



**Request for Proposals
Driver Training Program Focused on First Nations Communities in the
Highway 16 Corridor**

Ministry of Transportation and Infrastructure

Request for Proposals Number: 067CS100824

Issue date: July 27, 2016

Closing Time: Proposal must be received before 2:00 PM Pacific Time on:

August 12, 2016

GOVERNMENT CONTACT PERSON: All enquiries related to this Request for Proposals (RFP), including any requests for information and clarification, are to be directed, in writing, to the following person who will respond if time permits. Information obtained from any other source is not official and should not be relied upon. Enquiries and any responses will be recorded and may be distributed to all Proponents at the Province's option.

Heather Weir, Financial Officer, Heather.Weir@gov.bc.ca.

DELIVERY OF PROPOSALS:

Proposals must not be sent by mail, facsimile or e-mail. Proposals are to be submitted to the closing location as follows:

A. Four (4) complete hard copies and one (1) complete copy on a flash drive must be delivered by hand or courier to:

Ministry of Transportation & Infrastructure
Transportation Policy & Programs Department
5th Floor, 940 Blanshard St., Victoria, BC, V8W 3E6

Attention: Heather Weir

Proposal envelopes should be clearly marked with the name and address of the Proponent, the Request for Proposals number, and the project or program title.

PROPOSANTS' MEETING:

A Proponents' meeting will not be held. Any questions should be directed to the Contact Person above.

PROPOSER SECTION:

For hard-copy proposals, a person authorized to sign on behalf of the Proponent **must** complete and sign the Proponent Section (below), leaving the rest of this page otherwise unaltered, and include the originally-signed and completed page with the first copy of the proposal.

The enclosed proposal is submitted in response to the above-referenced Request for Proposals, including any addenda. Through submission of this proposal we agree to all of the terms and conditions of the Request for Proposals and agree that any inconsistent provisions in our proposal will be as if not written and do not exist. We have carefully read and examined the Request for Proposals, including the Administrative Section, and have conducted such other investigations as were prudent and reasonable in preparing the proposal. We agree to be bound by statements and representations made in our proposal.

Signature of Authorized Representative:	Legal Name of Proponent (and Doing Business As Name, if applicable):
Printed Name of Authorized Representative:	Address of Proponent:
Title:	
Date:	Authorized Representative phone, fax or email address (if available):

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A. Definitions and Administrative Requirements

1. Definitions

Throughout this Request for Proposals, the following definitions apply:

- a) "SSBC" means Shared Services BC of the Ministry of Citizens' Services;
- b) "Contract" means the written agreement resulting from this Request for Proposals executed by the Province and the Contractor;
- c) "Contractor" means the successful Proponent to this Request for Proposals who enters into a written Contract with the Province;
- d) "Ministry" means Ministry of Transportation and Infrastructure
- e) "must", or "mandatory" means a requirement that must be met in order for a proposal to receive consideration;
- f) "Proponent" means an individual or a company that submits, or intends to submit, a proposal in response to this Request for Proposals;
- g) "Province" means Her Majesty the Queen in Right of the Province of British Columbia and includes SSBC and the Ministry;
- h) "Request for Proposals" or "RFP" means the process described in this document; and
- i) "should" or "desirable" means a requirement having a significant degree of importance to the objectives of the Request for Proposals.

2. Terms and Conditions

The following terms and conditions will apply to this Request for Proposals. Submission of a proposal in response to this Request for Proposals indicates acceptance of all the terms that follow and that are included in any addenda issued by the Province. Provisions in proposals that contradict any of the terms of this Request for Proposals will be as if not written and do not exist.

3. Additional Information Regarding the Request for Proposals

All subsequent information regarding this Request for Proposals, including changes made to this document will be posted on the BC Bid website at www.bcbid.ca. It is the sole responsibility of the Proponent to check for amendments on the BC Bid website.

4. Late Proposals

Proposals will be marked with their receipt time at the closing location. Only complete proposals received and marked before closing time will be considered to have been received on time.

