

4.2 False Declarations

If a vendor includes false or misleading information in its bids the Board may suspend that vendor from participating in future procurement processes.

If a vendor fails to disclose a conflict of interest in connection with a procurement process or during the performance of a contract with the Board, and the Board subsequently discovers that such a conflict of interest exists, the Board may suspend that vendor from participating in future procurement processes. The following non-exclusive factors should weigh in favour of suspension:

4.2.1 The vendor knowingly made misrepresentations or failed to disclose a conflict of interest.

4.2.2 The misrepresentations include (s)1316.7 (i)TJ 16.767 (o)6 (f)5.7 (i)0.7 (7)6 (t)0.4 (e) sus (or duri)-5.3 (ng a(e)-6 ((ha)-6 (t)-5.3 (ve)-

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- 4.4.1 unethical bidding practices, such as inappropriate offers of gifts to the Board's officials, officers, employees or agents and inappropriate in-process lobbying or prohibited communications during a procurement process;
- 4.4.2 failing to perform contracts in a professional and competent manner in accordance with the duty of honest performance and all applicable laws, including safety and labour codes; and
- 4.4.3 engaging in litigious conduct or bringing frivolous or vexatious claims in connection with the Board's procurement processes or contracts, including but not limited to, unreasonable cost or expense claims or unsubstantiated allegations impugning the integrity of the purchasing institution or its staff in relation to a procurement process.

5. Process for Suspension

5.1 Suspension Recommendation Report

6.2 The vendor must be notified, in writing, of the final reinstatement decision made by the PRC.

7. Suspended Vendors List

Procurement Services must maintain an up-to-date and current list of all suspended vendors. Any vendor that is owned or controlled by the same individual(s) that owned or controlled a suspended vendor at the time it was suspended is also considered suspended.

The list should contain, at a minimum:

- 7.1 the full name of the vendor or individual where an individual is suspended;
- 7.2 the names of the directors and officers of the vendor, if applicable;
- 7.3 the reasons for the suspension;
- 7.4 the file number where the Suspension Recommendation Report is filed;
- 7.5 the scope of the suspension (i.e., blanket suspension or specific deliverables); and
- 7.6 the length of the suspension period and the date of the expiry of the suspension period.

For any competitive procurement process, Procurement Services must check the suspended vendors list to ensure that bids are not accepted from suspended vendors.