

## US GOVERNMENT CONTRACT PROVISIONS

When the goods furnished are for use in connection with a United States Government ("Government") contract or subcontract (as indicated on the face of the purchase order), the additional provisions set forth hereinafter shall apply, in addition to the above provisions.

### **17. Inspection**

The Seller shall provide and maintain an inspection system acceptable to the Government for goods and services covered by this order and shall be in accordance with FAR 52.246-2. Materials to be used in the performance of Government contracts may be inspected and tested by Buyer or by the Government agency concerned at all reasonable times and places either before, during, or after manufacture at Buyer's direction. If inspection and test are made on the premises of Seller or Seller's subcontractor, Seller shall furnish without additional charge all reasonable facilities and assistance for the safe and convenient inspection and tests required by the inspectors and the performance of their duty. The foregoing provisions of this Section 17 are supplementary to and not in lieu of or in derogation of the provisions of Section 6 above.

### **18. Annual Supplier Certification**

Seller shall sign, date and promptly return to Buyer an Annual Supplier Certification furnished by Buyer that certifies Seller's compliance with certain requirements under the **Federal Acquisition Regulations (FAR) and/or Defense Federal Acquisition Supplement (DFARS)**, in effect as of the date of this order.

### **19. Incorporated FAR and DFARS Clauses**

The following clauses set forth in the **FAR** or **DFARS**, as in effect as of the date of this order, are hereby incorporated herein by reference, provided that clauses identified as being applicable to orders in excess of a specified value apply only to such orders:

<b><u>NUMBER</u></b>	<b><u>FAR/DFARS CLAUSE/TITLE</u></b>
<b>ALL ORDERS</b>	
52.202-1	Definitions
52.203-2	Certificate of Independent Price Determination
52.204-2	Security Requirements
52.204-5	Women Owned Business (Other than Small Business)
52.209-5	Certification Regarding Debarment, Suspension, Proposed Debarment and Other Responsibility Matter
52.211-5	Material Requirement
52.211-14	Notice of Priority Rating for National Defense Use
52.211-15	Defense Priority and Allocation Requirements
52.215-10	Price Reduction for Defective Cost or Pricing Data
52.215-11	Price Reduction for Defective Cost or Pricing Data- Modifications
52.215-12	Subcontractor Cost or Pricing Data
52.215-13	Subcontractor Cost or Pricing Data Modifications
52.215-14	Integrity of Unit Prices - Alternative I
52.215-15	Pension Adjustments and Asset Reversions
52.215-20	Requirements for Cost or Pricing Data or Information Other than Cost or Pricing Data (Alternate II)
52.217-6	Option for Increased Quantity

52.219-1	Small BusinessProgram Representative (Alternate)
52.222-25	Affirmative Action Compliance
52.223-3	Hazardous Material Identification and Material Safety Data
52.223-6	Drug Free Workplace
52.223-11	Ozone-Depleting Substances
52.224-2	Privacy Act
52.227-1	Authorization and Consent
52.227-4575	Disposition of Drawings and Specifications
52.227-4576	M16 License Agreement Requirement
52.227-9I01	Rights Guard
52.227-9I03	Disposition of Drawings and Specifications
52.227-9I04	Demilitarization - Small Arms Weapons and Parts and Accessories (Category I - Munitions List Items)
52.227-9I05	M16 License Agreement Requirement
52.229-3	Federal, State and Local Taxes
52.229-4	Federal, State and Local Taxes (Non Competitive Contract)
52.229-5	Taxes-Contracts Performed in U.S. Possessions or Puerto Rico
52.242-2	Production Progress Reports
52.242-4	Certification of Final Indirect Costs
52.243-1	Changes-Fixed Price
52.244-6	Subcontracts for Commercial Items
52.245-1	Government Property (Fixed-Price Contracts)
52.245-4500	Demil and Trade Security Control Requirements and Procedures
52.246-23	Limitation of Liability
52.246-4528	Rework and Repair of Nonconforming Material
52.247-63	Preference for U.S.-Flag Air Carriers
52.247-64	Preference for Privately Owned U.S.-Flag Commercial Vessels
52.249-1	Termination for Convenience of the Government (Fixed Price) (Short form)
52.249-2	Termination for Convenience of the Government (Fixed Price)
52.249-8	Default (Fixed Price Supply and Service)
252.204-7000	Disclosure of Information
252.204-7001	Disclosure of Ownership or Control by the Government of a Terrorist Country
252.204-7003	Control of Government Personnel Work Product
252.209-7004	Subcontracting with Firms that are owned or controlled by the Government of a Terrorist Country

