

File No. 04-1000-20-2023-103

February 23, 2023

s.22(1)

Dear s.22(1)

Re: **Request for Access to Records under the Freedom of Information and Protection of Privacy Act (the "Act")**

I am writing in response to your request of February 21, 2023 under the ***Freedom of Information and Protection of Privacy Act (the Act)*** for:

**The following records regarding PS20220212-ENG-RFP:**

- 1. Scoring matrix and evaluation information; and**
- 2. The winning bid.**

**Date range: December 1, 2022 to February 20, 2023.**

Supply Chain Management has notified our office that you are a representative of one of the corporate entities that submitted a proposal/bid in response to these RFPs. As such you read and agreed to the submission conditions in the City of Vancouver's Request for Proposal (RFP), one of which is the following:

**8.3 All City Information Confidential**

*(b) The Proponent now irrevocably waives all rights it may have by statute, at law or in equity, to obtain any records produced or kept by the City in evaluating its Proposal (and any other submissions) and now agrees that under no circumstances will it make any application to the City or any court for disclosure of any records pertaining to the receipt, evaluation or selection of its Proposal (or any other submissions) including, without limitation, records relating only to the Proponent.*

This clause precludes using the Freedom of Information and Protection of Privacy legislation to request records covered under clause 8.3 of the standard RFP submission.

Yours truly,

*[Signed by Cobi Falconer]*

**Cobi Falconer, MAS, MLIS, CIPP/C**  
**Director, Access to Information & Privacy**  
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If you have any questions, please email us at [foi@vancouver.ca](mailto:foi@vancouver.ca) and we will respond to you as soon as possible. Or you can call the FOI Case Manager at 604-871-6584.

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