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Revision to a Request for a Standing Offer

Révision à une demande d'offre à commandes

National Master Standing Offer (NMSO)

Offre à commandes principale et nationale (OCPN)

The referenced document is hereby revised; unless otherwise indicated, all other terms and conditions of the Offer remain the same.

Ce document est par la présente révisé; sauf indication contraire, les modalités de l'offre demeurent les mêmes.

Comments - Commentaires

Vendor/Firm Name and Address

Raison sociale et adresse du
fournisseur/de l'entrepreneur

Issuing Office - Bureau de distribution

Special Projects/Projets Spéciaux
Terrasses de la Chaudière 4th Floor
10 Wellington Street
Gatineau
Québec
K1A 0S5

Title - Sujet LiveScan		
Solicitation No. - N° de l'invitation M7594-191708/B		Date 2020-09-23
Client Reference No. - N° de référence du client M7594-191708		Amendment No. - N° modif. 014
File No. - N° de dossier 107zl.M7594-191708	CCC No./N° CCC - FMS No./N° VME	
GETS Reference No. - N° de référence de SEAG PW-\$\$ZL-107-38315		
Date of Original Request for Standing Offer Date de la demande de l'offre à commandes originale		2020-07-16
Solicitation Closes - L'invitation prend fin at - à 02:00 PM on - le 2020-10-15		Time Zone Fuseau horaire Eastern Daylight Saving Time EDT
Address Enquiries to: - Adresser toutes questions à: Chevrier, Stephane		Buyer Id - Id de l'acheteur 107zl
Telephone No. - N° de téléphone (613) 408-4356 ()	FAX No. - N° de FAX () -	
Delivery Required - Livraison exigée		
Destination - of Goods, Services, and Construction: Destination - des biens, services et construction:		
Security - Sécurité This revision does change the security requirements of the Offer. Cette révision change les besoins en matière de sécurité de la présente offre.		

Instructions: See Herein

Instructions: Voir aux présentes

Acknowledgement copy required Accusé de réception requis	Yes - Oui <input type="checkbox"/>	No - Non <input type="checkbox"/>
The Offeror hereby acknowledges this revision to its Offer. Le proposant constate, par la présente, cette révision à son offre.		
Signature	Date	
Name and title of person authorized to sign on behalf of offeror. (type or print) Nom et titre de la personne autorisée à signer au nom du proposant. (taper ou écrire en caractères d'imprimerie)		
For the Minister - Pour le Ministre		

SOLICITATION AMENDMENT 014**This solicitation amendment is raised to:**

1. Address the following clarification questions submitted by potential bidders; and
2. Modify the RFSO if necessary.

1. CLARIFICATION QUESTIONS AND ANSWERS

Question #	RFSO Reference	Title/ Topic	Clarification Question	Response #	Clarification Response
Q14.1	Amendment 001, Section 3.1 Offer Preparation Instructions, Section III, Certifications and Additional Information, page 12 of 44	a) Offerors should complete their Certifications and Additional Information by using the PDF fillable form in Attachment 2 to Part 3 - Certifications and Additional Information.	Can the Crown please provide Attachment 2 to Part 3 so vendors can complete the PDF fillable form or provide a link where vendors can locate the form?	R14.1	Copies (English and French) of Attachment 2 to Part 3 are provided with this amendment.
Q14.2	Amendment 001, Section 5.2.1 Integrity Provisions – Required Documentation, Page 13 of 44	In accordance with the section titled Information to be provided when bidding, contracting or entering into a real procurement agreement of the Ineligibility and Suspension Policy (http://www.tpsgc-pwgsc.gc.ca/ci-f/politique-policy-eng.html), the Offeror must provide the required documentation, as applicable, to be given further consideration in the procurement process.	The link listed in Section 5.2.1 no longer works: (http://www.tpsgc-pwgsc.gc.ca/ci-f/politique-policy-eng.html) Could the Crown please provide the updated link to all vendors?	R14.2	Please consult the link below: https://www.tpsgc-pwgsc.gc.ca/ci-if/politique-policy-eng.html

