

APPENDIX 1  
to  
TERMS AND CONDITIONS OF TOOLING PURCHASE OR REFURBISHMENT  
(NON-COMMERCIAL)

<b><u>FAR Reference</u></b>	<b><u>FAR Clause Title And Modifications</u></b>
<b>52.203-3</b>	<b>Gratuities*</b> (The term “agency head” means Buyer) (Apr 1984) (Applicable if this Order exceeds the simplified acquisition threshold in FAR 2.101.)
<b>52.203-5</b>	<b>Covenant Against Contingent Fees</b> (May 2014) (Applicable if this Order exceeds the simplified acquisition threshold in FAR 2.101.)
<b>52.203-6</b>	<b>Restrictions on Subcontractor Sales to the Government</b> (Sep 2006) (Applicable if this Order exceeds the simplified acquisition threshold in FAR 2.101.)
<b>52.203-7</b>	<b>Anti-Kickback Procedures</b> (May 2014) (Applicable if this Order exceeds the simplified acquisition threshold in FAR 2.101, except that paragraph (c)(1) of FAR 52.203-7 is not included in this Order. Paragraph (c)(4) is revised by deleting “The Contracting Officer may” and inserting “To the extent the Contracting Officer has effected an offset at the prime contract level or has directed Buyer to withhold any sum from the Seller, Buyer may ....”
<b>52.203-8</b>	<b>Cancellation, Rescission and Recovery of Funds for Illegal or Improper Activity</b> (May 2014) ((Applicable if this Order exceeds the simplified acquisition threshold in FAR 2.101.)
<b>52.203-10</b>	<b>Price or Fee Adjustment for Illegal or Improper Activity</b> (May 2014) (Applicable if this Order exceeds the simplified acquisition threshold in FAR 2.101.)
<b>52.203-11</b>	<b>Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions</b> (Sep 2007) (Applicable to all Orders expected to exceed \$150,000.)
<b>52.203-12</b>	<b>Limitation on Payments to Influence Certain Federal Transactions*</b> (Oct 2010) (Applicable if this Order exceeds the simplified acquisition threshold in FAR 2.101.)
<b>52.203-13</b>	<b>Contractor Code of Business Ethics and Conduct*</b> (Oct 2015) (Applicable if the value of this Order exceeds \$5,500,000 and this Order

has a period of performance of more than 120 days. Disclosures made under this clause shall be made directly to the Government entities identified in the clause.)

- 52.203-14**      **Display of Hotline Poster(s)** (Oct 2015) (Applicable if this Order exceeds \$5,500,000, unless performed entirely outside of U.S.). Paragraph (b)(3) includes the following: DoD Inspector General, ATTN: Defense Hotline, 400 Army Navy Drive, Arlington, VA 22202-4704.
- 52.203-15**      **Whistleblower Protections Under the American Recovery and Reinvestment Act of 2009\*** (Jun 2010) (Applicable if contracts funded in whole or in part with Recovery Act funds.)
- 52.204-2**      **Security Requirements\*** (Aug 1996) (Excluding any reference to the Changes clause in the prime contract) (Applicable if this order involves access to classified information).
- 52.204-7**      **System for Award Management** (Jul 2013)
- 52.204-9**      **Personal Identity Verification of Contractor Personnel** (Jan 2011) (Applicable to all subcontractor employees if this order requires routine physical access to a federally controlled facility and/or routine access to a federally controlled information system.)
- 52.204-10**     **Reporting Executive Compensation and First Tier Subcontract Awards** (Oct 2015) (Applicable if this Order has a value of \$30,000 or more.)
- 52.204-13**     **System for Award Management Maintenance** (Jul 2013)
- 52.204-19**     **Incorporation by Reference of Representations and Certifications** (Dec 2014)
- 52.209-5**      **Certification Regarding Responsibility Matters** (Oct 2015). (Applicable if this Order exceeds the simplified acquisition threshold in FAR 2.101.)
- 52.209-6**      **Protecting the Government's Interest When Subcontracting with Contractors Debarred, Suspended or Proposed for Debarment** (Oct 2015) (Applicable if this Order exceeds \$35,000 unless the Order is for COTS items as defined in FAR 2.101.)
- 52.209-7**      **Information Regarding Responsibility Matters\*** (Jul 2013).
- 52.209-9**      **Updates of Publicly Available Information Regarding Responsibility Matters\*** (Jul 2013).

