

1990 BILL 277

---

Second Session, 22nd Legislature, 39 Elizabeth II

---

THE LEGISLATIVE ASSEMBLY OF ALBERTA

# **BILL 277**

**GOVERNMENT OPEN CONTRACT ACT**

---

MR. BRUSEKER

---

First Reading .....

Second Reading .....

Committee of the Whole .....

Third Reading .....

Royal Assent .....

---

Bill 277  
Mr. Bruseker

## BILL 277

1990

### GOVERNMENT OPEN CONTRACT ACT

(Assented to \_\_\_\_\_, 1990)

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 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 tenders of the details of the deviation and the 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, the name of each bidder and the amount bid will be published by the Crown. If one or more bids received exceed \$50 000 and the Crown wishes to accept one of them, the name of each bidder and the amount bid shall be published."