Hard-copies of late proposals will not be accepted and will be returned to the Proponent. Electronic proposals that are received late will be marked late and will not be considered or evaluated.

In the event of a dispute, the proposal receipt time as recorded at the closing location shall prevail whether accurate or not.

5. Eligibility

- a) Proposals will not be evaluated if the Proponent's current or past corporate or other interests may, in the Province's opinion, give rise to a conflict of interest in connection with the project described in

this Request for Proposals. This includes, but is not limited to, involvement by a Proponent in the preparation of this Request for Proposals. If a Proponent is in doubt as to whether there might be a conflict of interest, the Proponent should consult with the Government Contact Person listed on page 1 prior to submitting a proposal.

- b) Proposals from not-for-profit agencies will be evaluated against the same criteria as those received from any other Proponents.

6. Evaluation

Evaluation of proposals will be by a committee formed by the Province and may include employees and contractors of the Province. All personnel will be bound by the same standards of confidentiality. The Province's intent is to enter into a Contract with the Proponent who has the highest overall ranking.

7. Negotiation Delay

If a written Contract cannot be negotiated within thirty days of notification of the successful Proponent, the Province may, at its sole discretion at any time thereafter, terminate negotiations with that Proponent and either negotiate a Contract with the next qualified Proponent or choose to terminate the Request for Proposals process and not enter into a Contract with any of the Proponents.

8. Debriefing

At the conclusion of the Request for Proposals process, all Proponents will be notified. Unsuccessful Proponents may request a debriefing meeting with the Province.

9. Alternative Solutions

If alternative solutions are offered, please submit the information in the same format, as a separate proposal.

10. Changes to Proposals

By submission of a clear and detailed written notice, the Proponent may amend or withdraw its proposal prior to the closing date and time. Upon closing time, all proposals become irrevocable. The Proponent will not change the wording of its proposal after closing and no words or comments will be added to the proposal unless requested by the Province for purposes of clarification.

11. Proponents' Expenses

Proponents are solely responsible for their own expenses in preparing a proposal and for subsequent negotiations with the Province, if any. If the Province elects to reject all proposals, the Province will not be liable to any Proponent for any claims, whether for costs or damages incurred by the Proponent in preparing the proposal, loss of anticipated profit in connection with any final Contract, or any other matter whatsoever.

12. Limitation of Damages

Further to the preceding paragraph, the Proponent, by submitting a proposal, agrees that it will not claim damages, for whatever reason, relating to the Contract or in respect of the competitive process, in excess of an amount equivalent to the reasonable costs incurred by the Proponent in preparing its proposal and the Proponent, by submitting a proposal, waives any claim for loss of profits if no Contract is made with the Proponent.

13. Proposal Validity

Proposals will be open for acceptance for at least 90 days after the closing date.

14. Firm Pricing

Prices will be firm for the entire Contract period unless this Request for Proposals specifically states otherwise.

15. Currency and Taxes

Prices quoted are to be:

- a) in Canadian dollars;
- b) inclusive of duty, where applicable; FOB destination, delivery charges included where applicable; and
- c) exclusive of applicable taxes.

16. Completeness of Proposal

By submission of a proposal the Proponent warrants that, if this Request for Proposals is to design, create or provide a system or manage a program, all components required to run the system or manage the program have been identified in the proposal or will be provided by the Contractor at no charge.

17. Sub-Contracting

- a) Using a sub-contractor (who should be clearly identified in the proposal) is acceptable. This includes a joint submission by two Proponents having no formal corporate links. However, in this case, one of these Proponents must be prepared to take overall responsibility for successful performance of the Contract and this should be clearly defined in the proposal.
- b) Sub-contracting to any firm or individual whose current or past corporate or other interests may, in the Province's opinion, give rise to a conflict of interest in connection with the project or program described in this Request for Proposals will not be permitted. This includes, but is not limited to, any firm or individual involved in the preparation of this Request for Proposals. If a Proponent is in doubt as to whether a proposed subcontractor gives rise to a conflict of interest, the Proponent should consult with the Government Contact Person listed on page 1 prior to submitting a proposal.
- c) Where applicable, the names of approved sub-contractors listed in the proposal will be included in the Contract. No additional subcontractors will be added, nor other changes made, to this list in the Contract without the written consent of the Province.