- 52.211-5**            **Material Requirements** (Aug 2000)
- 52.211-14**          **Notice of Priority Rating for National Defense, Emergency Preparedness, and Energy Program Use** (Apr 2008) (Applies to rated orders.)
- 52.211-15**          **Defense Priority and Allocation Requirements** (Apr 2008.) If this Order is a “rated order” as indicated by a DPAS rating elsewhere in this Order, Seller will follow all the provisions of the Defense Priorities and Allocation System Regulations (15 CFR 700).
- 52.211-17**          **Delivery of Excess Quantities** (Sep 1989)
- 52.214-26**          **Audit and Records – Sealed Bidding** (Oct 2010) (Applicable to subcontracts expected to exceed the threshold at 15.403-4(a)(1))
- 52.214-27**          **Price Reduction for Defective Certified Cost or Pricing Data – Modifications – Sealed Bidding** (Aug 2011) (Applicable to subcontracts expected to exceed the threshold at 15.403-4(a)(1) where subcontract was solicited through sealed-bidding procedures)
- 52.214-28**          **Subcontractor Certified Cost or Pricing Data – Modifications – Sealed Bidding** (Oct 2010) (Applicable to subcontracts expected to exceed the threshold at 15.403-4(a)(1))
- 52.215-2**            **Audit and Records – Negotiation\*** (Oct 2010) (Applicable if this Order exceeds the simplified acquisition threshold in FAR 2.101.)
- 52.215-10**          **Price Reduction for Defective Cost or Pricing Data** (Aug 2011) (Applicable to Orders for which it is contemplated cost or pricing data will be required.)
- In paragraph (c) the term “Contracting Officer” does not change. Seller shall provide cost or pricing data and execute a Certificate of Current Cost or Pricing Data in substantially the form prescribed in the FAR. Notwithstanding anything in 52.215-10 to the contrary, the applicable rate of interest shall be the rate of interest specified by Indiana law for contracts where the parties do not agree on the rate.
- 52.215-11**          **Price Reduction and Defective Cost of Pricing Data – Modifications** (Aug 2011) (Applicable to Orders for which it is contemplated cost or pricing data will be required for modifications and the Order includes FAR 52.215-10.)

In paragraph (d), the term “Contracting Officer” does not change. Seller

shall provide cost or pricing data and execute a Certificate of Current Cost or Pricing Data in substantially the form prescribed in the FAR. Notwithstanding anything in 52.215-11 to the contrary, the applicable rate of interest shall be the rate of interest specified by Indiana law for contracts where the parties do not agree on the rate.

- 52.215-12 Subcontractor Certified Cost or Pricing Data** (Oct 2010) (Applicable if the Order, when entered into, includes FAR 52.215-11.)
- 52.215-13 Subcontractor Certified Cost or Pricing Data – Modifications** (Oct 2010) (Applicable if the Order, when entered into, includes FAR 52.215-11.)
- 52.215-14 Integrity of Unit Prices** (Oct 2010) (Applicable if this Order exceeds the simplified acquisition threshold in FAR 2.101.)
- 52.215-15 Pension Adjustments and Asset Reversions** (Oct 2010) (Applicable in solicitations and purchase orders for which it is anticipated that cost or pricing data will be required or for which any pre-award or post-award cost determination will be subject to FAR Part 31.)
- 52.215-18 Reversion or Adjustment of Plans for Postretirement Benefit** (Jul 2005) (Applicable in solicitations and purchase orders for which it is anticipated that cost or pricing data will be required or for which any pre-award or post-award cost determination will be subject to FAR Part 31.)
- 52.215-19 Notification of Ownership Change** (Oct 1997) (Applicable in solicitations and purchase orders for which it is anticipated that cost or pricing data will be required or for which any pre-award or post-award cost determination will be subject to FAR Part 31.)
- 52.215-20 Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data** (Oct 2010) (Applicable to subcontracts expected to exceed \$700,000, when cost or pricing data are required)
- 52.215-21 Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data – Modifications** (Oct 2010) (Applicable to Orders if it is reasonably certain that cost or pricing data or data other than certified cost or pricing data will be required for modifications.)
- 52.215-23 Limitations on Pass-Through Charges** (Oct 2009) (Applicable to cost-reimbursement subcontracts exceeding \$150,000 and cost-

reimbursement or fixed-price subcontracts exceeding \$700,000 under Department of Defense prime contracts)

