c) the Bidder must provide the name of all individuals who will require access to classified or protected information, assets or sensitive work sites;
 - (d) the Bidder's proposed location of work performance and document safeguarding must meet the security requirements as indicated in Part 7 - Resulting Contract Clauses;
 - (e) the Bidder must provide the addresses of proposed sites or premises of work performance and document safeguarding as indicated in Part 3 - Section V: Mandatory Safeguarding Measures.
- For additional information on security requirements, Bidders should refer to the <u>Contract</u> <u>Security Program of Public Works and Government Services Canada</u> (http://www.tpsgcpwgsc.gc.ca/esc-src/introduction-eng.html) website.

g) At Annex A, Statement of Work,

i)

- **DELETE in its entirety**:
 - 4. Equipment and material

INSERT:

4. Equipment and material

The Contractor must provide all the necessary equipment, supplies, services (including labour, supervision and management services, inspection procedures and quality assurance), software and instruments to perform the work. The Contractor is responsible for ensuring it can receive and send documents electronically in accordance with Canadian Industrial Security Directorate (CISD) Protected B requirements. The Contractor must have or

acquire and maintain at no additional cost to Canada an electronic distribution method in accordance with CISD requirements for Protected B documents necessary to perform the Work.

The Contractor must also have access to a courier service for delivery and pick-up of texts, if necessary.

ii) <u>DELETE in its entirety</u>: 5.1 Workflow

INSERT:

5.1 Workflow

Documents to be translated will be sent to the Contractor electronically with a proposed delivery date. If the Contractor is unable to deliver the text for the required delivery date and time, the Contractor must inform the Translation Coordinator immediately.

If the Contractor accepts a text and, subsequently, is unable to meet the agreed-upon delivery date, the Contractor must immediately inform the Translation Coordinator to come to an agreement. Failure to meet the delivery deadline will be deemed a Late Delivery.

Translated documents must be returned by the Contractor to CITTS, CTS or PSDPTS using the same method of transmission of the original document.

iii) <u>DELETE in its entirety</u>:

8.2 Place of work

INSERT:

8.2 Place of work

The work must be performed at the Contractor's site in Canada.

iv) <u>DELETE in its entirety</u>: 8.4 Courier fees

INSERT:

8.4 Courier fees

All documents will be sent to the Contractor by electronic means per **4**. **Equipment and material** and **5**. **Delivery of Work**. Translated documents must be returned by the Contractor to CITTS, CTS or PSDPTS using the same method of transmission of the original document. However, should a network issue occur at the ATSSC, a courier service will be used and the costs will be covered by CITTS, CTS or PSDPTS. However, if a problem occurs on the Contractor's network, courier costs will not be reimbursed by CITTS, CTS or PSDPTS.

v) <u>INSERT:</u>

8.6 Texts remain in Canada

Texts provided to the Contractor for translation must remain in Canada.

h) CHANGE "Annex "C", NON-DISCLOSURE AGREEMENT" to: "Annex "D", NON-DISCLOSURE AGREEMENT"

Annex "C"

i) INSERT:

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| Originating Government De Ministère ou organisme gou | ivernemental d'origine | | | | or Directorate / Direction géné | |
| 3. a) Subcontract Number / Nu | | | 3. b) Name a | nd Address of Subco | ntractor / Nom et adresse du s | ous-traitant |
| Brief Description of Work / E | preve description du tra | ivaii | | | | |
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| b) Will the supplier require a Regulations? | access to unclassified r | nilitary technical dat | ta subject to th | ne provisions of the T | echnical Data Control | No Ye |
| | | chniques militaires n | non classifiées | qui sont assujetties a | aux dispositions du Règlemen | |
| Indicate the type of access | required / Indiquer le ty | | | | | |
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| For users completing the form manually use the summary chart below to indicate the category(ies) and level(s) of safeguarding required at the supplier's site(s) or premises. Les utilisateurs qui remplissent le formulaire manuellement doivent utiliser le tableau récapitulatif ci-dessous pour indiquer, pour chaque catégorie, les niveaux de sauvegarde requis aux installations du formisseur. For users completing the form online (via the Internet), the summary chart is automatically populated by your responses to previous questions. Dans le cas des utilisateurs qui remplissent le formulaire en ligne (par Internet), les réponses aux questions précidentes sont automatiquement saisies dans le tableau récapitulatif. SUMMARY CHART / TABLEAU RÉCAPITULATIF Consect Toring counserse. Noto Counserse. Noto Counserse. Noto Counserse. Noto Counserse. Noto Operation of the work contained within this SRCL PROTECTED and/or CLASSIFIED? La description of the work contained within this SRCL PROTECTED and/or CLASSIFIED? La description of the work contained within this SRCL PROTECTED and/or CLASSIFIED? La description of the work contained within this SRCL PROTECTED and/or CLASSIFIED? <td< td=""><th></th><td>ar nore</td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td>Secu</td><td>rity Classi</td><td></td><td></td><td></td><td></td><td>curité</td><td></td></td<> | | ar nore | | | | | | | | Secu | rity Classi | | | | | curité | |
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2) ANSWER QUESTIONS FROM INDUSTRY