18. Acceptance of Proposals

- a) This Request for Proposals should not be construed as an agreement to purchase goods or services. The Province is not bound to enter into a Contract with the Proponent who submits the lowest priced proposal or with any Proponent. Proposals will be assessed in light of the evaluation criteria. The Province will be under no obligation to receive further information, whether written or oral, from any Proponent.
- b) Neither acceptance of a proposal nor execution of a Contract will constitute approval of any activity or development contemplated in any proposal that requires any approval, permit or license pursuant to any federal, provincial, regional district or municipal statute, regulation or by-law.

19. Definition of Contract

Notice in writing to a Proponent that it has been identified as the successful Proponent and the subsequent full execution of a written Contract will constitute a Contract for the goods or services, and no Proponent will acquire any legal or equitable rights or privileges relative to the goods or services until the occurrence of both such events.

20. Contract

By submission of a proposal, the Proponent agrees that should its proposal be successful the Proponent will enter into a Contract with the Province on the terms set out in Appendix B.

21. Liability for Errors

While the Province has used considerable efforts to ensure information in this Request for Proposals is accurate, the information contained in this Request for Proposals is supplied solely as a guideline for Proponents. The information is not guaranteed or warranted to be accurate by the Province, nor is it necessarily comprehensive or exhaustive. Nothing in this Request for Proposals is intended to relieve Proponents from forming their own opinions and conclusions with respect to the matters addressed in this Request for Proposals.

22. Modification of Terms

The Province reserves the right to modify the terms of this Request for Proposals at any time in its sole discretion. This includes the right to cancel this Request for Proposals at any time prior to entering into a Contract with the successful Proponent.

23. Ownership of Proposals

All proposals submitted to the Province become the property of the Province. They will be received and held in confidence by the Province, subject to the provisions of the Freedom of Information and Protection of Privacy Act and this Request for Proposals.

24. Use of Request for Proposals

Any portion of this document, or any information supplied by the Province in relation to this Request for Proposals may not be used or disclosed, for any purpose other than for the submission of proposals. Without limiting the generality of the foregoing, by submission of a proposal, the

Proponent agrees to hold in confidence all information supplied by the Province in relation to this Request for Proposals.

25. Reciprocity

The Province may consider and evaluate any proposals from other jurisdictions on the same basis that the government purchasing authorities in those jurisdictions would treat a similar proposal from a British Columbia supplier.

26. No Lobbying

Proponents must not attempt to communicate directly or indirectly with any employee, contractor or representative of the Province, including the evaluation committee and any elected officials of the Province, or with members of the public or the media, about the project described in this Request for Proposals or otherwise in respect of the Request for Proposals, other than as expressly directed or permitted by the Province.

27. Collection and Use of Personal Information

Proponents are solely responsible for familiarizing themselves, and ensuring that they comply, with the laws applicable to the collection and dissemination of information, including resumes and other personal information concerning employees and employees of any subcontractors. If this RFP requires Proponents to provide the Province with personal information of employees who have been included as resources in response to this RFP, Proponents will ensure that they have obtained written consent from each of those employees before forwarding such personal information to the Province. Such written consents are to specify that the personal information may be forwarded to the Province for the purposes of responding to this RFP and use by the Province for the purposes set out in the RFP. The Province may, at any time, request the original consents or copies of the original consents from Proponents, and upon such request being made, Proponents will immediately supply such originals or copies to the Province.

B. Requirements and Response

1 Summary of the Requirement

The British Columbia Ministry of Transportation and Infrastructure in partnership with the Ministry of Aboriginal Relations and Reconciliation is seeking the services of a Contractor to develop and deliver a culturally relevant driver training program focused on First Nation communities in the Highway 16 corridor between Prince George and Prince Rupert. The program will include the delivery of training to support Class 7L, 7N, 5 and 4 testing and licensing.

