



# Derbyshire Marine Products, LLC

## Terms and Conditions of Purchase Government Supplement

If this Order is in support of a U.S. Government funded prime contract or subcontract, or if the Buyer otherwise notifies the Seller that this Order is placed under a U.S. Government prime contract or subcontract, the following clauses of the Code of Federal Regulations (CFR), the Federal Acquisition Regulations (FAR), and the Department of Defense Federal Acquisition Regulation Supplement (DFARS) apply and are incorporated herein by reference with the same force and effect as if set forth below in full text. These clauses apply to all firm-fixed price (FFP), cost reimbursable (CR), and time & material/labor hour (TM/LH) purchase orders, as appropriate.

Full text versions of these clauses can be made available upon Seller’s request to the Buyer’s authorized representative. Additionally, full text versions of these clauses are available from the U.S. Government in searchable form on the Internet. The sites to be contacted are:

- (1) For the CFR - <https://www.ecfr.gov/cgi-bin/ECFR?page=browse>
- (2) For the FAR - <https://www.acquisition.gov/?q=browsefar>
- (3) For the DFARS - <https://www.acq.osd.mil/dpap/dars/dfarspgi/current/index.html>

Except as noted below, the following changes to the CFR, FAR and DFARS clauses are made for incorporation of these clauses into this Order (unless otherwise indicated):

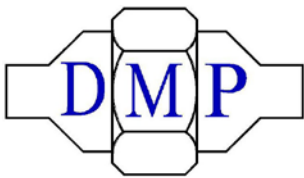
- Substitute “Seller” for “Contractor” or “prime contractor”.
- Substitute “Buyer” for “Government”.
- Substitute “Buyer’s Supply Chain/Purchasing Representative” for “Contracting Officer”. “Contract” or “Schedule” shall mean this “Order”.

Seller agrees to flow-down, as required, all applicable CFR, FAR and DFARS clauses to its lower-tier suppliers. Seller further agrees that all notifications and other communications required by these clauses shall be made through the Buyer’s Supply Chain/Purchasing Representative, unless this Order specifically provides otherwise. During the performance of this Order, Buyer shall reserve the right at any time to change/amend/update any clause in this document.

### CFR Clause

This contractor and subcontractor shall abide by the requirements of 41 CFR §§ 60-1.4(a), 60 - 300.5(a), and 50 -741.5(a). These regulations prohibit discrimination against qualified individuals based on their status as protected veterans or individuals with disabilities and prohibit discrimination against all individuals based on their race, color, religion, sex, sexual orientation, gender identity or national origin. Moreover, these regulations require that covered prime contractors and subcontractors take affirmative action to employ and advance in employment individuals without regard to race, color, religion, sex, sexual orientation, gender identity, national origin, protected veteran status or disability.

FAR Reference	Title / Description
52.202-1	Definitions (Jun 2020)
52.203-3	Gratuities (Apr 1984)
52.203-5	Covenant Against Contingent Fees (May 2014)
52.203-6	Restrictions on Subcontractor Sales to The Government (Jun 2020)
	For Orders exceeding the simplified acquisition threshold at FAR Part 2.101.

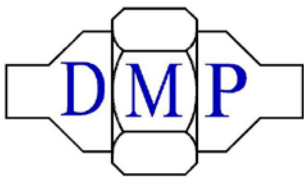


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FAR Reference	Title / Description
52.203-7	Anti-Kickback Procedures (Jun 2020)  This clause applies if this Order exceeds the simplified acquisition threshold at FAR Part 2.101, except that paragraph (c)(1) of FAR 52.203-7 is not included in this Order. 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..."
52.203-8	Cancellation, Rescission and Recovery of Funds for Illegal or Improper Activity (May 2014)  For Orders exceeding the simplified acquisition threshold at FAR Part 2.101.
52.203-10	Price or Fee Adjustment for Illegal or Improper Activity (May 2014)  For Orders exceeding the simplified acquisition threshold at FAR Part 2.101.
52.203-12	Limitation on Payments to Influence Certain Federal Transactions (Jun 2020)  For Orders exceeding the simplified acquisition threshold at FAR Part 2.101.
52.203-13	Contractor Code of Business Ethics and Conduct (Jun 2020)
52.203-14	Display of Hotline Poster(s) (Jun 2020)  Applies to Orders that exceed \$6,000,000.
52.203-15	Whistleblower Protections Under the American Recovery and Reinvestment Act of 2009. Basic (Jun 2010)
52.203-16	Preventing Personal Conflicts of Interest. Basic (Jun 2020)
52.203-17	Contractor Employee Whistleblower Rights and Requirement to Inform Employees of Whistleblower Rights (Jun 2020)  For Orders exceeding the simplified acquisition threshold at FAR Part 2.101.
52.203-19	Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements (Jan 2017)
52.204-2	Security Requirements (Aug 1996)  This clause (but excluding any references to the "Changes" clause) is included in all Orders that involve access to classified information. "Government" in paragraph (c) does not change to "Buyer".
52.204-4	Printed or Copied Double-sided on Postconsumer Fiber Content Paper (May 2011)  For Orders exceeding the simplified acquisition threshold at FAR Part 2.101.
52.204-7	System for Award Management (Oct 2018)
52.204-8	Annual Representation and Certifications (May 2022)
52.204-9	Personal Identity Verification of Contractor Personnel (Jan 2011)
52.204-10	Reporting Executive Compensation and First-Tier Subcontract Awards (Jun 2020)  For First-Tier Supplier Orders with a value of \$30,000 or more also includes:  Reporting Executive Compensation and First-Tier Subcontract Awards, (Not applicable if Seller is exempt under paragraph (d) (1). "Contractor" shall mean Buyer in paragraph (a). Seller shall report to Buyer the information required by paragraphs (d)(2) and executive compensation information required by paragraph (d)(3), unless Seller is exempt there under.
52.204-13	System for Award Management Maintenance. Basic (Oct 2018)
52.204-16	Commercial and Government Entity Code Reporting (Aug 2020)
52.204-17	Ownership or Control of Offeror
52.204-18	Commercial and Government Entity Code Maintenance. Basic (Aug 2020)
52.204-19	Incorporation by Reference of Representations and Certifications. Basic (Dec 2014)
52.204-20	Predecessor of Offeror (Aug 2020)

