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ADDITIONAL FAR PROVISIONS

The Federal Acquisition Regulation (FAR) clause(s), as in effect on the date of this order, which have been marked with an "x" in the appropriate box below, are incorporated herein by reference. In such clauses, unless otherwise specifically stated, the term "Contractor" means Seller except in the term "prime contractor", "subcontractor" means Seller's subcontractor, "Contract" means this order except in the term "prime contract", and "Contracting Officer" means the government contracting officer for the prime contract or authorized representative.

- A.  RESTRICTIONS ON SUBCONTRACTOR SALES TO THE GOVERNMENT - FAR 52.203-6
- B.  ANTI-KICKBACK PROCEDURES - FAR 52.203-7. Delete paragraph (c)(1). The following is added to paragraph (c)(2): "Seller shall notify Buyer when such action has been taken". In paragraph (c)(4)(i) "which in turn may be offset by Buyer under this order" is added after "the prime contract".
- C.  REQUIRED SOURCES FOR JEWEL BEARINGS AND RELATED ITEMS - FAR 52.208-1. Add to paragraph (c)(1) "For purposes of this clause, the prime contract number shall be the Government contract number shown on the faceplate of this order."
- D.  USED OR RECONDITIONED MATERIAL, RESIDUAL INVENTORY AND FORMER GOVERNMENT SURPLUS PROPERTY - FAR 52.210-7. "Contracting Officer" means Buyer.
- E.  INTEGRITY OF UNIT PRICES - FAR 52.215-26. Delete paragraph (c) or FAR 52.215-14. Delete paragraph (b).
- F.  FACILITIES CAPITAL COST OF MONEY - FAR 52.215-30.
- G.  WAIVER OF FACILITIES CAPITAL COST OF MONEY - FAR 52.215-31 or FAR 52.215-17.
- H.  CERTIFICATION OF COMMERCIAL PRICING FOR PARTS OR COMPONENTS - FAR 52.215-32. "Contracting Officer" means Buyer. "Offeror/Contractor" means Seller.
- I.  SMALL BUSINESS AND SMALL DISADVANTAGED BUSINESS SUBCONTRACTING PLAN - FAR 52.219-9. This clause is deleted from Form 70-C-33. Paragraph (c) is substituted by the following "(c) The Offeror, upon request by the Buyer shall submit for review a subcontracting plan, where applicable, which addresses separately subcontracting with small business concerns and small disadvantaged business concerns. Failure to submit a proper subcontracting plan shall make the Offeror ineligible for award of a purchase order".

- J.  CONTRACT WORK HOURS AND SAFETY STANDARDS ACT - OVERTIME COMPENSATION - FAR 52.222-4. Buyer may withhold or recover from Seller such sums as the Contracting Officer withholds or recovers from Buyer because of liabilities of Seller or its subcontractors under this clause.
- K.  EMPLOYMENT REPORTS ON SPECIAL DISABLED VETERANS AND VETERANS OF THE VIETNAM ERA - FAR 52.222-37.
- L.  CLEAN AIR AND WATER - FAR 52.223-2. Except "prime contract" means order in paragraph (b)(2).
- M.  HAZARDOUS MATERIAL IDENTIFICATION AND MATERIAL SAFETY DATA - FAR 52.223-3. "Contracting Officer" means Buyer in paragraph (e). "Government" means Government or Buyer in paragraph (f). "Government" means Government and Buyer in paragraph (h). In paragraph (h)(3), "The Government is not" is changed to "Neither the Government nor Buyer is".
- N.  DUTY-FREE ENTRY - FAR 52.225-10, with the following changes:
1. "Contracting Officer" means Buyer, except the first time it appears in paragraphs (b)(2) and (3) and paragraph (e).
  2. Change "20 days" to "40 days" in paragraph (b)(1) and "10 days" to "20 days" in paragraph (b)(2).
  3. Change "The Government agrees" to "The Government has agreed" in paragraph (e).
  4. The terms "the schedule" and "the contract schedule" in paragraphs (a), (b), and (h) mean "this order."
- O.  RESTRICTIONS ON CERTAIN FOREIGN PURCHASES - FAR 52.225-11. "Contracting Officer" means Buyer.
- P.  RESTRICTIONS ON CONTRACTING WITH SANCTIONED PERSONS - FAR 52.225-13. "Government" means Government or Buyer.
- Q.  REFUND OF ROYALTIES - FAR 52.227-9. "Contracting Officer" means Buyer in paragraphs (a) and (c) and "Contracting Officer" means Contracting Officer and Buyer in paragraph (e).
- R.  AVAILABILITY OF FUNDS - FAR 52.232-18. "Government" and "Contracting Officer" mean Buyer.