Q14.3	Amendment 9, states for Annex B to Appendix A: EFCD Detailed Requirements, 2.6 Portable Livescan	"p. 12 cell Lithium or at least 6 cell Lithium Polymer Laptop onboard battery that can operate independent of an external power source for a minimum of twelve (12) hours based on manufacturer's claimed specification;	As a 6-cell laptop is a higher priced item for both the agency and its taxpayers, will the RCMP accept a laptop, with three cells that provides 12 hours of continuous use for the NMSO RFSO?	R.14.3	Canada has already downgraded this requirement from the original. The laptop will be used for purposes other than Livescan; consequently, no further downgrade will be made to this requirement.
Q14.4	Attachment 1 to Appendix J: Benchmark Test Plan, Section 1.5, Page 4 8.	8. The RCMP BET may use cameras, for photographs only, or screen captures to record on screen activities for later reference. The RCMP may temporarily install a screen capture program if the EFCD does not allow effective screen captures to be completed.	<p>1. Can the Crown please explain what safety procedures will be put in place to protect vendors' IP?</p> <p>a. How will the Crown mark the photographs or screen captures trade secret and IP information so it cannot be divulged outside of the Benchmark Test room, particularly with regard to responding to a Freedom of Information and Protection of Privacy Act (FOIP) or similar request from competitors or public release?</p> <p>2. With regard to the screen capture program that the RCMP may temporarily install on the Benchmark, can the RCMP please explain what happens if the temporary screen capture program negatively impacts one or more vendors' benchmark performance?</p>	R.14.4	<p>Firstly, Canada would like to direct the Vendor to Ontario's Freedom of Information and Protection of Privacy Act (FIPPA) sections 17 and 18 and Canada's Access to Information Act section 20. For example, section 17 states (underline added for emphasis):</p> <p>"17 (1) <u>A head shall refuse to disclose a record that reveals a trade secret or scientific, technical, commercial, financial or labour relations information, supplied in confidence implicitly or explicitly, where the disclosure could reasonably be expected to,</u></p> <p>(a) <u>prejudice significantly the competitive position or interfere significantly with the contractual or other negotiations of a person, group of persons, or organization;</u></p> <p>(b) result in similar information no longer being supplied to the institution where it is in the public interest that similar information continue to be so supplied;</p>

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M7594-191708/B

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M7594-191708

Amd. No. - N° de la modif.

014

File No. - N° du dossier

107zl.M7595-191708

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					<p>(c) <u>result in undue loss or gain to any person, group, committee or financial institution or agency</u>; or</p> <p>(d) reveal information supplied to or the report of a conciliation officer, mediator, labour relations officer or other person appointed to resolve a labour relations dispute. R.S.O. 1990, c. F.31, s. 17 (1); 2002, c. 18, Sched. K, s. 6; 2017, c. 8, Sched. 13, s. 2.”</p> <p>Additionally, Canada's Access to Information Act includes the following provision (underline added for emphasis): “20(1) Subject to this section, <u>the head of a government institution shall refuse to disclose</u> any record requested under this Act that contains (a) <u>Trade secrets of a third party</u>”</p> <p>Once Canada has completed the evaluation process, any photos or screen captures taken during the evaluation process will be destroyed using secure delete. Only a record of the justification for the scoring will be retained. Any retained information is secured based on GC policy to ensure the proper safeguard of information. As stated above in the FIPPA and Access to Information Act references, Trade secrets cannot be divulged by Canada.</p> <p>If any Vendor wants to identify in their Benchmark Plan that a screen capture</p>
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					could impact their solution and they do not want Canada to install a screen capture application, then Canada will not install a screen capture application. Photos will be used instead. Otherwise, Canada will expect that a screen capture application will not impact the Vendor's Livescan solution.
Q.14.5	<p>Solicitation M7594-191708/B</p> <p>Solicitation Closing / Question & Response Requirements</p>	<p>Concerns regarding the length of time that has been transpiring from the date that a Vendor submits a question to the date that the Vendor receives a response continue to arise. When taking into consideration all aspects of the situation, delays in garnering a response to enquiries does impose significant impact on all parties. The simplicity or complexity of a question is not representative of the impact that an answer to the question may have. We trust that it is also recognized that any delay in receipt of answers ultimately has a significant domino and adverse effect on the Vendor's time, resources, approach and pricing required in the development of their response to the RFP.</p>	<p>With the current closing date again quickly approaching and, taking into consideration that several questions submitted over the past two weeks remain open, these circumstances are having an adverse effect on the ability of prospective vendors to continue the development of their response. It is therefore felt that a further extension to the closing date is warranted and a prudent step for all parties. To that end, we are respectfully requesting that the closing date be extended from the current date of September 30, 2020 to October 15, 2020. An extension of this duration will ultimately provide ample time for the Government to address unanswered questions and afford the prospective vendors the time to consider the answers and finalize their response.</p>		<p>Canada recognizes that the delays have impacted the Vendor's ability to complete their response. As such, we are granting one more two (2) week extension which is now equals a total of seven (7) weeks of extension. The new closing date is October 15th, 2020 at 2pm EDT.</p> <p>Vendors can continue to submit questions until 5 calendar days before the revised RFSO closing date (2020 10 15). However, Vendor's are encouraged to submit their final questions as soon as possible to ensure Canada can respond in a timely manner.</p> <p>Note: Canada does not foresee any circumstances where this deadline will be extended again.</p>