The assignment will require close collaboration with communities and with ICBC and the tailoring of training as needed to support community members to obtain Class 5 and 4 driver licences. The Ministries require prospective Contractors to provide evidence of their qualifications and experience to deliver this program including direct experience delivering driver training to First Nations.

2 Additional Definitions

In addition to the Request for Proposals Definitions set out in paragraph 1 of Section A, throughout this Request for Proposals, the following definitions will apply:

Aboriginal means “Aboriginal peoples of Canada” and for the purposes of this Request for Proposals includes “First Nations, Status/non-Status Indian(s), Inuit and Métis peoples” living in British Columbia.

Ministry means the Ministry of Transportation and Infrastructure (MOTI) and/or the Ministry of Aboriginal Relations and Reconciliation.

Project Leads means the two representatives from the *Partnerships and Community Renewal Division, Ministry of Aboriginal Relations and Reconciliation* and the *Transportation and Policy and Programs Division, Ministry of Transportation and Infrastructure* who will provide oversight of this contract.

First Nations Liaison Person means an individual identified by a First Nations community who acts as a liaison between the driver training provider and the community.

ICBC means in the Insurance Corporation of British Columbia.

3 Ministry Situation/Overview

The Ministry of Transportation and Infrastructure plans transportation networks, provides transportation services and infrastructure, develops and implements transportation policies, leads emergency management and administers related acts and regulations as well as federal-provincial funding programs, including the Building Canada Fund. The Ministry is committed to developing practical services to improve transportation on

the Highway 16 corridor between Prince Rupert and Prince George, home to approximately 30 First Nations communities and 13 municipalities.

The Ministry of Aboriginal Relations and Reconciliation (MARR) is the B.C. Government's lead for pursuing reconciliation with the Aboriginal peoples of British Columbia. A key priority of the Ministry is to develop and implement socio-economic projects and programs through the creation of key cross-sector partnerships with the goal of improving Aboriginal socio-economic outcomes.

The Project Leads will undertake the following with respect to the Assignment as required:

- Provide background and other information required to assist with the development and delivery of this driver training program.
- Facilitate discussions with First Nation communities and ICBC as needed to support the driver training program.
- Review and approve the draft driver training plan.
- Monitor progress of the driver training plan and provide input and feedback as the plan is implemented.
- Review progress reports and end of year reports.

The Ministry, at its sole discretion, may provide written authorization to proceed with Year 2 of the driver training project as outlined in section 3.2.

3.1 Background

Driver training must prepare the licensee for complex driving environments, since a British Columbia driver's licence gives the holder the ability to legally drive anywhere in Canada, the United States and many other countries.

Driver licences are essential in rural areas where travel is required to access skills training, employment, recreation, social activities and medical appointments. A shortage of qualified drivers in First Nation communities along the Highway 16 corridor limits the use of personal vehicles and community vans and restricts opportunities for employment, safety, mobility and independence of community members.

There are a number of barriers which constrain First Nation community members from successfully obtaining driver licenses. They include but not limited to:

- Remote location of some First Nation communities;
- Lack of access to driver training opportunities;
- Distance to testing and licensing facilities;
- Literacy and confidence challenges;
- Testing techniques that may not meet the needs of First Nation learners;
- Lack of materials/toolkit on the Graduated Licensing Process and other information relating to driver training opportunities and licensing requirements;
- Lack of access to vehicles and practice opportunities;
- Cost of driver training;
- Lack of proper identification; and
- Lack of capacity within First Nation communities to support and facilitate driver training opportunities.

In the past year, a number of driver training initiatives have been implemented or are in the process of implementation in various First Nation communities in proximity to the Highway 16 corridor. Examples include:

- Northwest Community College Driving Program;
- Carrier Sekani Tribal Council Driver Training Pilot Program; and
- Driver training programs offered as components of training projects funded under the Aboriginal Skills Training Development Fund (participating communities include Gitxsan, Nak'azdli, Tl'azt'en, Yekooche and Takla First Nations).