- 52.216-7 Allowable Cost and Payment** (Jun 2013) (Applicable in Orders when a cost-reimbursement contract or a time-and-materials contract is contemplated.)
- 52.217-2 Cancellation Under Multi-year Contracts** (Oct 1997)
- 52.217-9 Option to Extend the Term of the Contract** (Mar 2000)
- 52.219-8 Utilization of Small Business Concerns** (Oct 2014) (Applicable if this Order exceeds the simplified acquisition threshold in FAR 2.101, unless performed entirely outside of the U.S.)
- 52.219-9 Small Business Subcontracting Plan** (Oct 2015) & **Alt II** (Oct 2001) (Applicable only if this Order exceeds \$700,000, and Seller is not a Small Business Concern.)
- 52.219-16 Liquidated Damages – Subcontracting Plan** (Jan 1999)
- 52.219-28 Post Award Small Business Program Representation** (Jul 2013)
- 52.222-1 Notice to the Government of Labor Disputes** (Feb 1997)
- 52.222-4 Contract Work Hours and Safety Standards Act – Overtime Compensation** (May 2014) (Applicable if this Order exceeds \$150,000 and requires employment of laborers or mechanics. In addition, Buyer may withhold or recover from the Seller any sums the Contracting Officer withholds or recovers from Buyer because of a violation of a provision of this clause by the Seller or Seller’s subcontractor.)
- 52.222-17 Nondisplacement of Qualified Workers** (May 2014) (Applicable if subcontract exceeds the simplified acquisition threshold.)
- 52.222-19 Child Labor- Cooperation with Authorities and Remedies** (Jan 2014)
- 52.222-20 Contracts for Materials, Supplies, Articles and Equipment Exceeding \$15,000** (May 2014)
- 52.222-21 Prohibition of Segregated Facilities** (Apr 2015)
- 52.222-22 Previous Contracts and Compliance Reports** (Feb 1999) (Applicable when 52.222-26 is included)

- 52.222-25 Affirmative Action Compliance** (Apr 1984) (Applicable if FAR 52.222-26 is applicable)
- 52.222-26 Equal Opportunity** (Apr 2015) (Subparagraphs (b)(1) through (11) of FAR 52.222-26 only are included in this Order.)
- 52.222-29 Notification of Visa Denial** (Apr 2015) (Applicable if the contractor is required to perform in or on behalf of a foreign country.)
- 52.222-35 Equal Opportunity for Veterans** (Oct 2015) (Applicable if the Order is for \$150,000 or more.)
- 52.222-36 Equal Opportunity for Workers with Disabilities** (Jul 2014) (Applicable if this Order exceeds the micro purchase threshold. Paragraph (b)(2) is revised to delete “provided by or through the Contracting Officer” and insert “provided upon request by the Contracting Officer through the Buyer’s Purchasing Representative.”)
- 52.222-37 Employment Reports on Veterans** (Oct 2015) (Applicable if the clause at 52.222-35 is applicable.)
- 52.222-40 Notification of Employee Rights Under the National Labor Relations Act** (Dec 2010) (Applicable if this Order exceeds the simplified acquisition threshold in FAR 2.101, unless performed entirely outside of U.S.)
- 52.222-41 Service Contract Act of 1965** (May 2014)
- 52.222-50 Combating Trafficking In Persons** (Mar 2015)
- 52.222-54 Employment Eligibility Verification** (Oct 2015) (Applicable unless work to be performed entirely outside of U.S., or if period of performance is less than 120 days.)
- 52.222-56 Certification Regarding Trafficking In Persons Compliance Plan** (Mar 2015) (Applicable if proposed subcontract is for supplies, other than COTS items, or services to be performed outside the United States that have an estimated value that exceeds \$500,000.)
- 52.223-3 Hazardous Material Identification and Material Safety Data** (Jan 1997)
- 52.223-5 Pollution Prevention and Right-to-Know Information** (May 2011)
- 52.223-6 Drug Free Workplace** (May 2001) (Applicable if this Order exceeds the simplified acquisition threshold in FAR 2.101.)

