



**RETURN BIDS TO:**

**RETOURNER LES SOUMISSIONS À:**

Bid Receiving PWGSC/TPSGC reception des soumissions

Victory Building/Édifce Victory

Room 310/pièce 310

269 Main Street/269 rue Main

Winnipeg

Manitoba

R3C 1B3

Bid Fax: (204) 983-0338

**SOLICITATION AMENDMENT  
MODIFICATION DE L'INVITATION**

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

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

**Comments - Commentaires**

**Vendor/Firm Name and Address**

Raison sociale et adresse du fournisseur/de l'entrepreneur

**Issuing Office - Bureau de distribution**

Public Works and Government Services Canada - Western Region

Victory Building/Édifce Victory

Room 310/pièce 310

269 Main Street/269 rue Main

Winnipeg

Manitoba

R3C 1B3

<b>Title - Sujet</b> AB New Solar Electricity Alberta New Solar Electricity Generation	
<b>Solicitation No. - N° de l'invitation</b> EW038-210082/B	<b>Amendment No. - N° modif.</b> 004
<b>Client Reference No. - N° de référence du client</b> EW038-210082	<b>Date</b> 2021-02-16
<b>GETS Reference No. - N° de référence de SEAG</b> PW-\$PWZ-219-11143	
<b>File No. - N° de dossier</b> PWZ-0-43012 (219)	<b>CCC No./N° CCC - FMS No./N° VME</b>
<b>Solicitation Closes - L'invitation prend fin</b> <b>at - à 02:00 PM</b> Mountain Standard Time MST <b>on - le 2021-02-24</b> Heure Normale des Rocheuses HNR	
<b>F.O.B. - F.A.B.</b>	
<b>Plant-Usine:</b> <input type="checkbox"/> <b>Destination:</b> <input type="checkbox"/> <b>Other-Autre:</b> <input type="checkbox"/>	
<b>Address Enquiries to: - Adresser toutes questions à:</b> Zdan, Tyler	<b>Buyer Id - Id de l'acheteur</b> pwz219
<b>Telephone No. - N° de téléphone</b> (204) 509-5743 ( )	<b>FAX No. - N° de FAX</b> (204) 983-0338
<b>Destination - of Goods, Services, and Construction:</b> <b>Destination - des biens, services et construction:</b>	

Instructions: See Herein

Instructions: Voir aux présentes

<b>Delivery Required - Livraison exigée</b>	<b>Delivery Offered - Livraison proposée</b>
<b>Vendor/Firm Name and Address</b> <b>Raison sociale et adresse du fournisseur/de l'entrepreneur</b>	
<b>Telephone No. - N° de téléphone</b> <b>Facsimile No. - N° de télécopieur</b>	
<b>Name and title of person authorized to sign on behalf of Vendor/Firm</b> <b>(type or print)</b> <b>Nom et titre de la personne autorisée à signer au nom du fournisseur/</b> <b>de l'entrepreneur (taper ou écrire en caractères d'imprimerie)</b>	
<b>Signature</b>	<b>Date</b>

**This amendment, No. 004, is raised to revise solicitation EW038-210082/B, as follows:**

This solicitation amendment includes:

- A list of questions and responses (numbering continued from Amendment 003)
- Revisions to be applied to the solicitation document

### QUESTIONS AND RESPONSES

No.	Question	Response
77	In Annex C of the REC RFPs (EP959-211948/A and EP959-211993/A), clause 5.1(f) suggests that PWGSC will purchase all RECs from the project up to the contract capacity (non-capitalized term), irrespective of the volume of RECs identified in the contract. Project energy yield will vary each year. If a bidder bids 100% of the project, will PWGSC purchase all RECs from the project?	For the REC RFPs (EP959-211948/A and EP959-211993/A), if the Bidder offers 100% of the facility volume, and the Bidder is selected for contract award for the full volume offered, the Contractor would be expected to supply the contracted volumes of RECs generated by the facility annually. Canada will purchase 100% of the volume indicated in the resulting contract.
78	Per the government's February 1, 2021 Q&A response #22, it is understood that the Annex C supply clauses in the RFP along with the various contracts referenced in the RFP (notably 2030 General Conditions – Higher Complexity – Goods) form the agreement between Canada and successful bidders. We find this to be an atypical way to contract for a bundled PPA or REC contract. In a situation where a Contractor is asked to post a bond prior to bidding, it is customary to see a single form of contract, specific to the opportunity itself, with terms and conditions required for complete clarity on commercial and legal exposure of each party, and in a financeable format. Will PWGSC please consider creating a standalone RECSC and SESC document such that bidders have confidence in the contracting format?	The full resulting contract has been provided within the solicitation document. The resulting contract will start at Part 7 of the solicitation document and include all applicable Annexes and Appendices. This is noted in the statement that begins Part 7: "The following clauses and conditions apply to and form part of any contract resulting from the bid solicitation." This is Canada's standard contract format for all Government of Canada procurement processes.
79	We are considering bidding a project whereby we will have site control established based on a binding option to purchase the project and associated land rights if successful in the RFP. Does this structure, in concept, qualify for the	It is mandatory that the Bidder have Site Control for each project included within its bid. The Bidder must confirm that it has Site Control by completing and submitting Appendix 5 to Annex A.