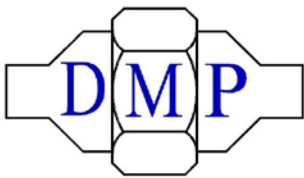


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FAR Reference	Title / Description
52.204-21	Basic Safeguarding of Covered Contractor Information Systems (Jun 2016)  This requires the Seller to properly protect "Federal Contract Information" in accordance with this clause. "Federal Contract Information" means information, not intended for public release, which is provided by Buyer in the form of engineering drawings, technical documents, test procedures and reports, financial data, and other information and the like that has been provided by the Buyer to the Seller that is in support of a U.S. Government funded Order.
52.204-23	Prohibition on Contracting for Hardware, Software, and Services Developed or Provided by Kaspersky Lab and Other Covered Entities (Jul 2018)
52.204-24	Representation Regarding Certain Telecommunications and Video Surveillance Services or Equipment. Basic (Oct 2020)
52.204-25	Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment (Aug 2020)
52.204-26	Covered Telecommunications Equipment or Services-Representation. Basic (Oct 2020)
52.209-1	Qualification Requirements (Feb 1995)
52.209-3 & Alt I	First Article Approval-Contractor Testing (Sept 1989)
52.209-4	First Article Approval-Government Testing (Sept 1989)
52.209-6	Protecting the Government's Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment (Jun 2020)  For Orders with a value over \$35,000, except for Orders for commercially available off- the- shelf items (COTS).
52.209-10	Prohibition on Contracting with Inverted Domestic Corporations (Nov 2015)
52.211-2	Availability of Specifications, Standards, and Data Item Descriptions Listed in the Acquisition Streamlining and Standardization Information System (ASSIST) (JUL 2021)
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)
52.211-15	Defense Priority and Allocation Requirements (Apr 2008)
52.211-16	Variation in Quantity (Apr 1984)
52.213-1	Fast Payment Procedure (May 2006)
52.213-4	Terms and Conditions-Simplified Acquisitions (Other Than Commercial Items) (Jun 2023)
52.214-26	Audit and Records -- Sealed Bidding (Jun 2020)  This clause applies if the prime contract was awarded by sealed bidding. The clause is mandatory if the Order is expected to exceed the threshold in FAR 15.403-4(a)(1) for submission of certified cost or pricing data. In paragraph (b) of the clause, the term "Contracting Officer" does not change.
52.214-27	Price Reduction for Defective Cost or Pricing Data - Modifications - Sealed Bidding (Jun 2020)  This clause applies if the prime contract was awarded by sealed bidding. In paragraph (d), the term "Contracting Officer" does not change. As required by applicable law or regulation, Seller shall provide certified cost or pricing data and execute a Certificate of Current Cost or Pricing Data in the form prescribed in FAR 15.406-2. In addition to any remedies provided by law, if Buyer is subjected to any liability as a result of Seller's failure to comply with this requirement, then Seller agrees to indemnify and hold Buyer harmless to the full extent of any loss, damage or expense (excluding Buyer's profit) resulting from such failure.
52.214-28	Subcontract Cost or Pricing Data - Modifications - Sealed Bidding (Jun 2020)  This clause applies if the prime contract was awarded by sealed bidding. This clause applies if at the time the Order was entered into, it exceeded the threshold for submission of certified cost or pricing data at FAR 15.403-4(a)(1).