- S.  PROTEST AFTER AWARD - FAR 52.233-3. (Under cost reimbursable orders Alternate I is added.) Substitute the following for the first sentence: "In the event the Contracting Officer has directed Buyer to stop performance of the work under the prime contract under which this order is issued pursuant to FAR Subpart 33.1, Buyer may, by written order to Seller direct Seller to stop performance of the work called for by this order." In the balance of the clause, "Contracting Officer" means Buyer; the reference to the "Default, or the Termination for the Convenience of the Government" clause means the "Termination" clause; "30 days" means 20 days in paragraph (b)(2) and "Government" means Buyer in paragraphs (c) and (e).
- T.  NOTIFICATION OF CHANGES - FAR 52.243-7. "Contracting Officer" and "Administrative Contracting Officer" mean Buyer. In paragraphs (b), (b)(2), (e)(1) and (e)(2) "Government" means Government or Buyer. In paragraphs (b)(6), (d) and (d)(4) "Government" means Buyer. Insert "15" and "75" in the blanks in paragraphs (b) and (d) respectively.
- U.  COMPETITION IN SUBCONTRACTING - FAR 52.244-5.
- V.  GOVERNMENT PROPERTY (FIXED-PRICE CONTRACTS) ALTERNATE I - FAR 52.245-2. In paragraph (g)(9) "Government" means Government or Buyer except in the term "Government property".
- W.  LIMITATION OF LIABILITY - FAR 52.246-23.
- X.  LIMITATION OF LIABILITY - HIGH VALUE ITEMS - FAR 52.246-24. "Government" means Buyer in paragraph (d)(2)(i) and "Government's" means Government's or the Buyer's, the first time it appears in paragraph (e).
- Y.  LIMITATION OF LIABILITY - SERVICES - FAR 52.246-25.
- Z.  PREFERENCE FOR U.S. FLAG AIR CARRIERS - FAR 52.247-63.
- AA.  PREFERENCE FOR PRIVATELY OWNED U.S. FLAG COMMERCIAL VESSELS - FAR 52.247-64, except in paragraph (C)(2) "20" and "30" are changed to "10" and "20" respectively.
- BB.  GOVERNMENT SUPPLY SOURCES - FAR 52.251-1. "Contracting Officer" means Buyer.
- CC.  INTERAGENCY FLEET MANAGEMENT SYSTEM (IFMS) VEHICLES AND RELATED SERVICES - FAR 52.251-2. "Contracting Officer" means Buyer.

- DD.  LIMITATION ON PAYMENTS TO INFLUENCE CERTAIN FEDERAL TRANSACTIONS - FAR 52.203-12. The only changes to be made to this clause are included in this paragraph. In (c)(1) "Contractor who requests or receives from an agency a Federal contract shall file with that agency" is changed to "The Seller shall file with the Buyer". In (c)(2) "The Contractor shall file" is changed to "The Seller shall file with the Buyer". In (c)(3) "Contractor" is changed to "Seller".
- EE.  HAZARDOUS MATERIAL IDENTIFICATION AND MATERIAL SAFETY DATA - FAR 52.223-3 and Alternate I.
1. "Contracting Officer" means Buyer in paragraph (e).
  2. "Government" means Government or Buyer in paragraph (f).
  3. "Government" means Government and Buyer in paragraph (h).
  4. In paragraph (h)(3), "The Government is not" is changed to "Neither the Government nor Buyer is".
  5. Delete the beginning of Alternate I through "Department of Defense".
- FF.  SUBCONTRACTS FOR COMMERCIAL ITEMS AND COMMERCIAL COMPONENTS - FAR 52.244-6. If this order is for commercial items or commercial components, all FAR provisions of this order are deleted other than those listed in the clause, to the extent they are applicable and as may be required to establish the reasonableness of prices under Part 15 of FAR.
- GG.  TOXIC CHEMICAL RELEASE REPORTING - FAR 52.223-14. Delete paragraph (e). "Contracting Officer" in (c)(1) means Buyer and Contracting Officer. "Contracting Officer" in (d) means Buyer or Contracting Officer.
- HH.  STOP WORK ORDER - FAR 52.242-15. Reference in Buyer's Contract Forms to 52.212-13 is hereby deemed to mean 52-242-15.
- II.  NOTIFICATION OF OWNERSHIP CHANGES – FAR 52.215-19.