- 52.223-7      **Notice of Radioactive Materials** (Jan 1997)
- 52.223-9      **Estimate of Percentage of Recovered Material Content For EPA Designated Items** (May 2008) (Applicable to subcontracts exceeding \$100,000 for EPA-designated items containing recovered material)
- 52.223-11     **Ozone-Depleting Substance** (May 2001) (Applicable if this Order is for goods that may contain or be manufactured with ozone-depleting substances.)
- 52.223-18     **Encouraging Contractor Policies to Ban Text Messaging While Driving** (Aug 2011)
- 52.224-1      **Privacy Act Notification** (Apr 1984)
- 52.224-2      **Privacy Act** (Apr 1984)
- 52.225-1      **Buy American Act – Supplies** (May 2014) (Applies if the Goods contain other than domestic components.)
- 52.225-2      **Buy American Act Certificate** (May 2014) (Applies if the Goods contain other than domestic components.)
- 52.225-3      **Buy American Act – Free Trade Agreements – Israeli Trade Act** (May 2014) (Applies if the Goods contain other than domestic components.)
- 52.225-5      **Trade Agreements** (Nov 2013) (Applies if the Goods contain other than U.S. made or designated country end products as specified in the clause.)
- 52.225-6      **Trade Agreements Certificate** (May 2014) (Applies if the Goods contain other than U.S. made or designated country end products as specified in the clause.)
- 52.225-8      **Duty Free Entry** (Oct 2010) (Applicable to subcontracts involving the importation of duty-free items, or other foreign supplies in excess of \$15,000)
- 52.225-13     **Restrictions on Certain Foreign Purchases** (Jun 2008)
- 52.226-6      **Promoting Excess Food Donations to Nonprofit Organizations** (May 2014) (Applicable if this Order exceeds \$25,000 and requires the provision, service or sale of food in the United States.)

- 52.227-1 Authorization and Consent\*** (Dec 2007) (Applicable if this Order exceeds the simplified acquisition threshold in FAR 2.101.)
- Apply Alternate I (Apr 1984) in all research and development Orders, unless both complete performance and delivery are outside the U.S., its possessions, and Puerto Rico.
- 52.227-2 Notice and Assistance Regarding Patent and Copyright Infringement\*\*** (Dec 2007) (Applicable if this Order exceeds the simplified acquisition threshold in FAR 2.101.)
- 52.227-3 Patent Indemnity\*\*** (Apr 1984)
- 52.227-9 Refund of Royalties** (Apr 1984) (Applicable if the amount of royalties reported during negotiation of the subcontract exceeds \$250.)
- In incentive fee Orders, change “price” to “target cost and target profit.”
- 52.227-10 Filing of Patent Applications – Classified Subject Matter** (Dec 2007) (Applicable to subcontracts that cover or are likely to cover classified subject matter)
- 52.227-11 Patent Rights – Ownership by the Contractor\*** (May 2014) (Applicable to subcontracts for experimental, developmental, or research work by small business firms or nonprofit organizations. Includes paragraph (k).)
- 52.227-13 Patent Rights – Ownership by the Government\*** (Dec 2007)
- 52.227-15 Representation of Limited Rights Data and Restricted Computer Software** (Dec 2007)
- 52.227-17 Rights in Data – Special Works** (Dec 2007)
- The term “Government” does not change except in section (e).
- 52.227-18 Rights in Data – Existing Works\*** (Dec 2007)
- 52.227-19 Commercial Computer Software License\*\*** (Dec 2007)
- 52.227-22 Major System – Minimum Rights** (Jun 1987)
- The term “Government” in the first and second to last lines does not change.
- 52.227-23 Rights to Proposal Data (Technical)\*** (Jun 1987)