	<p>procurement?</p>	<p>This structure described is consistent with the definition for Site Control which is provided in the Glossary (Appendix 1 to Annex A). As per this definition, Site Control, "Means documentation that demonstrates ownership of, a leasehold interest in, or a right to develop and operate on a site, or an option to purchase or acquire a leasehold site for such purpose."</p> <p>If awarded a contract and there is an option to purchase the project, the Bidder/Contractor must exercise the option within fourteen (14) days of contract award.</p> <p><i>See RFP Revision 1, which follows this list of questions and responses.</i></p>
<p>80</p>	<p>Can a single project be bid into more than one of the RFP's? If so, is there a way to make a bid contingent?</p>	<p>Canada will be evaluating and recommending Bidders for contract award in the following order:</p> <ol style="list-style-type: none"> <li>1. EW038-211946 (Alberta New Solar Electricity Generation - PSAB);</li> <li>2. EW038-210082 (Alberta New Solar Electricity Generation);</li> <li>3. EP959-211993 (National Renewable Energy Certificates - PSAB);</li> <li>4. EP959-211948 (National Renewable Energy Certificates).</li> </ol> <p>In accordance with the Mandatory Criteria listed in Annex A, " ... a Solar Project (or REC Project), may be submitted in bids for all four of the following RFPs (EW038-210082, EW038-211946, EP959-211948 and EP959-211993) so long as it is only submitted once in response to each RFP."</p> <p>As further clarified in Appendix 2 to Annex A, "Eligible Bidders who wish to do so are permitted to submit bids for all four requirements. Canada is utilizing this strategy to foster competition for all four requirements and to ensure Bidders are not limited in their ability to bid on any opportunities."</p> <p>Canada has instructed Bidders to identify in Appendix 3 to Annex A if they intend to</p>

		<p>withdraw from any of the subsequent solicitation processes, should they be successful in one of the previous processes. Canada will perform the evaluation process in accordance with the information provided by the Bidder in Appendix 3. The Bidder cannot withdraw from a higher-ordered process in order to accept award in a lower-ordered process. If successful in a higher order process, withdrawal from that higher-ordered process will automatically result in withdrawal from all lower-ordered processes.</p> <p>Beyond the information provided in Appendix 2, the Bidder will not be able to make its bid contingent on winning multiple RFPs. The contract award process will be conducted separately for each RFP and PWGSC cannot accept conditions upon the bid.</p> <p>For Bidders with large projects that will be submitted in response to multiple RFPs, all of the above applies. PWGSC does not require that Bidders withdraw from any process if they can meet the applicable RFP requirement(s).</p>
81	Will PWGSC accept a letter of credit in lieu of a bond?	PWGSC cannot accept a letter of credit in lieu of a bid bond. A bid bond must be provided in accordance with the requirements listed in Section 6.2: Bid Financial Security of the RFP.
82	Please provide clarification with respect to Question and Response 73 (Solicitation Amendment 003), r.e. Utilities Commission Permit or equivalent. Please confirm that Canada is not looking for a connection agreement to be in place three months after contract award, and that the Utilities Commission Permit equivalent relates specifically to the approval required to construct and operate the power plant. The ability to connect to the electrical grid would be confirmed through the ISO or TFO/DFO process, which would conclude closer to energization.	That is correct, Canada is not looking for a connection agreement to be put into place within three (3) months of contract award. It is the Utilities Commission Permit, or equivalent, that is required no later than three (3) months after contract award. However, the successful bidder must have all additional agreements in place necessary to complete construction and deliver electricity to the grid by the Target Commercial Operation Date.

Solicitation No. - N° de l'invitation  
EW038-210082/B  
Client Ref. No. - N° de réf. du client

Amd. No. - N° de la modif.  
004  
File No. - N° du dossier  
EW038-210082

Buyer ID - Id de l'acheteur  
pwz219  
CCC No./N° CCC - FMS No./N° VME

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### **RFP REVISIONS**

1. On Page 61, within Section 3.1 of Annex C: Solar Electricity Supply Clauses (SESC), **INSERT** the following statement:

“Generators that detailed a binding option to purchase or acquire a leasehold site in their proposal must provide evidence that the option has been exercised within fourteen (14) days following contract award.”

**\*\* ALL OTHER TERMS AND CONDITIONS REMAIN UNCHANGED. \*\***