

Pratt & Whitney Rocketdyne Inc. (PWR)
A United Technologies Company

Terms and Conditions of Purchase
General Instructions

For All Procurements on or Subsequent to 8-22-2006

The following are general instructions on how to apply the referenced UTC/PWR **Terms and Conditions (T's & C's)**:

1. **PWR General Provisions** are incorporated in all Pratt & Whitney Rocketdyne (PWR) purchase orders and contracts. The instructions below provide directions as to when **PWR General Provisions "GP" Series** and/or **Appendices** are incorporated into purchase orders.

A. In addition to **PWR GP's**, the Appendices referenced below may apply if the following appear on the:

- i. Supplier is to a **foreign source** and goods are being imported into the U.S.- **Appendix "C"** applies;
- ii. Supplier is to a source **in Israel** and goods are being imported into the U.S.- **Appendix "D"** applies;
- iii. Order is for **Equipment leases** – **Appendix "H"** applies if referenced on the Order;
- iv. If **Progress payments** for Government Contracts apply to this Order then **Appendix "G"** applies;
- v. If Order is for a **Commercial Item** - **Appendix "I"** applies if referenced on the Order;

B. In addition, if this purchase order is for parts that have a military requirement or application (referenced on the drawing or other applicable documents) the Seller agrees to comply with the following:

- A. If the part(s) or assemblies for this order contain "Specialty Metals" (defined as nickel, cobalt, titanium, zirconium and certain steel alloys) then these "Specialty Metals" must be MELTED in the United States or in a Qualified Country as defined in the Defense Federal Acquisition Regulation Supplement 225.872-1 which are (Australia, Belgium, Canada, Denmark, Egypt, Federal Republic of Germany, France, Greece, Israel, Italy, Luxembourg, Netherlands, Norway, Portugal, Spain, Switzerland, Turkey, Sweden, United Kingdom of Great Britain, and Northern Ireland) pursuant to DFARS 252.225-7014 Alt I. In addition, there are other exceptions for specialty metals incorporated into products manufactured by suppliers located in these

same qualifying countries. Specifically the DFARS states “This clause does not apply to the extent that ...the specialty metal is melted in a qualifying country or is incorporated in an article manufactured in a qualifying country”. If you do not comply with DFARS 252.225-7014 Alt I, contact the Pratt and Whitney buyer on this order.

- B. If Seller is incorporated in the United States, Sections of 48 Code of Federal Regulations ("CFR") [Federal Acquisition Regulations (FAR) and Defense Federal Acquisition Regulation Supplement (DFARS)] apply to this Order:

52.222-26 ("Equal Opportunity"); 52.222-35 ("Affirmative Action for Special Disabled and Vietnam Era Veterans"); and 52.222-36 ("Affirmative Action for Handicapped Workers"), 52.222-41, Service Contract Act of 1965, As Amended (41 U.S.C. 351, *et seq.*) as the same may be amended from time to time, to the extent that such sections are applicable to Seller's performance under this order; 252.247-7023 Transportation of Supplies by Sea (10 U.S.C. 2631); 252.247-7024 Notification of Transportation of Supplies by Sea (10 U.S.C. 2631).

- 2. General Provisions (GP Series) T's & C's along with the referenced ‘H’ Series and Customer Contract Requirements** of the T's & C's are applicable if your purchase order includes (i) one or more U.S. Government contract numbers, or (ii) a subcontract number indicating that a U.S. Government requirement is involved, or (iii) a statement that the order/contract is issued in anticipation of a U.S. Government contract.

Text in the solicitation or purchase order may provide additional information for specific transactions. This may be accomplished on the face of the document or by the way of an attachment to the document.

3. T's & C's Conversion Matrix is as follows:

GP 1 (was)	Firm Fixed Price	PWR GP 1 (now)
GP 2 (was)	Fixed Price Service Contracts	PWR GP 3 (now)
GP 3 (was)	Labor Hour/Time & Material	PWR GP 3 (now)
GP 4 (was)	Cost Reimbursement under Gov Primes	PWR GP 4 (now)
GP 6 (was)	Fixed Price Colleges/Universities	PWR GP 6 (now)
H Series (was)	Additional T's & C's	H Series (now) remain unchanged
CCR's	Specific Customer Contract Requirements	CCR's remain unchanged
Codes/Flysheets and Forms	Specific Forms, Codes, Flysheets	Spec Forms, Codes & Flysheets remain unchanged