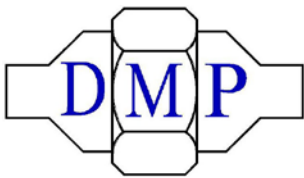


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FAR Reference	Title / Description
52.215-2	<p>Audit and Records -- Negotiations (Jun 2020)</p> <p>This clause applies if this Order exceeds the simplified acquisition threshold in FAR Parts 2.101 and 13 and this Order is one for which certified cost or pricing data is required. This clause, however, does not authorize the Buyer to examine or audit the Seller's proprietary cost records. Accordingly, "Contracting Officer" in paragraphs (b), (c) and (e) is not changed to "Buyer's Purchasing Representative."</p>
52.215-10	<p>Price Reduction for Defective Certified Cost or Pricing Data (Aug 2011)</p> <p>In paragraph (c) the term "Contracting Officer" does not change. As required by applicable law or regulation, Seller shall provide cost or pricing data and execute a Certificate of Current Cost or Pricing Data in the form prescribed in FAR 15.406-2. In addition to any remedies provided by law, if Buyer is subjected to any liability as a result of Seller's failure to comply with this requirement, then Seller agrees to indemnify and hold Buyer harmless to the full extent of any loss, damage or expense (excluding Buyer's profit) resulting from such failure.</p>
52.215-11	<p>Price Reduction for Defective Certified Cost or Pricing Data -- Modifications (Jun 2020)</p> <p>As required by applicable law or regulation, Seller shall provide certified cost or pricing data and execute a Certificate of Current Cost or Pricing Data in the form prescribed in FAR 15.406-2. In addition to any remedies provided by law, if Buyer is subjected to any liability as a result of Seller's failure to comply with this requirement, then Seller agrees to indemnify and hold Buyer harmless to the full extent of any loss, damage or expense (excluding Buyer's profit) resulting from such failure.</p>
52.215-12	<p>Subcontractor Certified Cost or Pricing Data (Jun 2020)</p> <p>This clause applies if the Order, when entered into, exceeds the threshold for submission of certified cost or pricing data at FAR 15.403-4), and cost or pricing data is required to be submitted in connection with the award of this Order.</p>
52.215-13	<p>Subcontractor Certified Cost or Pricing Data - Modifications (Jun 2020)</p> <p>This clause applies if the Order, when entered into, exceeds the threshold for submission of certified cost or pricing data at FAR 15.403-4, and certified cost or pricing data is required to be submitted in connection with the award of this Order.</p>
52.215-14	<p>Integrity of Unit Prices (Jun 2020)</p> <p>For Orders exceeding the simplified acquisition threshold at FAR Part 2.101. Paragraph (b) of FAR 52.215-14 is not included in this Order.</p>
52.215-15	<p>Pension Adjustments and Asset Reversions (Oct 2010)</p> <p>This clause applies if certified cost or pricing data is furnished by the Seller.</p>
52.215-18	<p>Reversion of Adjustment of Plans for Postretirement Benefits (PRB) Other Than Pensions (Jul 2005)</p> <p>This clause applies to Orders where it is anticipated that certified cost or pricing data will be required or for which any preaward or postaward cost determination will be subject to Part 31 of the FAR.</p>
52.215-19	<p>Notification of Ownership Changes (Oct 1997)</p> <p>This clause applies to Orders where it is anticipated that certified cost or pricing data will be required or for which any preaward or postaward cost determination will be subject to Part 31 of the FAR.</p>
52.215-20	<p>Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data (Oct 2010)</p>
52.215-21	<p>Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data—Modifications (Jun 2020)</p>
52.215-22	<p>Limitations on Pass-Through Charges-Identification of Subcontract Effort. Basic (Oct 2009)</p>
52.215-23	<p>Limitation of Pass-Through Charges (Jun 2020)</p> <p>This clause applies if the Order, when entered into, exceeds the threshold for submission of certified cost or pricing data at FAR 15.403-4, and certified cost or pricing data is required to be submitted in connection with the award of this Order.</p>

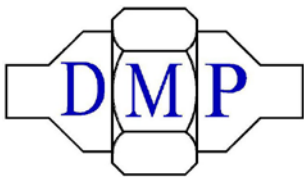


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FAR Reference	Title / Description
52.216-7	Allowable Cost and Payment (Aug 2018)  This clause applies only to CR or TMLH type Orders.
52.216-8	Fixed Fee (Jun 2011)  This clause applies only to CR or TMLH type Orders to the extent the parties have agreed to a fixed fee in the Order.
52.216-18	Ordering (Aug 2020)
52.216-19	Order Limitations (Oct 1995)
52.216-22	Indefinite Quantity (Oct 1995)
52.216-24	Limitation of Government Liability (Apr 1984)  This clause applies only to undefinitized (letter subcontracts) Orders.
52.216-25 & Alt. I	Contract Definitization (Including Alternate I) (Oct 2010)  This clause applies only to undefinitized (letter subcontracts) Orders.
52.216-26	Payments of Allowable Costs Before Definitization (Dec 2002)  This clause applies to those actions where a CR definitive Order is contemplated.
52.219-3	Notice of HUBZone Set-Aside or Sole-Source Award (Oct 2022)
52.219-4	Notice of Price Evaluation Preference for HUBZone Small Business Concerns. Basic (Oct 2022) (Deviation 2020-00008)
52.219-6	Notice of Total Small Business Set-Aside (Nov 2020) (Deviation 2020-0008)
52.219-8	Utilization of Small Business Concerns (Oct 2020) Utilization of Small Business Concerns (Jan 2023) (Deviation 2023-O0002)  For Orders exceeding the simplified acquisition threshold at FAR Part 2.101.
52.219-9	Small Business Subcontracting Plan (Oct 2022)
52.219-13	Notice of Set-Aside of Orders. Basic (Mar 2020)
52.219-14	Limitations on Subcontracting (Oct 2022) (Deviation 2021-O0002)
52.219-16	Liquidated Damages -- Subcontracting Plan (Jan 1999)  This clause applies only when FAR 52.219-9 applies.
52.219-27	Notice of Service-Disabled Veteran-Owned Small Business Set-Aside (Oct 2022)
52.219-28	Post-Award Small Business Program Rerepresentation. Basic (Oct 2022)
52.219-29	Notice of Set-Aside for, or Sole-Source Award to, Economically Disadvantaged Women-Owned Small Business Concerns (Oct 2022)
52.219-30	Notice of Set-Aside for, or Sole-Source Award to, Women-Owned Small Business Concerns Eligible Under the Women-Owned Small Business Program (Oct 2022)
52.219-33	Nonmanufacturer Rule (Sep 2021)
52.222-1	Notice to Government of Labor Disputes (Feb 1997)
52.222-2	Payment for Overtime Premiums (Jul 1990)  This clause applies only to CR type Orders.
52.222-4	Contract Work Hours and Safety Standards Act - Overtime Compensation (May 2018)  For Orders exceeding the simplified acquisition threshold at FAR Part 2.101. In addition, Buyer may withhold or recover from Seller any sums the Contracting Officer withholds from Buyer because of a violation of a provision of this clause by the Seller or Seller's supplier.
52.222-8	Payrolls and Basic Records (Jul 2021)
52.222-19	Child Labor—Cooperation with Authorities and Remedies (Jan 2022)
52.222-20	Contracts for Materials, Supplies, Articles, and Equipment (Jun 2020)  This clause applies if this Order exceeds \$15,000.



