

1989 BILL 215

First Session, 22nd Legislature, 38 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 215

GOVERNMENT OPEN CONTRACT ACT

MR. BRUSEKER

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 215
Mr. Bruseker

BILL 215

1989

GOVERNMENT OPEN CONTRACT ACT

(Assented to , 1989)

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of Alberta, enacts as follows:

Definition

1 In this Act,

(a) "contract" means a contract which is or is likely to be of a value of \$50 000 or more for the supply of goods or services to the Crown;

(b) "Minister" means the Minister of Public Works, Supply and Services.

Tenders

2 Notwithstanding section 11(2) of the *Department of Public Works, Supply and Services Act*, the Minister shall not conclude any contract without previously having called for open tenders for the contract and having published the qualifying bids received from the tender.

Publication of bids

3 Where the Minister has commenced negotiations for the supply of goods and services under a contractual arrangement in anticipation of the cost being less than \$50 000, and later makes commitments under the arrangement that exceed \$50 000, he shall publish the details of the bids received for the contract whether or not they exceed \$50 000.

Guidelines

4(1) The Minister shall publish guidelines for the tendering of contracts with the Crown.

(2) Where the Minister deems it necessary to deviate from any provision of the guidelines published pursuant to subsection (1) in dealing with a tender, he shall advise all persons who have submitted the tender of the details of the deviation and his reasons for the deviation.

Notice to bidders

5 Every invitation to tender issued by the Crown, whether published or sent to a restricted number of invitees, shall contain the following statement:

"If all bids received from the work covered by this tender exceed \$50 000, all bids will be published by the Crown. If one or more bids received exceed \$50 000 and the Crown wishes to accept one of them, all of the bids received shall be published."