- 52.228-3 Workers Compensation Insurance (Defense Base Act)** (Jul 2014) (Applicable when the Defense Base Act applies and the contract will be a public-work contract performed outside the United States, will be approved or financed under the Foreign Assistance Act of 1961 (Pub.L.87-195) and is not excluded by 28.305 (b)(2).) Includes paragraph (c).
- 52.228-4 Workers Compensation and War-Hazard Insurance Overseas** (Apr 1984) (Applicable when the contract will be a public-work contract performed outside the United States and the Secretary of Labor waives the applicability of the Defense Base Act.)
- 52.228-5 Insurance — Work on a Government Installation** (Jan 1997) (Applicable if this Order exceeds the simplified acquisition threshold in FAR 2.101, and requires work on a Government installation.)
- 52.229-3 Federal, State and Local Taxes** (Feb 2013) (Applicable if this order exceeds the simplified acquisition threshold in FAR 2.101.)
- 52.229-4 Federal, State and Local Taxes (State and Local Adjustments)** (Feb 2013)
- 52.229-6 Taxes – Foreign Fixed-Price Contracts** (Feb 2013) (Applicable if this Order is expected to exceed the simplified acquisition threshold in FAR 2.101 and the Order is to be performed wholly or partly in a foreign country.)
- 52.229-10 State of New Mexico Gross Receipts and Compensating Tax** (Apr 2003) (Applicable when the contract will be for services to be performed in whole or in part within the State of New Mexico and other requirements apply.)
- 52.232-40 Providing Accelerated Payment to Small Business Subcontractors** (Dec 2013) (Applicable if this Order is placed with Small Business Concerns.)
- 52.233-3 Protest After Award** (Aug 1996)

Under Paragraph (f) of this clause, the Buyer may withhold or recover from Seller any sums the Contracting Officer withholds or recovers from Buyer because of an intentional or negligent misstatement, misrepresentation or miscertification of the Seller which results in a bid protest being sustained.

- 52.234-1 Industrial Resources Developed Under Defense Production Act Title III** (Dec 1994)
- 52.237-3 Continuity of Services** (Jan 1991) (Applicable when the services under the contract are considered vital to the Government and must be continued without interruption and when, upon contract expiration, a successor, either the Government or another contractor, may continue them; and the Government anticipates difficulties during the transition from one contractor to another or to the Government.)
- 52.239-1 Privacy or Security Safeguards** (Aug 1996)
- 52.242-15 Stop-Work Order** (Aug 1989) The words “ninety (90) days” are changed to “one hundred (100) days” and the words “thirty (30) days” are changed to “twenty (20) days” wherever they appear.
- 52.244-5 Competition in Subcontracting** (Dec 1996) (Applicable if this order exceeds the simplified acquisition threshold in FAR 2.101 and are non-competitive or are based on time and materials or labor hours.)
- 52.244-6 Subcontracts for Commercial Items** (Apr 2015)
- 52.245-1 Government Property** (Apr 2012) (Applicable to all subcontracts that involve government-furnished property)
- 52.245-2 Government Property Installation Operation Services** (Apr 2012) (Applicable to subcontracts to be performed on a Government installation when Government furnished property will be provided for initial provisioning only and the Government is not responsible for repair or replacement.)
- 52.245-9 Use and Charges** (Apr 2012)
- 52.246-2 Inspection of Supplies-Fixed Price** (Aug 1996) (Applicable if this order exceeds the simplified acquisition threshold in FAR 2.101.)
- 52.247-1 Commercial Bill of Lading Notations** (Feb 2006)
- The term “Government” does not change in paragraphs (a) and (b).
- 52.247-63 Preference for U.S. Flag Carriers** (Jun 2003) (Applicable if this order may involve international air transportation.)
- 52.247-64 Preference for Privately Owned U.S.-Flag Commercial Vessels** (Feb 2006)

**52.248-1 Value Engineering** (Oct 2010) (Applicable if this order exceeds the simplified acquisition threshold in FAR 2.101.)

**Cost Accounting Standards (Applicable Unless Otherwise Exempt)**

**52.230-2 Cost Accounting Standards** (Oct 2015)

**52.230-3 Disclosure and Consistency of Cost Accounting Practices** (Oct 2015) (Applicable to negotiated contracts)

**52.230-6 Administration of Cost Accounting Standards** (Oct 2015) (Applicable if order exceeds \$650,000 and offeror certifies it is eligible to use modified CAS coverage.)