252.217-7026	Identification of Sources of Supply
252.223-7001	Hazard Warning Labels
252.223-7002	Safety Precautions for Ammunition and Explosives
252.223-7003	Change in Place of Performance - Ammunition and Explosives
252.223-7007	Safeguarding Sensitive Conventional Arms Ammunition and Explosives
252.225-7001	Buy America Act and Balance of Payments Program
252.225-7002	Qualifying Country Sources as Subcontractors
252.225-7003	Report of Intended Performance Outside the United States
252.225-7007	Buy America Act - Trade Agreements - Balance of Payments Programs
252.225-7012	Preference for Certain Domestic Commodities
252.225-7013	Duty-Free Entry
252.225-7014	Preference for Domestic Speciality Metals (Alternate I)
252.225-7025	Restriction on Acquisition of Forgings
252.225-7031	Secondary Arab Boycott of Israel
252.227-7013	Rights in Technical Data-Noncommercial Items
252.242-7004	Material Management and Accounting System
252.243-7001	Pricing of Contract Modifications
252.244-7000	Subcontracts for Commercial Items and Commercial Components DoD Components
252.247-7022	Representative of Extent of Transportation by Sea
252.203-7002	Display of DOD Hotline Poster
252.211-7005	Substitutions of Military or Federal Specifications and Standards
252.251-7000	Ordering from Government Supply sources
52.215-2	Audit and Records

**APPLICABLE WHEN ORDER IS GREATER THAN \$2,500**

52.203-3	Gratuities
52.203-5	Covenant Against Contingent Fees
52.203-8	Cancellation, Rescission, and Recovery of Funds for Illegal or Improper Activity
52.203-10	Price or Fee Adjustment for Illegal or Improper Activity
52.222-3	Convict Labor
52.222-19	Child Labor - Cooperation with Authorities and Remedies
52.222-39	Notification of Employee Rights Concerning Payment of Union Dues or Fees
52.225-13	Restrictions on Certain Foreign Purchases
52.227-2	Notice and Assistance Regarding Patent and Copyright Infringement

52.242-13	Bankruptcy
52.244-2	Subcontracts
52.244-2	Subcontracts (Alternate I)
52.244-5	Competition in Subcontracting
52.246-2	Inspection of Supplies - Fixed Price
52.246-4	Inspection of Services - Fixed Price
52.246-11	Higher Level Contract Quality Requirement
252.203-7001	Prohibition on Persons Convicted of Fraud or Other Defense Contract Related Felonies
252.247-7023	Transportation of Supplies by Sea
252.247-7024	Notification of Transportation of Supplies by Sea

**APPLICABLE WHEN ORDER IS GREATER THAN \$10,000**

52.222-20	Walsh-Healy Public Contracts Act
52.222-21	Prohibition of Segregated Facilities
52.222-22	Previous Contracts & Compliance Report
52.222-26	Equal Opportunity
52.222-36	Affirmative Action for Workers with Disabilities

**APPLICABLE WHEN ORDER IS GREATER THAN \$25,000**

52.209-6	Protecting the Government's Interest When Subcontracting with Contractors Debarred, Suspended or Proposed for Debarment
52.222-35	Equal Opportunity for Special Disabled Veterans of the Vietnam Era and Other Eligible Veterans
52.222-37	Employment Reports for Disabled Veterans and veterans of the Vietnam Era and Other Eligible Veterans

**APPLICABLE WHEN ORDER IS GREATER THAN \$100,000**

52.203-6	Restrictions on Subcontractor Sales to Government
52.203-7	Anti-kickback Procedures
52.203-11	Certification & Disclosure Regarding Payments to Influence Certain Federal Transactions
52.203-12	Limitation on Payments to Influence Certain Federal Transactions
52.246-24	Limitation of Liability - High Value Item
52.248-1	Value Engineering
252.209-7000	Acquisitions from Subcontractors Subject to On-site Inspection Under the Intermediate Range Nuclear Forces Treaty

**APPLICABLE WHEN ORDER IS GREATER THAN \$100,000 AND SELLER IS A LARGE BUSINESS**

52.219-8

Utilization of Small Business Concerns

**APPLICABLE WHEN ORDER IS GREATER  
THAN \$10,000,000**

52.222-24

Preaward On-Site Equal Opportunity Compliance  
Evaluation

The foregoing **FAR** and **DFARS** clauses are hereby made applicable to this order pursuant to the requirements of the government contract or subcontract underlying this order and are incorporated into this order by reference as if given in full text, subject to the following definitions, which will have the meanings indicated in each of the following **FAR** and **DFARS** clauses, unless the context indicates otherwise:

- A. "Contract" means this order.
- B. "Contractor" means Seller.
- C. "Contracting Officer" means Buyer.
- D. "Government" means Buyer.
- E. "Subcontractor" means Seller.
- F. "Supplies" means Goods

The full text of FAR and DFARS clauses may be accessed electronically at the following Internet websites:

- FAR: <https://www.acquisition.gov/far/>
- DFARS: <http://www.acq.osd.mil/dpap/dars/dfars/index.htm>