

## **ADVANCE CONTRACT AWARD NOTICE (ACAN)**

### **1. Advance Contract Award Notice (ACAN)**

An ACAN is a public notice indicating to the supplier community that a department or agency intends to award a contract for goods, services or construction to a pre-identified supplier, thereby allowing other suppliers to signal their interest in bidding, by submitting a statement of capabilities. If no supplier submits a statement of capabilities that meets the requirements set out in the ACAN, on or before the closing date stated in the ACAN, the contracting officer may then proceed with the award to the pre-identified supplier.

### **2. Definition of Requirements**

The Department of Natural Resources Canada requires maintenance, provision of control system replacement components, and software updates for Canmet Energy, Varennes.

Install, maintain and operate the control systems of the firm "Delta Controls", version 2 and 3, ORCA WEB and inteliWEB to comply with the Canada Labor Code CLC Part II section III HVAC Systems.

Include technical support by phone and modem with 24-hour service calls. A technician must be in the building less than four (4) hours after a service call has been made.

### **3. Criteria for Assessment of the Statement of Capabilities**

Any interested supplier must demonstrate by way of a statement of capabilities that it meets the following requirements:

- Be able to supply and maintain Delta products;
- Provide all necessary licenses and provide the latest versions of Delta software and components;
- Have Delta-trained and certified technicians employed.

### **4. Trade Agreements**

This procurement is subject to the following trade agreement(s):  
North America Free Trade Agreement (NAFTA) and Canadian Free Trade Agreement (CFTA);

## **5. Justification for the Pre-Identified Supplier**

We intend to deal directly with the supplier mentioned in section 10 below as, it is the only known supplier that meets the mandatory criteria set out in section 3 above.

Regulvar is Delta Controls' exclusive supplier to Quebec, and as such is the only organization authorized to represent the company and sell its products in that province.

Should Canada receive a statement of capabilities from a supplier that contains sufficient information to indicate that it meets the requirements set forth in this ACAN, a competitive process will be triggered with a technical and financial evaluation methodology of the bids proposed by the potential bidders

## **6. Exception to the Government Contracts Regulations**

The following exception(s) to the Government Contracts Regulations is (are) invoked for this procurement under subsection

Paragraph 6(d) – “only one person is capable of performing the work.

The identified provider, Regulvar, is the only one able to meet all of the criteria identified in paragraph 3 above and can meet the needs described in Paragraph 2.

## **7. Exclusions and/or Limited Tendering Reasons**

The following exclusion(s) and/or limited tendering reasons are invoked under the:

North American Free Trade Agreement (NAFTA): Article 1016, 2, b)

Canadian Free Trade Agreement (CFTA): Article 513 b)

## **8. Contract Period**

The contract period will be from April 1, 2019 to March 31, 2022.

## **9. Estimated Cost**

The estimated maximum value of the contract is \$ 110,000.00 CAD, taxes included.

## **10. Name and Address of the Proposed Contractor**

Regulvar  
1985 boul. Industriel  
Laval, QC  
H7S1P6

## **11. Suppliers' right to submit a statement of capabilities**

Suppliers who consider themselves fully qualified and available to provide the services/goods described herein, may submit a Statement of Capabilities in writing, preferably by e-mail, to the contact person identified in this Notice on or before the closing date and time of this Notice. The Statement of Capabilities must clearly demonstrate how the supplier meets the advertised requirements.

## **15. Closing Date**

The closing date for a submission of a Statement of Capabilities is March 27, 2019 at 14:00 (Eastern Daylight Time (EDT)).

## **16. Contract Authority**

France Bolduc  
Procurement Specialist  
Natural Resources Canada  
1055, rue Du P.E.P.S., C.P. 10380  
Quebec, QC  
G1V 4C7  
418 648-5043  
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