These initiatives have resulted in advancement in the number of First Nation community members receiving driver training and has had the benefit of providing a clearer understanding of the challenges and barriers facing First Nation members in obtaining driver licences. This information, which has informed this Request for Proposal, has strong potential to contribute to the development and delivery of a culturally relevant driver training program with resulting successful outcomes for First Nations on the Highway 16 corridor.

The objective of this assignment is to develop and deliver a culturally appropriate driver training program for the purpose of increasing the number of First Nation community members along Highway 16 with Class 5 and Class 4 licences. The training program is to be developed and delivered in collaboration with First Nation communities along the Highway 16 corridor and as required, ICBC. An increase in the number of driver licenses held by First Nations is expected to support greater mobility and independence to provide safe transportation for their members as well as offer improved access to skills training and employment locally and regionally.

3.2 Project Budget/Term

The initial term of this contract will end August 31, 2017. At the discretion of the Ministry and subject to available appropriation, the term of the contract may be extended for an additional period ending December 31, 2018. A third one year contract term may be added subject to satisfactory performance and funding availability.

The operating budget for each of the two terms of this assignment is \$150,000 for a total budget of \$300,000. The budget will cover all expenses related to the driver training program including the cost of trainees taking ICBC testing for Class 7L, Class 7N and Class 5 and 4 licences.

4 Project Scope and Proponent Requirements

The following phases address developing the driver education program (Phase 1), connecting with First Nation communities and recruiting students (Phase 2) and delivering the training (Phase 3). All phases are expected to be addressed in Year 1, while Year 2 will focus on Phase 3.

Phase 1

- Meet with the Project Leads to discuss project description, requirements and objectives.
- Review existing, planned or recently completed driver's training program delivered on the Hwy 16 corridor.

- Contact First Nations along the Highway 16 corridor to determine the level of interest of community members in participating in a Class 7L preparatory course, Graduated Licensing Program (GLP) course toward Class 5 licensing, or Class 4 driver training.
- Develop a culturally appropriate driver training plan and budget (\$150,000 per annum) based on training objectives and identified interests of First Nation communities on the Highway 16 corridor. In collaboration with the First Nation Liaison develop an outline for a Class 7L Learners Preparatory program that will be delivered to trainees and the steps and supports that will be taken to deliver the program (to be included in the driver training plan).
- Based on the driver training provider assessment and recommendations of the First Nation Liaison, modify and adapt, as necessary, the delivery of the GLP course to meet the needs of trainees to maximize the potential for participants to obtain a driver's licence.
- Develop an outline for a Class 4 training course that will be delivered to trainees and the steps and supports that will be undertaken to deliver the program to trainees (to be included in the driver training plan).
- Review the driver training plan with the Project Leads prior to commencement of the program.

Phase 2

- Host meetings with key contacts from participating First Nation communities on the Highway 16 corridor to discuss best approaches to delivering a driver training program to community members, training schedules, expectations and roles/responsibilities regarding the delivery of the training program.
- Develop a Memorandum of Understanding with participating First Nation communities to ensure a clear outline of roles, responsibilities and expectations for accessing the driver training program.
- Recruit a First Nations Liaison Person¹ from each participating First Nation community in the driver training program who will be responsible for coordinating driver training between the community and the training provider. The role/responsibility of the community liaison will include the following:
 - Recruitment of students;
 - Ensuring ongoing participation of trainees in the training program;
 - Identifying supports for driver training students to address barriers to successful completion including specific learning and testing needs, literacy barriers, confidence related issues, transportation to training, child care, and ensuring students have the appropriate identification; and
 - Acting as a liaison with the driver training school and ICBC to schedule driver tests and transporting students to testing site.

