

The purpose of this amendment is to

- distribute questions (Q) and answers (A) respecting the CFP; and
- modify the CFP as detailed in Section B.

### **Section A – Qs & As**

#### Questions (Q) and Answers (A)

Certain questions may have been generated at the Bidders’ Conference of April 25, 2018. Efforts were taken by Canada to accurately record the questions. If erred, suppliers are asked to submit a written version of the accurate question to the Contracting Authority listed in the CFP, following the procedures of the CFP at Part 2, article 2.4 “Enquiries about the CFP”. The corresponding answers are largely those given at the Conference. Some answers were further clarified/considered after the Conference and would be modified below.

In addition, a significant volume of questions have been received and are being processed. Some are ready for posting in this amendment, ahead of others. For this reason, please note that Qs&As 171-192 171-192, 195-218 & 220-246 will soon be released in a subsequent amendment to the CFP.

No.	Content
219	<p>Question.</p> <p>The IDEaS Call for Proposals – Component 1a (W7714-186568) (the “CFP”) includes the government terms and conditions (SACC 2040 30) which provide Canada with significant and broad license rights in both Foreground and Background Information on the basis that Canada has contributed to the cost of developing the Foreground Information. It must be apparent that based on the number of questions submitted by potential bidders, that bidders have grave concerns about the broad IP rights contained in article 3.6, that if not eliminated or severely curtailed may result in failure of the IDEaS Program. The IDEaS proposals eligible for participation in the above described CFP process are required to represent innovations in the early stages of development (Solution Readiness Levels 1-6 range). The broad licenses to Canada provided for in the SACC 2040 30 are based upon the premise that Canada has contributed to the cost of developing the Foreground Information however the subject CFP process limits Canada’s financial contribution to \$200,000.00 which may well not merit the scope of license rights described therein. The terms of the CFP (4.6) provide for negotiation of terms and conditions in the contracting process.</p> <p>For the purposes of such contract negotiations for Component 1 a, is Canada prepared to consider a substantial reduction to, or the possible elimination of, the broad license rights presently contained in the SACC 2040 terms? As currently written, this Bidder, and we suggest some or all other potential Bidders, will not respond to the CFP without some assurance that Canada is prepared to severely curtail or eliminate its broad Intellectual Property license rights for the purpose of Component 1a.</p>
	<p>Answer.</p> <p>Canada will not accept modifications to General Conditions 2040.</p>

**Section B – Modification(s) to the CFP**

1. Change Part 4, Attachment 1—Evaluation Criteria, MC-4 Budget (Cost proposal %)

DELETE:

MC-4 - Budget	Supporting Information	Evaluation Schema (Pass/Fail)
<ul style="list-style-type: none"> <li>- The Cost Proposal does not exceed the individual contract maximum listed in Part 1, section 1.2 for Component 1a of this CFP; and</li> <li>- The Cost Proposal for Milestone 1 is no greater than 50% of the total Cost Proposal for Milestones 1 and 2, combined.</li> </ul>	<p>Bidder must provide the information required at Part 4-Attachment 3 (Cost Proposal Breakdown)</p>	<p>PASS: The proposal meets the criterion and contains the information required in Part 4-Attachment 1.</p>

INSERT:

MC-4 - Budget	Supporting Information	Evaluation Schema (Pass/Fail)
<ul style="list-style-type: none"> <li>- The Cost Proposal does not exceed the individual contract maximum listed in Part 1, section 1.2 for Component 1a of this CFP; and</li> <li>- The Cost Proposal for Milestone 1 is no greater than 70% of the total Cost Proposal for Milestones 1 and 2, combined.</li> </ul>	<p>Bidder must provide the information required at Part 4-Attachment 3 (Cost Proposal Breakdown)</p>	<p>PASS: The proposal meets the criterion and contains the information required in Part 4-Attachment 1.</p>

ALL OTHER TERMS AND CONDITIONS REMAIN UNCHANGED.