



# **Contracting Policy Notice: 2011-02 – Canada-Colombia Free Trade Agreement (Archived)**

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**File No:** 7010-000-006

**Date:** August 18, 2011

**To:** Functional Heads, Administration / Finance of all Departments and Agencies

**Subject:** Canada-Colombia Free Trade Agreement --entry into force

## Background:

The Canada-Colombia Free Trade Agreement (FTA (Free Trade Agreement)) entered into force on August 15, 2011. As with all free trade agreements, the entire government procurement chapter should be consulted to identify Canada's obligations regarding potential contracts. Chapter 14 (PDF version 60 kb) is devoted to government procurement. The lists of covered departments, agencies & Crown corporations, goods, services and construction services as well as the General Notes are in Annex 1401 (PDF version 56 kb).

## Thresholds:

### *Departments & Agencies*

CDN \$76,600 - **Goods** covered in Annex 1401-3

CDN \$76,600 - **Services** covered in Annex 1401-4

CDN \$8,500,000 - **Construction Services** covered in Annex 1401-5

### *Crown Corporations*

CDN \$383,300 - **Goods** covered in Annex 1401-3

CDN \$383,300 - **Services** covered in Annex 1401-4

CDN \$12,200,000 - **Construction Services** covered in Annex 1401-5

Note that, similar to NAFTA (North American Free Trade Agreement) and the other international free trade agreements, the thresholds will be revised every two years commencing January 1, 2012.

## **Procedural Obligations:**

1. The time limit for tendering is 40 days and may be reduced to no less than 10 days in certain circumstances.
2. A Contract Award Notice must be published 72 days after contract award.

## **Transparency Measures:**

1. Entities are encouraged to publish, as early as possible for the fiscal year, information regarding its procurement plans.
2. There are no extended transparency measures similar to the Canada-Chile Free Trade Agreement.

## **Reporting and Information Requirements:**

1. There are no annual reporting requirements, statistical or otherwise.
2. Although there is no annual reporting requirement, the Canada-Colombia FTA (Free Trade Agreement) requires reports and records of tendering procedures relating to covered procurements to be prepared and maintained for a period of at least three years. In particular, a written report must be prepared on each contract award that justified the use of limited tendering.
3. Where Treasury Board (TB (Treasury Board)) procurement-related policies demand longer record retention than the Canada-Colombia FTA (Free Trade Agreement), TB (Treasury Board) requirements prevail.

## **References:**

1. The [text \(PDF version 60 kb\)](#) and [annexes \(PDF version 56 kb\)](#) for the government procurement chapter of the Canada-Colombia [FTA \(Free Trade Agreement\)](#) have been hyperlinked throughout this Notice.
2. [Canadian International Trade Tribunal Procurement Inquiry Regulations](#)
3. [TB \(Treasury Board\) Contracting Policy](#).
4. [Trade Agreements and Negotiations](#)

## Enquiries:

1. For matters of content with respect to the government procurement chapter of the Canada-Colombia [FTA \(Free Trade Agreement\)](#), please contact the **Department of Foreign Affairs & International Trade:**

### Telephone:

1-800-267-8376 (toll-free in Canada)

613-944-4000 (in the National Capital Region and outside Canada)

If you are deaf or hard of hearing, or you have a speech impediment and use a text telephone, you can access the TTY service from 9 a.m. to 5 p.m. Eastern Time by calling 613-944-9136 (in Canada only).

**Facsimile:** 613-996-9709

**Email:** [enqserv@international.gc.ca](mailto:enqserv@international.gc.ca)

### Write to:

Enquiries Service (BCI)

Foreign Affairs and International Trade Canada

125 Sussex Drive

Ottawa, ON, Canada K1A 0G2

2. For information with respect to the [TB \(Treasury Board\) Contracting Policy](#), please contact **Treasury Board Secretariat:** by phone 613-957-2487 or by fax

at 613-957-2405

# Original signed by:

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Executive Director

Investment, Project Management and Procurement Policy Division

Treasury Board Secretariat

## **Date modified:**

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