Phase 3

- Deliver to First Nation students located in communities on the Highway 16 corridor a Class 7L preparatory course, a GLP course towards Class 5 licensing and a Class 4 driver training course in each of the two year training program.
- Serve as a conduit with ICBC and the community on driver training, the licensing process and related requirements throughout the GLP period.
- Liaise on an ongoing basis with the First Nation Liaisons throughout the driver training program to ensure the successful delivery of the driver training program.

¹ The liaison person would likely hold an existing position with the band i.e., Workforce Promoter or Education Coordinator. Remuneration, from the budget for this contract, would be based on the number of students from the community enrolled in the driver training program and would be equivalent to no more than 5% or 10% of the salary of this individual.

- Work with ICBC and Points of Service staff to support First Nation community members during the driver training testing and licensing process.
- Provide brief (1 to 2 pages) monthly progress reports and liaise on an ongoing basis with the Project Leads. At the request of the Project Leads, prepare a work plan and budget for Year Two of the project. Year Two would be a continuation of Phase 3 and should focus on delivering training to a greater number of students than in Year One.
- Provide upon request by the Project Leads the following:
 - List of credentials and qualifications for driver trainer provider and personnel;
 - Any third party contracts such as those with a driver training provider and, or, First Nation; and
 - Copies of MOU's between the training provider and a First Nation.

5 Evaluation

This section details all of the mandatory and desirable criteria against which proposals will be evaluated. Proponents should ensure that they fully respond to all criteria in order to receive full consideration during evaluation.

Proposals will be evaluated in accordance with the criteria stated in this RFP. The Proponent whose proposal earns the highest score in accordance with the criteria established by the RFP will be the successful Proponent.

5.1 Mandatory Criteria

Proposals not clearly demonstrating that they meet the following mandatory criteria will be excluded from further consideration during the evaluation process.

Criteria
a) The proposal must be received at the closing location before the specified closing time.
b) The proposal must be in English and must not be sent by mail, facsimile or e-mail.
c) Four hard copies of the proposal (and one complete copy on a flash drive) must be submitted with one unaltered, completed Request for Proposals cover page including an originally-signed Proponent Section with the first copy.

5.2 Desirable Criteria

Proposals meeting all of the mandatory criteria will be further assessed against desirable criteria.

Criterion	Weight
Availability/proximity to provide services	10
Provide evidence of an ICBC issued driver training school license or eligibility to obtain a license. (for eligibility requirements please see http://www.dtcbc.com/driving-schools/default.asp)	35
Demonstrate that driving instructor(s) are BC licenced with the appropriate designations/credentials	20
Demonstrated experience in delivering a culturally appropriate driver training to First Nation community members	50
Demonstrated experience with delivering driver training including Class 7L preparatory training, GLP training toward Class 5 licensing, and Class 4 training	40
Demonstrated understanding of the project and role	35
Demonstrated resiliency in the ability to replace personnel that become unavailable with others of equal qualification and experience.	10
Total Possible Points	200

7 Proposal Format

The following format, sequence, and instructions should be followed in order to provide consistency in Proponent response and ensure each proposal receives full consideration. All pages should be consecutively numbered.

- An unaltered and completed Request for Proposals cover page, including Proponent Section as per instructions.
- Table of contents including page numbers.
- A short (one or two page) summary of the key features of the proposal.

8 Proponent Response

In order to receive full consideration during evaluation, proposals should include a detailed response to the following:

Demonstration of corporate experience in delivering a driver training program

The Contractor should provide a list describing relevant experience including recent and current (within the last three years) examples that clearly demonstrate the Contractors ability to deliver this project.

Demonstration of qualifications and experience of resources providing a culturally relevant driver training program

Provide evidence that the driver training provider has an ICBC issued driver training school license or is eligible to obtain a license (for eligibility requirements please see <http://www.dtcabc.com/driving-schools/default.asp>).

Name the personnel which will deliver the driver training program including their experience, roles and credentials. This list should include their experience in delivering Class 7L preparatory courses, Graduated Licensing Program (GLP) courses toward Class 5 licensing, and/or Class 4 drivers training.