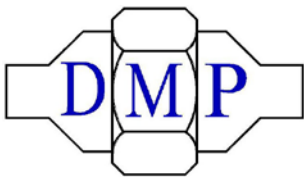
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FAR Reference	Title / Description
52.222-21	Prohibition of Segregated Facilities (Apr 2015)  This clause applies if this Order is subject to the FAR Part 52.222-26, Equal Opportunity clause.
52.222-24	Preaward On-Site Equal Opportunity Compliance Evaluation. Basic (Feb 1999)
52.222-26	Equal Opportunity (Sept 2016)
52.222-35	Equal Opportunity for Veterans (Jun 2020)  This clause applies if the Order is for \$150,000 or more.
52.222-36 & Alt I	Equal Opportunity for Workers with Disabilities (Jun 2020)  This clause applies if this Order exceeds \$15,000.
52.222-37	Employment Reports on Veterans (Jun 2020)  This clause applies if this Order is subject to the FAR Part 52.222.35, Equal Opportunity for Veterans.
52.222-39	Notification of Employee Rights Concerning Payment of Union Dues or Fees (Dec 2004)
52.222-40	Notification of Employee Rights under the National Labor Relations Act (Dec 2010)  This clause applies if this Order exceeds \$10,000
52.222-50	Combating Trafficking in Persons (Oct 2020)
52.222-54	Employment Eligibility Verification (May 2022)  Applies to Orders exceeding \$3,500, including paragraph (e) where "Contractor" shall mean "Seller".
52.223-3 & Alt. I	Hazardous Material Identification and Material Safety Data (Feb 2021)
52.223-5	Pollution Prevention and Right-to-Know Information. Basic (May 2011)
52.223-6	Drug-Free Workplace (May 2001)
52.223-7	Notice of Radioactive Materials. Basic (Jan 1997)
52.223-9	Estimate of Percentage of Recovered Material Content for EPA-Designated Items. Basic (May 2008)
52.223-11	Ozone Depleting Substances (Jun 2016)
52.223-12	Maintenance, Service, Repair, or Disposal of Refrigeration Equipment and Air Conditioners. Basic (Jun 2016)
52.223-14	Toxic Chemical Release Reporting (Aug 2003) <i>Acquisition of EPEAT®-Registered Televisions. Alt I (Jun 2014)</i>
52.223-15	Energy Efficiency in Energy-Consuming Products. Basic (May 2020)
52.223-17	Affirmative Procurement of EPA-designated Items in Service and Construction Contracts. Basic (Aug 2018)
52.223-18	Encouraging Contractor Policies to Ban Text Messaging While Driving (Jun 2020)  For Orders exceeding the micro-purchase threshold at FAR Part 2.101.
52.225-1	Buy American - Supplies (May 2014)
52.225-3	Buy American -- Free Trade Agreements -- Israeli Trade Act (May 2014)
52.225-5	Trade Agreements (Oct 2019)
52.225-7	Waiver of Buy American Act for Civil Aircraft and Related Articles (Feb 2016)
52.225-8	Duty-Free Entry (Oct 2010)
52.225-13	Restrictions on Certain Foreign Purchases (Jun 2008)
52.227-1	Authorization and Consent (Jun 2020)
52.227-2	Notice and Assistance Regarding Patent and Copyright Infringement (Jun 2020)
52.227-3	Patent Indemnity (Apr 1984)
52.227-9	Refund of Royalties (Apr 1984)  This clause applies if the amount of royalties reported during negotiations of the Order Exceeds \$250.
52.227-10	Filing of Patent Applications -- Classified Subject Matter (Dec 2007)  This clause applies if the Order covers or is likely to cover classified subject matter.