Seller shall communicate and otherwise deal directly with the PCO to the extent practicable and permissible as to all matters relating to Cost Accounting Standards. Seller shall provide Buyer with copies of all communications between Seller and the PCO respecting Cost Accounting Standards, **FAR 52.230-2**, and Administration Of Cost Accounting Standards, **FAR 52.230-6**, provided that Seller shall not be required to disclose to Buyer such communications containing information that is privileged and confidential to Seller. In addition to any other remedies provided by law or under this Order, Seller agrees to indemnify, defend and hold Buyer harmless to the full extent of any loss, damage, or expense if Buyer is subjected to any liability as a result of a failure of Seller or its lower-tier subcontractors to comply with the requirements of the Cost Accounting Standards or of FAR 52.230-2, 52.230-3, or 52.230-6. Paragraph (b) is deleted from each of the foregoing clauses.

**DFARS**

**Reference**

**DFARS Clause Title And Modifications**

**252.203-7001 Prohibition on Persons Convicted of Fraud or Other Defense-Contract-Related Felonies\*** (Dec 2008) (Applicable to first tier subcontractors only if this Order exceeds the simplified acquisition threshold in FAR Part 2.101. "Government" is not changed in this clause.)

**252.203-7002 Requirement to Inform Employees of Whistleblower Rights** (Sep 2013)

**252.203-7003 Agency Office of the Inspector General** (Dec 2012)

**252.203-7004 Display of Hotline Posters** (Oct 2015) (**Applies** in lieu of FAR 52.203-14.) (Applicable if this Order exceeds \$5,500,000, unless performed entirely outside of U.S.). Paragraph (b)(3) includes the following: DoD Inspector General, Investigative Policy and Oversight Contractor

Disclosure Program, 4800 Mark Center Drive, Suite 11H25, Arlington, VA 22350-1500; Toll Free Telephone: 866-429-8011.

- 252.204-7000 Disclosure of Information** (Aug 2013)
- 252.204-7003 Control of Government Personnel Work Product** (Apr 1992)
- 252.204-7004 Alternate A, System for Award Management** (Feb 2014)
- 252.204-7008 Compliance with Safeguarding Covered Defense Information Controls** (Dec 2015)
- 252.204-7012 Safeguarding Covered Defense Information and Cyber Incident Reporting** (Dec 2015)
- 252.204-7015 Disclosure of Information to Litigation Support Contractors** (Feb 2014)
- 252.208-7000 Intent to Furnish Precious Metals as Government-Furnished Material** (Dec 1991) (Applicable if this Order exceeds the simplified acquisition threshold in FAR 2.101.)
- 252.209-7004 Subcontract with Firms that are Owned or Controlled by the Government of a Country that is a State Sponsor of Terrorism** (Oct 2015) (Applicable if value of this Order exceeds \$35,000.)
- 252.211-7000 Acquisition Streamlining** (Oct 2010) (Applicable if this order exceeds \$1.5 million.)
- 252.211-7003 Item Identification and Valuation** (Mar 2016)
- 252.215-7000 Pricing Adjustments** (Dec 2012)
- 252.215-7002 Cost Estimating System Requirements** (Dec 2012). (Applicable if award of this Order is based on cost or pricing data.)
- 252.219-7003 Small Business Subcontracting Plan (DOD Contracts)** (Mar 2016) (Applicable to Orders for DOD contracts over \$700,000)
- 252.222-7007 Representation Regarding Combating Trafficking in Persons** (Jan 2015) (Applicable in all solicitations and contracts if Order exceeds the simplified acquisition threshold in FAR 2.101.)
- 252.223-7001 Hazard Warning Labels** (Dec 1991)

- 252.223-7006 PROHIBITION ON STORAGE, TREATMENT, AND DISPOSAL OF TOXIC OR HAZARDOUS MATERIALS—BASIC** (Sep 2014)  
(Applicable in all subcontracts that require, may require, or permit a subcontractor access to a DoD installation, at any tier).
- 252.223-7008 Prohibition of Hexavalent Chromium** (Jun 2013)
- 252.225-7000 Buy American Act- Balance of Payments Program Certificate** (Nov 2014) (Applies if the Goods contain other than domestic components. Applies in lieu of FAR 52.225-1 for DoD programs.)
- 252.225-7001 Buy American Act and the Balance of Payments Program** (Nov 2014) (Applicable if the goods furnished under this Order contain other than domestic components. Applies in lieu of FAR 52.225-1 for DoD programs.)
- 252.225-7002 Qualifying Country Sources as Subcontractors** (Dec 2012)
- 252.225-7003 Report of Intended Performance Outside the United States and Canada -- Submission with Offer** (Oct 2015)
- 252.225-7004 Report of Intended Performance Outside the United States and Canada — Submission after Award** (Oct 2015)  
  
