



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 the requirement

The Department of Natural Resources Canada (NRCAN) requires an Open License on LiDAR data acquired in 2021 in the Lloydminster region. The license must be compatible with the Open Government License – Canada: <https://open.canada.ca/en/open-government-licence-canada>.

This type of licence allows the use and distribution of the LiDAR data and derivative products generated by the Government of Canada to the entire population without restriction.

The requirements for the acquisition of airborne LiDAR data are summarized in Table 1.

Table 1: Summary of requirements for LiDAR data

Requirements	Value
LiDAR data acquisition year	2021
Total Area	8,592 km ²
Aggregate Nominal Pulse Density (ANPD)	≥ 8 pulses/m ²
Vertical Root Mean Square Error (RMSE _z)	≤ 5 cm
Vertical Accuracy – 95% confidence level (≈ 1.96 * RMSE _z)	≤ 10 cm
Vertical Datum	CGVD 2013
Geoid Model	CGG2013
Map Projection	Universal transverse Mercator (UTM)
Pulse Returns	Multiple
Classification	1 – Processed but unclassified 2 – Ground
Intensity Value	Required
Data Format	LAS 1.4 R-13, Point data record format 6

Note: Refer to the Guideline’s glossary in the [Federal Airborne LiDAR Data Acquisition Guideline](#).

3. Criteria for assessment of the Statement of Capabilities (Minimum Essential Requirements)



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

The supplier :

- Must own copyright on LiDAR data collected in 2021 in the Lloydminster region.
- Must be the manager of these copyrights and allowed to grant any license rights for the use of these data.
- Must authorize an open license on LiDAR data compatible with the Open Government License - Canada: <https://ouvert.canada.ca/fr/licence-du-gouvernement-ouvert-canada>.

The LiDAR data obtained under this license must cover the Lloydminster region Greater Toronto and have the characteristics described in Table 1 of the previous section.

4. Applicability of the trade agreement(s) to the procurement

This procurement is subject to the following trade agreement(s):

- Canadian Free Trade Agreement (CFTA)
- World Trade Organization - Agreement on Government Procurement (WTO-AGP)
- Canada-European Union Comprehensive Economic and Trade Agreement (CETA)
- Comprehensive and Progressive Agreement for Trans-Pacific Partnership (CPTPP)
- Canada-Chile Free Trade Agreement (CCFTA)
- Canada-Colombia Free Trade Agreement
- Canada-Honduras Free Trade Agreement
- Canada-Korea Free Trade Agreement
- Canada-Panama Free Trade Agreement
- Canada-Peru Free Trade Agreement (CPFTA)
- Canada-Ukraine Free Trade Agreement (CUFTA)

5. Justification for the Pre-Identified Supplier

The supplier mentioned in section 9 below is the only known supplier that meets the mandatory criteria set out in section 3 above.

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. Government Contracts Regulations Exception(s)



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The following exception to the Government Contracts Regulations is invoked for this procurement under subsection:

Subsection 6(d) - only one person is capable of performing the work.

The identified supplier, Airborne Imaging Inc, is the only one able to meet all of the criteria identified in paragraph 3 above.

7. Exclusions and/or Limited Tendering Reasons

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

- Canadian Free Trade Agreement (CFTA) – Article: 513.1(b) (iii);
- World Trade Organization - Agreement on Government Procurement (WTO-AGP) – Under the Revised GPA - Article XIII, 1 (b) (iii);
- Canada-European Union Comprehensive Economic and Trade Agreement (CETA) – Article(s) Article 19.12 (b) (iii)
- Comprehensive and Progressive Agreement for Trans-Pacific Partnership (CPTPP) – Article(s): 15.10 , 2 (b) (iii) (s)
- Canada-Chile Free Trade Agreement (CCFTA) – Article(s) Kbis-09 (b),Article Kbis-09 (c)
- Canada-Colombia Free Trade Agreement – Article(s): 1409 (b) (iii);
- Canada-Honduras Free Trade Agreement – Article(s): 17.11 2 (b) (iii)
- Canada-Korea Free Trade Agreement – Article 14.3, Under the Revised GPA - Article XIII, 1 (b) (iii);
- Canada-Panama Free Trade Agreement – Article(s) 16.10 (b) (iii)
- Canada-Peru Free Trade Agreement (CPFTA) – Article(s)1409 (b) (iii)
- Canada-Ukraine Free Trade Agreement (CUFTA) – Article(s) Article 10.13 (b) (iii);

8. Period of the proposed contract

The contract period will be from awarded contract to March 29, 2024.

9. Cost estimate of the proposed contract

The estimated maximum value of the contract is \$ 400,000 CAD inclusive (taxes not included).

10. Name and address of the pre-identified supplier

Airborne Imaging Inc.
2700 61 Avenue SE
Calgary Alberta
Canada

11. Suppliers' right to submit a statement of capabilities



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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.

12. Closing date for a submission of a statement of capabilities

The closing date and time for accepting statements of capabilities is February 14, 2024, at 2:00 p.m. -Eastern Standard Time (EST).

13. Inquiries and submission of statements of capabilities

Inquiries and statements of capabilities are to be directed to:

Vincent Gariépy

Email : vincent.gariepy@nrcan-rncan.gc.ca