

PURCHASE ORDER ACQUISITION REGULATION FLOWDOWN REQUIREMENTS

INCORPORATION OF FEDERAL ACQUISITION REGULATIONS (FAR), AGENCY FAR SUPPLEMENT, AND DEFENSE ACQUISITION REGULATION SYSTEM (DFARS) CLAUSES

For purchase orders in support of U.S. Government contracts, the FAR and FAR Supplement clauses referenced below are incorporated herein by reference, with the same force and effect as if they were given in full text, and are applicable, including any notes following the clause citation, to the purchase order. Full text of FAR clauses is available at FAR | Acquisition.GOV. Full text of DFARS clauses is available at DPC | Defense Acquisition Regulations System | DFARS/PGI (osd.mil). In interpreting and applying FAR and DFARS clauses, and as context requires, the terms “Contractor” and “Offeror” shall mean Seller, the term “Contract” shall mean this subcontract, and the term “Government,” “Contracting Officer” and equivalent phrases shall mean Buyer. The Contracts Disputes Act shall have no application to the purchase order, and nothing in the purchase order grants Seller a direct claim or cause of action against the U.S. Government. Seller shall include in each lower-tier subcontract the appropriate flow down clauses as required by the FAR and FAR Supplement clauses included below.

FAR CLAUSES:

52.222-20 – CONTRACTS FOR MATERIALS, SUPPLIES, ARTICLES AND EQUIPMENT EXCEEDING \$15,000

52.222-55 – MINIMUM WAGES UNDER EXECUTIVE ORDER 13658

52.23-18 – CONTRACTOR POLICY TO BAN TEXT MESSAGING WHILE DRIVING (Applies if Contract exceeds \$3,500.)

52.227-10 – FILING OF PATENT APPLICATIONS-CLASSIFIED SUBJECT MATTER (Applies if the Work or any patent application may cover classified subject matter.)

52.228-5 – WORK ON A GOVERNMENT INSTALLATION (Applies if this Contract involves Work on a Government installation. Note 2 applies. Note 4 applies to paragraph (b). Unless otherwise specified by this contract, the minimum kinds and amount of insurance shall be as described in FAR28.307-2)

DFARS CLAUSES:

252.204-7009 – LIMITATIONS ON THE USE OR DISCLOSURE OF THIRD-PARTY CONTRACTOR REPORTED CYBER INCIDENT INFORMATION

252.215-7008 – ONLY ONE OFFER (Note 2 applies.)

252.225-7019 – VALIDATION OF ASSERTED RESTRICTIONS – COMPUTER SOFTWARE