(Applicable to first tier subcontracts over \$700,000 if any part of order will be performed outside of U.S. or Canada. Seller shall notify Buyer of report submittal.)
- 252.225-7007 Prohibition on Acquisition of United States Munitions List Items from Communist Chinese Military Companies** (Sep 2006)  
(Applicable if this Order is for items that are ITAR-regulated defense articles.)
- 252.225-7008 Restrictions on Acquisition of Specialty Metals** (Mar 2013)
- 252.225-7009 Restrictions on Acquisition of Certain Articles Containing Specialty Metals** (Oct 2014) (Includes paragraphs (a) through (c), and excludes and reserves paragraphs (d) and (e)(1)).
- 252.225-7012 Preference for Certain Domestic Commodities** (Feb 2013) Applicable if this Order exceeds the simplified acquisition threshold in FAR 2.101.)
- 252.225-7013 Duty-Free Entry** (Nov 2014)  
  
Paragraph (e) is modified to read “The Buyer will obtain from the Government duty-free entry certificates and afford such assistance as

appropriate to obtain the duty-free entry of qualifying country supplies for which the shipping documents bear the notation specified in paragraph (f) of this clause.” No change to “Contracting Officer,” “Government,” “prime contractor,” or “prime contract” in paragraphs (c), (d), (i) or (k); except change “Contracting Officer administering the prime contract” and “contract administration office” in paragraph (i) to “Buyer’s Purchasing Representative” and “Contracting Officer” in paragraph (i)(10) to “Government.”

- 252.225-7015 Restrictions on Acquisitions of Hand or Measuring Tools** (Jun 2005) (Applicable if this Order exceeds the simplified acquisition threshold in FAR 2.101.)
- 252.225-7016 Restriction on Acquisition of Ball and Roller Bearings** (Jun 2011)
- 252.225-7021 Trade Agreements** (Oct 2015) (Applies if the Work contains other than U.S.-made, qualifying country, or designated country end products. Applies in lieu of FAR 52.225-5 for DoD programs.)
- 252.225-7025 Restriction on Acquisition of Forgings** (Dec 2009) (Applicable to subcontracts for forging items or other items that contain forging items)
- 252.225-7033 Waiver of United Kingdom Levies** (Apr 2003)
- 252.225-7040 Contractor Personnel Authorized to Accompany U.S. Armed Forces Deployed Outside the United States** (Oct 2015)
- 252.225-7043 Antiterrorism/Force Protection for Defense Contractors Outside the United States** (Jun 2015)
- 252.225-7048 Export Controlled Items** (Jun 2013) (Paragraph (e) is included.)
- 252.226-7001 Utilization of Indian Organizations, Indian-Owned Economic Enterprises And Native Hawaiian Small Business Concerns** (Sep 2004) (Applicable if this Order exceeds \$500,000.)
- 252.227-7013 Rights in Technical Data – Noncommercial Items** (Feb 2014)

“[T]o the Contractor” is deleted from (b)(1)(vi) and “contract or” and “thereunder” is deleted from (b)(1)(ix). “Buyer or” is added before “Government” in (c) and (i). The second and third occurrences of “Contracting Officer” are changed to “Government” in (e)(4) “And the Government” is added after “parties” in (h)(1). In (h)(2) “sixty (60)” is changed to “fifty (50)” days. No substitutions for “Government” are made.