Question 1:

Could you please help me with the following questions:

Part a) Whether companies from Outside Canada can apply for this? (like, from India or USA)Part b) Whether we need to come over there for meetings?

Part c) Can we perform the tasks (related to RFP) outside Canada? (like, from India or USA)

Part d) Can we submit the proposals via email?

Response 1:

Part a)

Companies outside Canada with a subsidiary office located in Canada may bid. The Work must be performed in Canada (See amendment 1giii) above) and bidders must meet the security requirements (See amendment 1a to g(i), and i above).

Part b)

As per clause 8.5 of Annex "A" of the Statement of Work, there may be a requirement to hold occasional in-person meetings and should that occur, as per clause 7.7.2 (Part 7 – Resulting Contract Clauses) related expenses will not be reimbursed to the Contractor.

Part c)

No. All Work must be performed in Canada. Please refer to the above amendment 1 in its entirety.

Part d)

Please refer to 2.2 Submission of Bids of PART 2 - BIDDER INSTRUCTIONS in the RFP:

Unless specified otherwise in the RFP, bids must be submitted to <u>procurements-achats@tribunal.gc.ca</u> and received by the date and time indicated on page 1 of the solicitation.

Canada will not be responsible for late bids received at destination after the closing date and time, even if it was submitted before.

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

Question 2:

In regards to M1 and R3, is there a minimum or maximum number of translators which should be proposed?

Answer 2:

There is no minimum or maximum number of resources required in the RFP, however, Bidders should bid a sufficient number of resources to meet any contractual obligations based on the estimated volume of work set out in the Statement of Work. As per R3, translator points awarded will be calculated as follows:

For each proposed translator with

a) only a degree in translation (English and French), 5 points will be awarded.

b) only a degree in law and 2 years' experience translating legal texts from English to French,points will be awarded.

c) a degree in law, with 2 years' experience translating legal text from English to French and a degree in translation (English and French), 15 points will be awarded.d) no qualification of a, b or c above, no point will be awarded.

The average of points awarded to translators will be used to calculate total points for R3, however the maximum points awarded will be 10 such that the following applies:

(Total of all points) ÷ (# of translators)

= Points awarded (up to 10 maximum)

Question 3:

At M1, b) and c), is it sufficient to simply name these resources to demonstrate that we have them on staff and that no additional information is needed, or is more information required? Our understanding is that the other criteria focus on the "translators" only. Please clarify.

Answer 3:

Bidders must name all resources who will perform Work under any resulting Contract. Please see new mandatory "M7" in amendment 1d(ii) above.

Question 4:

What is the percentage of documents that would be required on a rush basis? Please provide an estimate in good faith.

Answer 4:

It is estimated that the percentage of "rush" documents will be: CITT: 5% CT and PSDPT: 1%

Question 5:

Part a)

What is the percentage of documents, if any, that would require work outside of normal business hours? Please provide an estimate in good faith.

Par b)

Would such requests be submitted during normal business hours for completion after hours?

Answer 5:

Part a)

It is estimated that the percentage of documents that would require work outside of normal business hours will be:

CITT: 1% CT and PSDPT: 1%

Part b)

Yes.

Question 6:

Regarding the referenced RFP, could you tell us if an advanced graduate diploma in translation is considered a "translation degree" for the rated criterion R3?

Answer 6:

Yes

3) EXTEND CLOSING DATE

On page 1 of the solicitation

DELETE:

Solicitation closes: 2:00 PM, April 13, 2018 Time Zone: EDT (Eastern Daylight Time)

INSERT:

Solicitation closes: **2:00 PM, April 26, 2018** Time Zone: **EDT (Eastern Daylight Time)**

ALL OTHER TERMS AND CONDITIONS OF THIS RFP REMAIN UNCHANGED.