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FAR Reference	Title / Description
52.227-14	Rights in Data - General (May 2014)  In paragraph (b) Allocation of Rights, the term "Government" does not change and the term "Contractor" changes to "Seller" rather than "Buyer." The term "Contracting Officer" does not change in the first sentence of paragraph (c)(1) and in paragraph (e).
52.228-3	Workers' Compensation Insurance (Defense Base Act). Basic (Jul 2014)
52.228-5	Insurance-Work on a Government Installation. Basic (Jan 1997)
52.229-3	Federal, State, and Local Taxes (Feb 2013)  In this clause, "Contract date," means the effective date of this Order or modification thereto.
52.229-13	Taxes—Foreign Contracts in Afghanistan (Nov 2020)
52.229-14	Taxes—Foreign Contracts in Afghanistan (North Atlantic Treaty Organization Status of Forces Agreement) (Nov 2020)
52.230-2	Cost Accounting Standards (Jun 2020)  This clause applies if the Order, when entered into, exceeds the threshold for submission of certified cost or pricing data at FAR 15.403-4, and certified cost or pricing data is required to be submitted in connection with the award of this order. This clause does not apply to this Order if Seller is exempt under 48 CFR 9903.201- 1.
52-230-3	Disclosure and Consistency of Cost Accounting Practices (Jun 2020)  This clause applies if the Order, when entered into, exceeds the threshold for submission of certified cost or pricing data at FAR 15.403-4, and certified cost or pricing data is required to be submitted in connection with the award of this order. This clause does not apply to this Order if Seller is exempt under 48 CFR 9903.201- 1.
52.230-6	Administration of Cost Accounting Standards (Jun 2010)  This clause applies if the Order, when entered into, exceeds the threshold for submission of certified cost or pricing data at FAR 15.403-4, and certified cost or pricing data is required to be submitted in connection with the award of this order. This clause does not apply to this Order if Seller is exempt under 48 CFR 9903.201- 1.
52.232-16	Progress Payments (Jun 2020)
52.232-17	Interest (May 2014)
52.232-20	Limitation of Costs (Apr 1984)
52.232-22	Limitation of Funds (Apr 1984)
52.232-39	Unenforceability of Unauthorized Obligations. Basic (Jun 2013)
52.232-40	Providing Accelerated Payments to Small Business Subcontractors (Dec 2013)
52.233-3	Protest After Award (Aug 1996)
52.233-4	Applicable Law for Breach of Contract Claim. Basic (Oct 2004)
52.234-1	Industrial Resources Developed Under Title III, Defense Production Act. Basic (Sep 2016)
52.236-13	Accident Prevention. Basic (Nov 1991)
52.242-1	Notice of Intent to Disallow Costs (Apr 1984)
52.242-3	Penalties for Unallowable Costs (May 2014)
52.242-4	Certification of Final Indirect Costs (Jan 1997)
52.242-5	Payments to Small Business Subcontractors. Basic (Jan 2017)
52.242-13	Bankruptcy (Jul 1995)
52.242-15	Stop Work Order (Aug 1989)
52.242-14	Suspension of Work. Basic (Apr 1984)
52.242-17	Government Delay of Work (Apr 1984)
52.243-1	Changes - Fixed-Price (Aug 1987)
52.243-2	Changes -- Cost Reimbursement (Aug 1987)
52.243-3	Changes -- Time & Materials or Labor-Hours (Sep 2000)
52.243-7	Notification of Changes. Basic (Jan 2017)
52.244-2	Subcontracts (Jun 2020)
52.244-5	Competition in Subcontracting (Dec 1996)
52.244-6	Subcontracts for Commercial Items (Nov 2020)



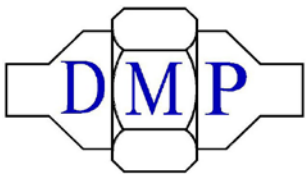
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<b>FAR Reference</b>	<b>Title / Description</b>
52.245-1	Government Property (Jan 2017)
52.246-1	Contractor Inspection Requirements (Apr 1984)
52.246-2	Inspection of Supplies - Fixed Price (Aug 1996)
52.246-3	Inspection of Supplies - Cost Reimbursement (May 2001) This clause applies to CR Orders only.
52.246-6	Inspection - Time & Material and Labor-Hour (May 2001)
52.246-11	Higher-Level Contract Quality Requirement (Dec 2014)
52.246-15	Certificate of Conformance (Apr 1984)
52.246-16	Responsibility for Supplies (Apr 1984)
52.246-26	Reporting Nonconforming Items (Jun 2020)
52.247-1	Commercial Bill of Lading Notations (Feb 2006)
52.247-29	F.O.B. Origin (Feb 2006)
52.247-34	F.O.B. Destination (Nov 1991)
52.247-48	F.O.B. Destination -- Evidence of Shipment (Feb 1999)
52.247-51	Evaluation of Export Offers (Jan 2001)
52.247-52	Clearance and Documentation Requirements-Shipments to DoD Air or Water Terminal Transshipment Points (Feb 2006)
52.247-63	Preference for U.S. Flag Air Carriers (Jun 2003)
52.247-64	Preference for Privately Owned U.S. Flag Commercial Vessels (Feb 2006)
52.247-65	F.O.B Origin, Prepaid Freight-Small Package Shipments (Jan 1991)
52.247-68	Report of Shipment (REPSHIP) (Feb 2006)
52.248-1	Value Engineering (Jun 2020)
52.249-1	Termination for Convenience of the Government (Fixed-Price) (Short Form) (Apr 1984)
52.249-2	Termination for Convenience of the Government (Fixed-Price) (April 2012)
52.249-6 & Alt IV	Termination (Cost-Reimbursement) & Alternate IV (May 2004)
52.249-8	Default (Fixed-Price Supply and Services) (Apr 1984)
52.249-14	Excusable Delays (Apr 1984)
52.252-1	Solicitation Provisions Incorporated by Reference (Feb 1998)
52.252-2	Clauses Incorporated by Reference. Basic (Feb 1998)





