

### **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 the requirement**

Environment and Climate Change Canada has a requirement for the provision of expert advice and technical support related to market based instruments for carbon mitigation.

### **3. Scope of Work**

The work will involve the following:

1. Timely expert advice related to existing regulatory design features in jurisdictions with carbon market based instruments including :
  - i. Carbon markets and credit trading systems, including best practices on credit markets, with a specific focus on cost containment.
  - ii. Market flexibility mechanisms to support lower-cost compliance opportunities, provide price signals for the deployment and provision of low-carbon fuel alternatives, and support market stability.
  - iii. Quantification and valuation of credit costs and impacts.
2. Deliverables
  - i. Responses to questions from Environment and Climate Change Canada (ECCC) by means deemed appropriate by both parties. The level of detail of a response needs to be commensurate with the complexity of a given issue and/or question, and should reflect academic standards.
  - ii. Written analysis and advice as required.

### **4. Criteria for assessment of the Statement of Capabilities (Minimum Essential Requirements)**

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

1. At least ten (10) years of experience in low carbon or renewable fuels and carbon markets policy and regulatory design for a North American jurisdiction at the federal/national or state/provincial level
2. Direct experience in the design and implementation of market flexibility mechanisms for market-based climate policies such as a low carbon fuel standard or renewable fuel standards
3. At least ten (10) years of consulting and advocacy experience in the field of market-based environmental regulations

### **5. Applicability of the trade agreement(s) to the procurement**

This procurement is NOT subject to trade agreements.

## **6. Set-aside under the Procurement Strategy for Aboriginal Business**

This procurement is NOT subject to a set-aside.

## **7. Comprehensive Land Claims Agreement**

This procurement is NOT subject to the CLCA.

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

The selected provider meets all requirements and can provide the technical expertise required of the work. The work requires specialized knowledge and a skill-set specific to low-carbon fuel standards and their implementation in North American jurisdictions, as well as specialized knowledge of market-based climate policies, fuels policies, and carbon markets. The selected provider was also a principal author of the original legislation creating the U.S. Renewable Fuel Standard. The selected provider also has unique environmental and regulatory policy expertise related to the California Air Resource Board's Low Carbon Fuel Standard.

## **9. Government Contracts Regulations Exception(s)**

The following exception(s) to the *Government Contracts Regulations* is (are) invoked for this procurement under subsection 6(b), the estimated expenditure does not exceed \$40,000 CAD for services.

## **10. Trade Agreement-Exclusions and/or Limited Tendering Reasons**

This Procurement is not subject to Trade Agreements.

## **11. Ownership of Intellectual Property**

Intellectual property will remain with the Crown (Public Domain Clause: 6.4.1) based on the following grounds: the main purpose of the Contract, or of the deliverables contracted for, is to generate knowledge and information to inform the regulatory development of the federal Clean Fuel Standard. Notwithstanding the above, the parties signing this contract agree that sharing of the information that is produced during this contract is an essential requirement of this contract. The parties agree that part of the function of the contract is to share information and the parties shall not be restricted in their use of the Intellectual Property generated during this contract for research and educational purposes subject only to confidentiality provisions which continue to remain in effect after termination of this Contract.

## **12. Period of the proposed contract or delivery date**

The proposed contract is for a period of fourteen (14) months, from February 17, 2020 to March 31, 2021.

## **13. Cost estimate of the proposed contract**

The estimated value of the contract is a maximum of \$40,000 CAD including GST/HST.

## **14. Name and address of the pre-identified supplier**

Chris Hessler (AJW Consulting)  
2200 Wilson Blvd, Suite 310  
Arlington, VA 22201 United States

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

Suppliers who consider themselves fully qualified and available to provide the goods, services or construction services described in the ACAN may submit a statement of capabilities in writing to the contact person identified in this notice on or before the closing date of this notice. The statement of capabilities must clearly demonstrate how the supplier meets the advertised requirements.

**16. Closing date for a submission of a statement of capabilities**

The closing date and time for accepting statements of capabilities is 14:00 EST on February 6, 2020.

**17. Inquiries and submissions of statement of capabilities**

Any inquiries or submissions of statement of capabilities can be submitted to:

Alyssa Festeryga  
Procurement Officer  
Procurement & Contracting Services  
Environment and Climate Change Canada  
17th Floor, 45 Alderney Drive, Dartmouth NS B2Y 2N6  
Email: [alyssa.festeryga@canada.ca](mailto:alyssa.festeryga@canada.ca)  
Phone Number: 902-426-9150