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CCC No./N° CCC - FMS No./N° VME

2. MODIFICATIONS:

On page 1 of the Request for a Standing Offer (RFSO)

DELETE:

Solicitation Closes at 2:00 PM on 2020-09-30

INSERT:

Solicitation Closes at 2:00 PM on 2020-10-15

NO OTHER MODIFICATIONS ARE RAISED AS PART OF SOLICITATION AMENDMENT 014



Section III - Certifications and Additional Information

General Information

- ☐ The Offeror is a Joint Venture
☒ The Offeror is not a Joint Venture

Solicitation No. M7594-191708-B	Offeror Legal Name 	Procurement Business Number (PBN)
Offeror Address 	Contact Name 	
Phone Number (Contact person) 	E-Mail Address (Contact person) 	Applicable Laws Ontario

1. Certifications

Certifications Required with the Offer

Offerors must submit the following duly completed certifications as part of their offer.

Integrity Provisions - Declaration of Convicted Offences

In accordance with the [Ineligibility and Suspension Policy](#), the Offeror must provide with its offer the required documentation, as applicable, to be given further consideration in the procurement process.

Certifications Precedent to the Issuance of a Standing Offer and Additional Information

The certifications listed below should be completed and submitted with the offer but may be submitted afterwards. If any of these required certifications is not completed and submitted as requested, the Standing Offer Authority will inform the Offeror of a time frame within which to provide the information. Failure to comply with the request of the Standing Offer Authority and to provide the certifications within the time frame provided will render the offer non-responsive.

Integrity Provisions - Required Documentation

In accordance with the [Ineligibility and Suspension Policy](#), the Offeror must provide the required documentation, as applicable, to be given further consideration in the procurement process.

Pursuant to Section 17 of the Ineligibility and Suspension Policy, all suppliers, regardless of their status under the policy, must submit the following information when participating in a procurement process or real property transaction: Suppliers that are corporate entities, including those bidding as joint ventures, must provide a complete list of the names of all current directors or, for a privately owned corporation, the names of the owners of the corporation; Suppliers bidding as sole proprietors, including sole proprietors bidding as joint ventures, must provide a complete list of the names of all owners; Suppliers that are a partnership do not need to provide a list of names.

The Offeror is :

- ☐ a corporate entity
☐ a privately owned corporation or sole proprietor
☐ a partnership

Federal Contractors Program (FCP) for Employment Equity (EE)

By submitting an offer, the Offeror certifies that the Offeror, and any of the Offeror's members if the Offeror is a Joint Venture, is not named on the Federal Contractors Program (FCP) for employment equity "Federal Contractors Program Limited Eligibility List" available at the bottom of the page of the [Employment and Social Development Canada \(ESDC\) - Labour's](#) website.

Canada will have the right to declare an offer non-responsive if the Offeror, or any member of the Offeror if the Offeror is a Joint Venture, appears on the [Federal Contractors Program Limited Eligibility List](#) at the time of issuing of a Standing Offer.

Canada will also have the right to terminate the Call-up for default if a Contractor, or any member of the Contractor if the Contractor is a Joint Venture, appears on the [Federal Contractors Program Limited Eligibility List](#) during the period of the Contract.

The Offeror must provide the Standing Offer Authority with a completed Federal Contractors Program for Employment Equity certification before issuance of a standing offer. If the Offeror is a Joint Venture, the Offeror must provide the Standing Offer Authority before contract award with a completed Federal Contractors Program for Employment Equity certification for each member of the Joint Venture.