- 252.227-7014 Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation** (Feb 2014)
- “[T]o the Contractor” is deleted from (b)(1)(iii) and “contract or” and “thereunder” is deleted from (b)(1)(vi). “Buyer or” is added before “Government” in (i). The second and third occurrences of “Contracting Officer” have been changed to “Government” in (e)(4). “And the Government” is added after “parties” in (h)(1). In (h)(2) “sixty (60)” is changed to “fifty (50)” days. No substitutions for “Government” are made.
- 252.227-7015 Technical Data – Commercial Items\*** (Feb 2014)
- 252.227-7016 Rights in Bid or Proposal Information\*** (Jan 2011)
- 252.227-7019 Validation of Asserted Restrictions – Computer Software** (Sep 2011)  
 “Buyer’s Purchasing Representative” is substituted for “Contracting Officer” in paragraph (b), otherwise no substitutions are made for “Contracting Officer” or “Government.” In paragraphs (f)(5) and (f)(6) “the prime contract” is substituted for “this contract.”
- 252.227-7025 Limitation On The Use or Disclosure of Government-Furnished Information Marked with Restrictive Legends** (May 2013)
- 252.227-7027 Deferred Ordering of Technical Data or Computer Software** (Apr 1988)
- 252-227-7030 Technical Data – Withholding of Payment** (Mar 2000)
- “Buyer” is substituted for “Contracting Officer” in paragraph (a). In paragraph (b), “or Buyer” is added after “Government.”
- 252.227-7037 Validation of Restrictive Markings on Technical Data** (Jun 2013)
- In paragraph (b), “Contractor’s” remains in the clause with a lower case “c.” In paragraphs (c) and (d)(I), “hereunder” is inserted after “subcontract.” In paragraphs (f) and (g)(2)(i), change “this contract” to “the prime contract,” and in paragraph (i), change “a contract” to “the prime contract.” No substitutions for “Government” or “Contracting Officer” are made.
- 252.227-7038 Patent Rights – Ownership by the Contractor (Large Business)** (Jun 2012) (Applicable to subcontracts for experimental, developmental or research work if the contractor is other than a small business concern or nonprofit organization.)

- 252.231-7000 Supplemental Cost Principles** (Dec 1991)
- 252.234-7004 Cost and Software Data Reporting System** (Nov 2014) Applicable for any subcontract (at any tier) that exceeds \$50 million.
- 252.235-7003 Frequency Authorization** (Mar 2014) (Applicable to subcontracts for the development, production, construction, testing, or operation of a device for which a radio frequency authorization is required)
- 252.236-7000 Modification Proposals – Price Breakdown** (Dec 1991)
- 252.236-7013 Requirement for Competition Opportunity for American Steel Producers, Fabricators, and Manufacturers** (Jun 2013) (Applicable to subcontracts that involve the acquisition of steel as a construction material)
- 252.239-7016 Telecommunications Security Equipment, Devices, Techniques, and Services** (Dec 1991) (Applicable to subcontracts which require securing telecommunications)
- 252.239-7018 Supply Chain Risk** (Oct 2015) (Applicable to subcontracts for the development and delivery of any information technology, whether acquired as a service or as a supply. Includes paragraph (3).)
- 252.243-7001 Pricing of Contract Modifications** (Dec 1991)
- 252.244-7000 Subcontracts for Commercial Items** (Jun 2013)
- 252.246-7001 Warranty of Data – Basic** (Mar 2014)
- 252.246-7003 Notification of Potential Safety Issues** (Jun 2013) (Applicable to subcontracts for parts identified as critical safety items; systems and subsystems, assemblies, and subassemblies integral to a system; and repair, maintenance, logistics support, or overhaul services for systems and subsystems, assemblies, subassemblies, and parts integral to a system)
- Subcontractor must notify Buyer, the Administrative Contracting Officer, and the Procuring Contracting Officer of non-conformances or deficiencies within the scope of paragraph (b)
- 252.246-7007 Contractor Counterfeit Electronic Part Detection and Avoidance System\*** (May 2014) (Applicable if this order is for the supply of electronic parts; end items, components, parts or assemblies containing electronic parts; or services where the supplier will supply electronic parts as part of the service. Paragraphs (a) through (e) apply. Paragraph



(b) is rewritten to exclude “disapproval of the purchasing system by the Contracting Officer and/or”. Paragraph (d) is rewritten as follows: Government review and evaluation of the Prime Contractor’s policies and procedures will be accomplished as part of the evaluation of the Prime Contractor’s purchasing system in accordance with DFARS 252.244-7001, Contractor Purchasing System Administration- Basic, or Contractor’s Purchasing System Administration- Alternate 1. The supplier for any order to which this clause applies is required to provide support and documentation during the conduct of any such Prime Contract evaluation.

- 252.247-7023 Transportation of Supplies by Sea – Basic (Apr 2014)**
- 252.247-7024 Notification of Transportation of Supplies by Sea (Mar 2000)**
- 252.249-7002 Notification of Anticipated Contract Termination or Reduction (Oct 2010)**