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### DFARS Clauses

DFARS Reference	Title / Description
252.203-7000	Requirements Relating to Compensation of Former DoD Officials (Sept 2011)
252.203-7001	Prohibition on Persons Convicted of Fraud or Other Defense-Contract-Related Felonies (Dec 2008)  This clause applies to first tier subcontractors only if the Order exceeds the simplified acquisition threshold at FAR Part 2.101. "Government" is not changed in this clause. Additionally, the following changes to this clause apply: (1) A new paragraph (f) has been added as follows "Seller shall not employ or allow to serve, as a director or consultant of Seller, any person in contravention of paragraph (b)." (2) Existing paragraph (f) is changed to (g), and the flowdown provision at 252.203-7001(g) has been deleted.
252.203-7002	Requirement to Inform Employees of Whistleblower Rights (Sept 2013)
252.203-7003	Agency Office of the Inspector General (Aug 2019)
252.203-7004	Display of Fraud Hotline Poster(s) (Aug 2019)  This clause is applicable to all Orders that exceed \$6,000,000 (except for commercial item acquisition).
252.203-7005	Representation Relating to Compensation of Former DoD Officials (Nov 2011)
252.204-7000	Disclosure of Information (Oct 2016)
252.204-7003	Control of Government Personnel Work Product. Basic (Apr 1992)
252.204-7004	Antiterrorism Awareness Training for Contractors. Basic (Feb 2019)
252.204-7007	Alternate A, Annual Representations and Certifications (Nov 2020)
252.204-7008	Compliance with Safeguarding Covered Defense Information Controls (Oct 2016)
252.204-7009	Limitations on the Use or Disclosure of Third-Party Contractor Reported Cyber Incident Information (Oct 2016)
252.204-7012	Safeguarding Covered Defense Information and Cyber Incident Reporting (Dec 2019)  Covered Defense Information as defined by the Buyer is identified as all engineering drawings, technical documents, test procedures and reports, financial data, and other information and the like that has been provided by the Buyer to the Seller that is in support of a U.S. Government funded Order.
252.204-7015	Notice of Authorized Disclosure of Information for Litigation Support (May 2016)
252.204-7016	Covered Defense Telecommunications Equipment or Services-Representation. Basic (Dec 2019)
252.204-7017	Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services-Representation. Basic (Dec 2019)
252.204-7018	Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services (Jan 2021)
252.204-7019	Notice of NIST SP 800-171 DoD Assessment Requirements. Basic (Nov 2020)
252.204-7020	NIST SP 800-171 DoD Assessment Requirements (Nov 2020)
252.204-7021	Cybersecurity Maturity Model Certification Requirement (Nov 2020)
252.204-7022	Expediting Contract Closeout (May 2021)
252.208-7000	Intent to Furnish Precious Metals as Government-Furnished Material. Basic (Dec 1991)
252.209-7002	Disclosure of Ownership or Control by a Foreign Government (Dec 2022)
252.209-7004	Subcontracting with Firms that are Owned or Controlled by the Government of a Country that is a State Sponsor of Terrorism (May 2019)  This clause applies if this Order is \$150,000 or more.
252.209-7010	Critical Safety Items (Aug 2011)  When identified anywhere in the product's definition documents, this clause applies to a part, equipment or system whose failure could cause a catastrophic or critical failure resulting in loss of or serious damage to the next higher assembly level product, aircraft or weapon system; or jeopardize product safety.
252.211-7003	Item Unique Identification and Valuation (Mar 2016)  This clause is applicable if subassemblies, components or parts embedded within subcontract deliverables are identified as requiring DoD unique item identification, as specified, within this Order, its exhibits or SDRL item number.



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252.211-7006	Passive Radio Frequency Identification (Dec 2019)  When directed by the Buyer within the Order or any document required therein, supplier shall affix passive RFID tags, at the case- and palletized-unit-load packaging levels for this Order.
252.211-7007	Reporting of Government-Furnished Property (Aug 2012)
252.213-7000	Notice to Prospective Suppliers on Use of Supplier Performance Risk System in Past Performance Evaluations (Sept 2019)
252.215-7000	Pricing Adjustments (Dec 2012)
252.215-7002	Cost Estimating System Requirements (Dec 2012)  This clause applies to Orders awarded on the basis of certified cost or pricing data.
252.215-7008	Only One Offer (Jul 2019)  The clause applies to Orders exceeding the simplified acquisition threshold defined in FAR Part 2.101.
252.215-7009	Proposal Adequacy Checklist (Jan 2014)  This clause applies to Orders awarded on the basis of certified cost or pricing data.
252.215-7010	Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data (Jul 2019)  The clause applies to Orders exceeding the simplified acquisition threshold defined in FAR Part 2.101.
252.216-7009	Allowability of Legal Costs Incurred in Connection With a Whistleblower Proceeding (Sept 2013)  This clause applies only to CR or TM/LH type Orders.
252.219-7003	Small Business Subcontracting Plan (DoD Contracts) (Dec 2019)  This clause is applicable when FAR 52.219-9 applies.
252.219-7004	Small Business Subcontracting Plan (Test Program). Basic (May 2019)
252.222-7006	Restrictions on the Use of Mandatory Arbitration Agreements (Dec 2010)  This clause applies to Orders Exceeding \$1,000,000, except for the purchase of Commercial Items.
252.223-7001	Hazard Warning Labels (Dec 1991)
252.223-7004	Drug -Free Work Force (Sep 1988)  For Orders exceeding the simplified acquisition threshold at FAR Part 2.101.
252.223-7006 &Alt. I	Prohibition on Storage and Disposal of Toxic and Hazardous Materials (Sept 2014) & Alt. I (Sept 2014)
252.223-7008	Prohibition of Hexavalent Chromium (Jun 2013)
252.225-7000	Buy American—Balance of Payments Program Certificate (Nov 2014)
252.225-7001	Buy American Act and Balance of Payments Program - Basic (Jun 2022)  “Government” is not changed in this clause.
252.225-7002	Qualifying Country Sources as Subcontractors (Dec 2017)
252.225-7004	Report of Intended Performance Outside the United States and Canada- Submission after Award (Oct 2020).  This clause applies to First Tier Orders over \$700,000.
252.225-7006	Acquisition of the American Flag (Aug 2015)
252.225-7007	Prohibition on Acquisition of United States Munitions List Items from Communist Chinese Military Companies (Dec 2018).  This clause applies to all Orders for items covered by the United States Munitions List or the 600 series of the Commerce Control List.

