

### Annex 5.3: Contract Award Process (CAP) Codes (2005-12-16)

Listed below are the Solicitation Types, the permissible Contract Award Process (CAP) Codes and the reason for using a particular CAP Code.

#### Solicitation Types

N	=	North American Free Trade Agreement (NAFTA)
W	=	World Trade Organization Agreement on Government Procurement (WTO-AGP)
I	=	Agreement on Internal Trade (AIT)
O	=	Open Bidding
L	=	Comprehensive Land Claims Agreements

#### CAP Code: 01

**Solicitation Types:** N, W, I, S, O, L

Lowest/lower Bid

#### CAP Code: 04

**Solicitation Types:** N, W, I, O, L

Best Overall Proposal

#### CAP Code: 05

**Solicitation Types:** N, W, I, O, L

In the absence of tenders in response to a competitive bid solicitation or when bids submitted have been either collusive or assessed as non-responsive or received from non-qualified suppliers.

#### CAP Code: 06

**Solicitation Types:** N, W, I, O, L

Only One Response to Bid Solicitation

#### CAP Code: 10

**Solicitation Types:** S, O, L

Rotational Sourcing

#### CAP Code: 11

**Solicitation Types:** O, L

Subsequent/Follow-on Contracts

#### CAP Code: 20

**Solicitation Types:** N, W, I, O, L

For goods purchased on a commodity market.

#### CAP Code: 21

**Solicitation Types:** N, W, I, O, L

For purchases made under exceptionally advantageous conditions that only arise in the very short term, such as unusual disposals by enterprises that are not normally suppliers or disposal of assets of businesses in liquidation or receivership, but not routine purchases from regular suppliers.

**CAP Code: 22**

**Solicitation Types:** N, W, I, O, L

To be awarded to the winner of a design contest.

**CAP Code: 23**

**Solicitation Types:** N, I, O, L

For consulting services regarding matters of a confidential nature.

**CAP Code: 24**

**Solicitation Type:** W

When additional construction services which were not included in the initial contract but which were within the objectives of the original tender documentation.

**CAP Code: 25**

**Solicitation Type:** W

For new construction services consisting of the repetition of similar construction services which conform to a basic project for which an initial contract was awarded.

**CAP Code: 71**

**Solicitation Types:** N, W, I, O, L

For reasons connected with protection of exclusive rights, such as patents and copyrights, and no reasonable alternative or substitute existed.

**CAP Code: 72**

**Solicitation Types:** N, W, I, O, L

For reasons involving the procurement of prototypes or a first product which is developed under a contract for research, experiment, study or original development.

**CAP Code: 74**

**Solicitation Types:** N, W, I, O, L

For logistic reasons (i.e. where additional deliveries by the original supplier are intended either as replacement parts for existing supplies, or installations, or for continuing services, or as the extension of existing supplies, services or installations, where a change of supplier would compel the client to procure equipment or services not meeting requirements of interchangeability with already existing equipment or services).

**CAP Code: 81**

**Solicitation Types:** N, W, I, O, L

For reasons connected with extreme urgency, brought about by events unforeseeable by the client, where time did not permit competitive solicitation.

**CAP Code: 85**

**Solicitation Types:** O, L

Low Dollar Value

**CAP Code: 86**

**Solicitation Types:** I, O, L

Prices and/or sources fixed by Government regulations

**CAP Code: 87**

**Solicitation Types:** I, O, L

Government objectives representing best interests/value to Government.

**CAP Code: 88**

**Solicitation Types:** I, O, L

National Security Consideration

**CAP Code: 89**

**Solicitation Type:** I

Exceptional circumstances under AIT, Article 508(l)

**CAP CODE: 90**

**Solicitation Type:** I

Protection of human, animal, or plant life or health under AIT, Article 506.11 (e)