Federal Contractors Program (FCP) for Employment Equity (EE) - Certification

I, the Offeror, by submitting the present information to the Standing Offer Authority, certify that the information provided is true as of the date indicated below. The certifications provided to Canada are subject to verification at all times. I understand that Canada will declare an offer non-responsive, or will declare a contractor in default, if a certification is found to be untrue, whether during the offer evaluation period or during the contract period. Canada will have the right to ask for additional information to verify the Offeror's certifications. Failure to comply with any request or requirement imposed by Canada may render the offer non-responsive or constitute a default under the Contract.

For further information on the Federal Contractors Program for Employment Equity visit [Employment and Social Development Canada \(ESDC\)-Labour's](#) website.

Date (If left blank, the date will be deemed to be the offer closing date.)

Check only one of the following :

- ☐ The Offeror certifies having no work force in Canada.
- ☐ The Offeror certifies being a public sector employer.
- ☐ The Offeror certifies being a [federally regulated employer](#) being subject to the [Employment Equity Act](#).
- ☐ The Offeror certifies having a combined workforce in Canada of less than 100 permanent full-time and/or permanent part-time employees.
- ☐ The Offeror certifies having a combined workforce in Canada of 100 or more permanent full-time and/or permanent part-time employees.

Additional Certifications Precedent to the Issuance of a Standing Offer

Canadian Content Certification

SACC Manual clause [A3050T](#) (2018-12-06), Canadian Content Definition.

This procurement is limited to Canadian services [\(A3055T\)](#)

The Offeror certifies that the service offered is a Canadian service as defined in paragraph 2 of clause A3050T.

☐ I understand and certify

2. Additional Information

The additional information listed below should be submitted with the offer but may be submitted afterwards. If any of the required information is not submitted as requested, the Standing Offer Authority will inform the Offeror of a time frame within which to provide the information. Failure to provide the additional information listed below within the time frame specified will render the offer non-responsive.

Former Public Servant

Contracts awarded to former public servants (FPS) in receipt of a pension or of a lump sum payment must bear the closest public scrutiny, and reflect fairness in spending public funds. In order to comply with Treasury Board policies and directives on contracts awarded to FPS, offerors must provide the information required below before the issuance of a standing offer. If the answer to the questions and, as applicable the information required have not been received by the time the evaluation of offers is completed, Canada will inform the Offeror of a time frame within which to provide the information. Failure to comply with Canada's request and meet the requirement within the prescribed time frame will render the offer non-responsive.

"former public servant" is any former member of a department as defined in the [Financial Administration Act](#), R.S., 1985, c. F-11, a former member of the Canadian Armed Forces or a former member of the Royal Canadian Mounted Police. A former public servant may be:

- a) an individual;
- b) an individual who has incorporated;
- c) a partnership made of former public servants; or
- d) a sole proprietorship or entity where the affected individual has a controlling or major interest in the entity.

"lump sum payment period" means the period measured in weeks of salary, for which payment has been made to facilitate the transition to retirement or to other employment as a result of the implementation of various programs to reduce the Public Service. The lump sum payment period does not include the period of severance pay, which is measured in a like manner.

"pension" means a pension or annual allowance paid under the [Public Service Superannuation Act \(PSSA\)](#), R.S., 1985, c. P-36, and any increases paid pursuant to the [Supplementary Retirement Benefits Act](#), R.S., 1985, c. S-24 as it affects the PSSA. It does not include pensions payable pursuant to the [Canadian Forces Superannuation Act](#), R.S., 1985, c. C-17, the [Defence Services Pension Continuation Act](#), 1970, c. D-3, the [Royal Canadian Mounted Police Continuation Act](#), 1970, c. R-10, and the [Royal Canadian Mounted Police Superannuation Act](#), R.S. 1985, c. R-11, the [Members of Parliament Retiring Allowances Act](#), R.S., 1985, c. M-5, and that portion of pension payable to the [Canada Pension Plan Act](#), R.S., 1985, c. C-8.

Former Public Servant in Receipt of a Pension

As per the above definitions, is the Offeror a FPS in receipt of a pension? ☐ Yes ☐ No

Security Requirement(s)

Designated Organization Screening (DOS)

Certificate Number

Electronic Payment of Invoices - Offer

Canada requests that Offerors select one of the following :

- ☐ Electronic Payment instruments will not be accepted for payment of invoices.
- ☐ Electronic Payment Instruments will be accepted for payment of invoices.

Signature :

Date