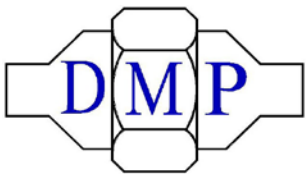


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252.225-7008	Restriction on Acquisition of Specialty Metals (Mar 2013)  This clause applies in Orders that—  (i) Exceed the simplified acquisition threshold at FAR Part 2.101; and (ii) Require the delivery of specialty metals as end items.
252.225-7009	Restriction on Acquisition of Certain Articles Containing Specialty Metals (Dec 2019)
252.225-7010	Commercial Derivative Military Article—Specialty Metals Compliance Certificate (Jul 2009)  This clause applies in solicitations— (1) That contain the clause at 252.225-7009; and (2) When notified by the Buyer, the supplier shall identify any commercial derivative military articles it intends to deliver in support of this Order.
252.225-7012	Preference for Certain Domestic Commodities (Apr 2022)
252.225-7013	Duty-Free Entry (Apr 2020)  This clause applies to Orders involving supplies to be accorded duty-free entry under the prime contract. It applies to Department of Defense contracts in lieu of FAR 52.225-8. Paragraph (d) 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 supplies for which the shipping documents bear the notation specified in paragraph (e) of this clause.” No change to “Contracting Officer,” “Government,” “contractor,” or “prime contract: in paragraphs (b), (c), (e) or (h).
252.225-7015	Restriction on Acquisition of Hand or Measuring Tools. Basic (Jun 2005)
252.225-7016	Restriction on Acquisition of Ball and Roller Bearings (Jun 2011)
252.225-7017	Photovoltaic Devices (Jan 2020)
252.225-7019	Restriction on Acquisition of Anchor and Mooring Chain (Dec 2009)
252.225-7020	Trade Agreements Certificate (Nov 2014)
252.225-7021	Trade Agreements - Basic (Jul 2020)
252.225-7025	Restriction on Acquisition of Forgings (Dec 2009)
252.225-7028	Exclusionary Policies and Practices of Foreign Governments (Apr 2003)
252.225-7030	Restriction on Acquisition of Carbon, Alloy, and Armor Steel Plate. Basic (Dec 2006)
252.225-7033	Waiver of United Kingdom Levies. Basic (Apr 2003)
252.225-7036 & Alt IV	Buy American Act - Free Trade Agreements - Balance of Payments Program (Jun 2022)
252.225-7038	Restriction on Acquisition of Air Circuit Breakers. Basic (Dec 2018)
252.225-7041	Correspondence in English (Jun 1997)
252.225-7043	Antiterrorism/Force Protection for Defense Contractors Outside the United States. Basic (Jun 2015)
252.225-7048	Export-Controlled Items (Jun 2013)
252.225-7052	Restriction on the Acquisition of Certain Magnets and Tungsten (Oct 2020)
252.225-7968	Restriction on Acquisition of Personal Protective Equipment and Certain Other Items from Non-Allied Foreign Nations (Deviation 2022-O0008) (Mar 2022)
252.225-7972	Prohibition on the Procurement of Foreign-Made Inmanned Aircraft Systems - Representation (Deviation 2020-O0015 Att.2) (May 2020)
252.225-7973	Prohibition on the Procurement of Foreign-Made Inmanned Aircraft Systems (Deviation 2020-O0015 Att.1) (May 2020)
252.225-7975	Additional Access to Contractor and Subcontractor Records (Deviation 2020-O0022, Att.2) (Aug 2020)
252.225-7976	Contractor Personnel Performing in Japan (Deviation 2018-O0019) (Aug 2018)
252.225-7993	Prohibition on Providing Funds to the Enemy (Deviation 2020-O0022) (Aug 2020)
252.226-7001	Utilization of Indian Organizations, Indian-owned Economic Enterprises, and Native Hawaiian Small Business Concerns (Apr 2019)  This clause applies if the Order exceeds \$500,000, and further subcontracting opportunities may exist. Buyer shall have no liability to Seller for any incentive payment under this clause unless and until the Government provides said incentive payment to Buyer.



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<b>252.227-7013</b>	<p>Rights in Technical Data -- Noncommercial Items (Feb 2014)</p> <p>This clause is applicable when technical data, but not software, will be delivered to the Government by the prime contractor from the subcontractor. "To the Contractor" has been deleted from (b)(1)(vi) and "contract or" and "thereunder" have been deleted from (b)(1)(ix). "Buyer or" is added before "Government" in (c) and (d). 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 "forty (40)" days. No substitutions for "Government" have been made.</p>
<b>252.227-7014</b>	<p>Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation (Feb 2014)</p> <p>This clause is applicable when software and software documentation will be delivered to the Government by the prime contractor from the subcontractor. "To the Contractor" has been deleted from (b)(1)(vi) and "contract or" and "thereunder" have been deleted from (b)(1)(ix). "Buyer or" is added before "Government" in (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 "forty (40)" days. No substitutions for "Government" have been made.</p>
<b>252.227-7015</b>	<p>Technical Data -- Commercial items (Feb 2014)</p> <p>This clause is applicable only when commercial item (as defined in the FAR) technical data is deliverable to the Government by the prime from the subcontractor. No substitutions for "Contracting Officer" or "Government" have been made.</p>
<b>252.227-7016</b>	<p>Rights in Bid or Proposal Information (Jan 2011)</p> <p>This clause applies when DFARS 252.227-7013 is used. No substitutions for "Government" or "Contracting Officer" are made.</p>
<b>252.227-7017</b>	<p>Identification and Assertion of Use, Release, or Disclosure of Restrictions (Jan 2011)</p> <p>This clause applies if either DFARS clauses 252.227-7013 or 252.227-7014 is used.</p>
<b>252.227-7019</b>	<p>Validation of Asserted Restrictions -- Computer Software (Sep 2016)</p> <p>The clause applies when DFARS 252.227-7014 is used. "Buyer's Purchasing Representative" is substituted for "Contracting Officer" in paragraph (b); otherwise no substitutions are made for "Contracting Officer" or "Government."</p>
<b>252.227-7025</b>	<p>Limitation on the Use or Disclosure of Government-furnished Information Marked with Restrictive Legends (May 2013)</p> <p>This clause applies when either DFARS clauses 252.227-7013 or 252.227-7014 is used. No substitution is made for "Government".</p>
<b>252.227-7026</b>	Deferred Delivery of Technical Data or Computer Software. Basic (Apr 1988)
<b>252.227-7027</b>	Deferred Ordering of Technical Data or Computer Software. Basic (Apr 1988)
<b>252.227-7030</b>	<p>Technical Data -- Withholding of Payment (Mar 2000)</p> <p>This clause is applicable when DFAR clause 252.227-7013 is used. "Buyer" is substituted for "Contracting Officer" in paragraph (a). In paragraph (b), "or Buyer" is added after "Government."</p>
<b>252.227-7037</b>	<p>Validation of Restrictive Markings on Technical Data (Sep 2016)</p> <p>This clause applies when DFARS clauses 252.227-7013, 252.227-7014, or 252.227-7015 are used. In paragraph (b), "Contractor's" remains in the clause with a lower case "c." In paragraph (c) and (d)(1), "hereunder" is inserted after "subcontract." In paragraphs (f) and (g)(2)(i) change "this contract" to "the prime contract." No substitutions for "Government" or "Contracting Officer" are made.</p>
<b>252.227-7038</b>	Patent Rights-Ownership by the Contractor (Large Business). Alt II (Jun 2012)
<b>252.227-7039</b>	Patents--Reporting of Subject Inventions. Basic (Apr 1990)
<b>252.231-7000</b>	<p>Supplemental Cost Principles (Dec 1991)</p> <p>This clause applies to Orders subject to the FAR Part 31 Cost Principles.</p>



