

## SUPPLEMENTARY INSTRUCTIONS TO BIDDERS

Dept of Transportation & Works  
Government of Newfoundland and Labrador

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### 1 TENDER SURETY AND BONDING

#### (a) Bidding Security

Please delete sentence

"No bidding security will be required for a tendered amount of less than \$25,000.00 unless specifically called for elsewhere in the tender documents"

and replace with:

**"All tenders, regardless of monetary value require a Bid Security of at least ten percent (10%) of the total tendered amount, with a minimum security of five hundred dollars (\$500.00)." Bid Securities shall be in the form of a Bid Bond or Certified Cheque in favour of the Department of Transportation & Works.**

Add the following:

**For tenders less than \$25,000.00, the terms of the Bid Security will be invoked and the amount retained by the Owner, if the Bidder fails to provide the required insurances and commence work within 30 days of being notified of the award of the work within the tender validity period.**

The Tender Security of the unsuccessful bidders numbers 2 & 3 will be returned to them upon award of the contract, Tender Securities of bidders higher than 3 will be returned after the tender opening. The Tender Security of the successful bidder will be retained until the first progress payment.

**Bidders are reminded that the failure to submit a bid security in accordance with this requirement will result in rejection of bid submitted.**

**THE OWNER RESERVES THE RIGHT TO WAIVE THESE REQUIREMENTS IN PART OR IN WHOLE FOR ANY PROJECT, BY FURTHER SUPPLEMENTARY INSTRUCTIONS TO BIDDERS.**

### 2 PROVINCIAL PREFERENCE POLICY

Delete Section 11 in its entirety.

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### **3 TENDER SURETY AND BONDING**

Bidders are advised that both the 50% Performance Bond referenced in 3(b) and the 50% Labour & Materials Payment Bond referenced in 3(c) will be based on the Contract Price which will either be the Sub-Total of Tender Prices or the Total Estimated Tender Items, **not including the Harmonized Sales Tax (HST).**

### **4 INSTRUCTIONS TO BIDDERS, ISSUANCE OF ADDENDUM**

Reference is made to Section 2. (c) - Tender Documents regarding the time frame permitted for the issuance of addendum prior to the tender closing date. Change seven (7) days to read five (5) days.

Reference is also made to Section 8. - Substitution of Materials. Change seven (7) days to read five (5) days.

### **5 CONTRACTOR'S PERFORMANCE EVALUATION SYSTEM**

Contractors are advised that effective July 1, 2000 a Contractor Performance Evaluation System will be introduced. Upon completion of each contract, the contractor's performance will be evaluated according to prescribed criteria.

In accordance with the Public Tender Act Regulations 1998, NFLD Reg. 103/98, Section 3(4), contractors may be required to maintain a certain performance rating to bid. Contractors whose performance on previous contracts falls below the required minimum may have their bids disqualified.

Complete details of the Performance Evaluation System are available upon request.

### **6 TENDER FORM, APPENDIX 'A' AND APPENDIX 'B'**

Notwithstanding Article 7 of the Tender Form, Bidders are not required to complete or submit Appendix "A" or Appendix "B" at time of tender. Bidders may be required to complete these appendices after tender close, if requested by the Owner, and in such instance the appendices shall be submitted by Bidders within seventy-two (72) hours of request.