



Canadian International
Trade Tribunal

Tribunal canadien du
commerce extérieur

CANADIAN
INTERNATIONAL
TRADE TRIBUNAL

Procurement

DECISION

File PR-2023-037

Avro Bourdeau Aerospace Corp.

*Decision made
Wednesday, November 15, 2023*

*Decision issued
Thursday, November 16, 2023*

IN THE MATTER OF a complaint filed pursuant to subsection 30.11(1) of the *Canadian International Trade Tribunal Act*.

BY

AVRO BOURDEAU AEROSPACE CORP.

AGAINST

THE DEPARTMENT OF PUBLIC WORKS AND GOVERNMENT SERVICES

DECISION

Pursuant to subsection 30.13(1) of the *Canadian International Trade Tribunal Act*, the Canadian International Trade Tribunal has decided not to conduct an inquiry into the complaint. For reasons that will be explained in greater detail shortly, the Tribunal does not have the jurisdiction to review, or inquire into, the operational and policy decisions complained of by Avro Bourdeau Aerospace Corp. (Avro Bourdeau) with respect to procurement for the Future Fighter Capability Project (FFCP). With respect to the conduct of the solicitations relevant to the FFCP, the Tribunal previously received a complaint from Avro Bourdeau and pronounced its final decision on the matter. It cannot now lawfully reopen or revisit that decision.

Susan D. Beaubien

Susan D. Beaubien
Presiding Member

The statement of reasons will be issued at a later date.