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252.232-7003	Electronic Submission of Payment Requests and Receiving Reports (Dec 2018)
252.232-7006	Wide Area WorkFlow Payment Instructions. Basic (Dec 2018)
252.232-7010	Levies on Contract Payments. Basic (Dec 2006)
252.232-7017	Accelerating Payments to Small Business Subcontractors—Prohibition on Fees and Consideration (Apr 2020)
252.239-7018	Supply Chain Risk (Dec 2022)
252.234-7004	Cost and Software Data Reporting System (Nov 2014)
252.235-7003	Frequency Authorization. Basic (Mar 2014)
252.236-7013	Requirement for Competition Opportunity for American Steel Producers, Fabricators, and Manufacturers. Basic (Jun 2013)
252.237-7010	Prohibition on Interrogation of Detainees by Contractor Personnel. Basic (Jun 2013)
252.239-7000	Protection Against Compromising Emanations. Basic (Oct 2019)
252.239-7016	Telecommunications Security Equipment, Devices, Techniques, and Services. Basic (Dec 1991)
252.239-7010	Cloud Computing Services (Oct 2016)
252.239-7017	Notice of Supply Chain Risk (Sep 2018)
252.239-7018	Supply Chain Risk (Deviation 2018-O0020) (Sep 2018)
252.239-7098	Prohibition on contracting to maintain or establish a computer network unless such network is designed to block access to certain websites – Representation (Deviation 2021-O0003) (April 2021)
252.243-7001	Pricing of Contract Modifications (Dec 1991)
252.243-7002	Requests for Equitable Adjustment (Dec 2012)
252.244-7000	Subcontracts for Commercial Items (Oct 2020)
252.245-7001	Tagging, Labeling, and Marking of Government-Furnished Property. Basic (Apr 2012)
252.245-7002	Reporting Loss of Government Property (Dec 2017)  This clause applies when FAR clause 52.245-1 is applicable to the Order.
252.245-7003	Contractor Property Management System Administration (Apr 2012)  This clause applies when FAR clause 52.245-1 is applicable to the Order.
252.245-7004	Reporting, Reutilization, and Disposal (Dec 2017)  This clause applies when FAR clause 52.245-1 is applicable to the Order.
252.246-7001	Warranty of Data (Mar 2014)
252.246-7001 Alt I	Warranty of Data - Alternate I (Mar 2014)  This clause applies when DFARS clause 252.227-7013 is used and technical data is deliverable to the Government. The additional liability provisions at paragraph (d)(3) are appropriate only if the Alternate I or II version of the DFARS clause is in the prime contract. Only Alternate I is reflected here because the subcontract flowdown provisions are identical to Alternate II. In paragraph (b) the parenthetical is deleted. In paragraph (d)(1), including (ii), and (d)(2) “Buyer” has been substituted for “Contracting Officer.” Paragraphs (d)(3)(i) through (iii) have been modified and deleted to read, “The limit of the Seller’s liability shall be ten percent of the total price.” In paragraph (d)(3)(iv) B change second “Government” to “Government or Buyer.”
252.246-7003	Notification of Potential Safety Issues (Jun 2013)(Dec 2018)
252.246-7007	Contractor Counterfeit Electronic Part Detection and Avoidance System (Aug 2016)  This does not include the introductory text of this clause as follows: “The following paragraphs (a) through (e) of this clause do not apply unless the Seller is subject to the Cost Accounting Standards under 41 U.S.C. chapter 15, as implemented in regulations found at 48 CFR 9903.201-1.”
252.246-7008	Sources of Electronic Parts (May 2018)
252.247-7023	Transportation of Supplies by Sea (Feb 2019)  For Orders exceeding the simplified acquisition threshold at FAR Part 2.101.
252.249-7002	Notification of Anticipated Contract Termination or Reduction (Jun 2020)
DLAD 5452.233-9001	Disputes – Agreement to Use Alternative Dispute Resolution (ADR) (Jun 2020)