Demonstration of experience providing training to First Nation communities

List the experience of the Proponent and personnel in delivering training, including driver training, to First Nation's communities.

Project Understanding and Requirements

The Proposal should describe:

- The key requirements and key considerations that are likely to affect the satisfactory completion of the program;
- An estimate of the number of students who will receive a Class 7L preparatory course, a GLP course toward Class 5 licensing and a Class 4 drivers training course in Year 1 of this driver training program;
- The expected roles, activities and deliverables of the Proponent and personnel; and,
- How the knowledge, skills and experience of the driver training provider and personnel named in the Proposal are suitable to address the needs of this program.

Given the geographic scope of the driver training initiative and to promote efficiencies in the delivery of this program, Contractor's are strongly encouraged to collaborate with other interested driver training providers to deliver this driver training program. This may include driver training schools, colleges and Aboriginal Skills Training and Employment Strategy holders or First Nation communities.

Appendix A Attachments

The documents listed below form a part of this RFP and are available from the BC Bid website where this RFP was originally posted.

Consulting Services Contract (H0461)

Works/Services Schedule (H0461a)

Payment Schedule (H0461b)

Schedule of Reimbursable Travel Expenses (H0461c-1)

Insurance Specifications Form (INS-80)

Certificate of Insurance (H0111)

Form of Contract

The Contract entered into by the Province and the Consultant shall be on the terms and conditions contained in the Ministry's **Consulting Services Contract (H0461)** which is attached to this RFP.

The terms and conditions of the **Consulting Services Contract (H0461)** are not negotiable.

The Contract shall be prepared by the Ministry and shall also include;

- a) parts of this RFP, as deemed appropriate by the Ministry, and
- b) parts of the Proponent's Proposal including any clarifications, rectifications, and negotiated changes as deemed appropriate by the Ministry.

Where any part of the Proponent's Proposal, whether incorporated into the Contract or not, contradicts or conflicts with any other part(s) of the Contract, the other part(s) of the Contract shall prevail.

Compliance With Laws

The Contractor will give all the notices and obtain all the licenses and permits required to perform the work. The Contractor will comply with all laws applicable to the work or performance of the Contract.

Laws of British Columbia

Any Contract resulting from this Request for Proposals will be governed by and will be construed and interpreted in accordance with the laws of the Province of British Columbia.

Arbitration

All disputes arising out of or in connection with the Contract will, unless the parties otherwise agree, be referred to and finally resolved by arbitration pursuant to the Commercial Arbitration Act.

Funding

The Contract and the financial obligations of the Province pursuant to that Contract are subject to:

- a. there being sufficient moneys available in an appropriation, as defined in the Financial Administration Act, to enable the Province in any fiscal year or part thereof when the payment of money by the Province to the Contractor falls due under the Contract entered into pursuant to this Request for Proposals to make that payment; and
- b. Treasury Board, as defined in the Financial Administration Act, not having controlled or limited expenditure under any appropriation referred to in subsection a) of this section.

Insurance

Prior to commencing any assignments in association with this Contract, the Consultant will be required to show proof of insurance coverage consistent with the Ministry's **Insurance Specifications Form INS-80** which is attached to this RFP.

The terms and conditions and minimum coverage requirements of the **Insurance Specifications Form INS-80** are not negotiable.

Registration with Workers' Compensation Board

The Contractor and any approved sub-Contractors must be registered with the Workers' Compensation Board (WCB), in which case WCB coverage must be maintained for the duration of the Contract. Prior to receiving any payment, the Contractor may be required to submit a WCB Clearance Letter indicating that all WCB assessments have been paid.

Amendment Number 1

Request for Proposals Number 067CS100824

Driver Training Program Focused on First Nations Communities in the Highway 16 Corridor

Ministry of Transportation and Infrastructure

Question and Answer

Question

For the previous RFP 067CS99434, did you receive any responses?

Answer

Yes. However, as the decision was made to cancel and repost, no submissions were opened or reviewed.