

APPENDIX E – PROCUREMENT TEMPLATE

If a subcontract is awarded it may incorporate the following Federal Acquisition Regulations (FAR) and AID Acquisition Regulations (AIDAR) clauses by reference with the same force and effect as if they were given in full text. The full text of the FAR and AIDAR clauses referenced may be found at:

FAR: <http://www.arnet.gov/>

AIDAR: <http://www.usaid.gov/policy/ads/300/aidar.pdf>

CLAUSE TITLE	FAR CITE	CLAUSE TITLE	FAR CITE
Definitions	52.202-1	Payments	52.232-1
Restriction on Subcontractor Sales to the Government	52.203-6	Payments – Time & Materials and Labor-Hour Contracts	52.232-7
Material Requirements	52.211-5	Advance Payments	52.232-12
Liquidated Damages (1% of Contract Value/Day)	52.211-11	Disputes, Alternate I	52.233-1
Variation in Quantity (0% applies)	52.211-16	Stop Work Order, Alternate I	52.242-15
Terms and Conditions – Simplified Acquisition (Other Than Commercial Items)	52.213-4	Government Delay of Work	52.242-17
Order of Precedence	52.215-8	Changes-Fixed Price	52.243-1
Child Labor- Cooperation With Authorities and Remedies	52.222-19	Subcontracts	52.244-2
Privacy Act Notification	52.224-1	Subcontracts for Commercial Items/Components	52.244-6
Restrictions on Certain Foreign Purchases	52.225-13	Contract Not Affected By Oral Agreement	52.247-27
Patent Rights – Acquisition by the Government	52.227-13	Termination For Convenience	52.249-2
Rights in Data – Special Works	52.227-17	Excusable Delays	52.249-14
THESE CLAUSES APPLY TO AGREEMENTS THAT EXCEED \$10,000			
Protecting Government’s Interest When Subcontracting with Contracts Debarred, Suspended or Proposed for Debarment	FAR CITE 52.209-6	Inspection of Supplies – Fixed Price	FAR CITE 52.246-2
THESE CLAUSES APPLY TO AGREEMENT FOR SERVICES			
Payments Under Time & Materials/Labor Hours	FAR CITE	Inspection of Services – Fixed	FAR CITE 52.246-4

Contract	52.232-7	Price	52.246-6
Changes – Fixed Price Services, Alternate II	52.243-1	Inspection – Time & Materials/Labor Hours	
Changes – Time & Materials/Labor Hours	52.243-3		
THESE FAR CLAUSES APPLY TO AGREEMENTS THAT EXCEED \$100,000			
CLAUSE TITLE	FAR CITE	CLAUSE TITLE	FAR CITE
Certificate of Independent Price Determination	52.203-2	Payment for Overtime Premiums	52.222-2
Gratuities	52.203-3	Authorization and Consent	52.227-1
Anti-Kickback Procedures	52.203-7	Notice and Assistance Regarding Patent & Copyright Infringement	52.227-2
Cancellation, Rescission, and Recovery of Funds for Illegal	52.203-8	Federal, State, and Local Taxes	52.229-3
or Improper Activities		Federal, State, and Local Taxes	52.229-6
Price or Fee Adjustment for Illegal or Improper Activity	52.203-10	Federal, State, and Local Taxes	52.232-17
Certification and Disclosure Regarding Payment to	52.203-11	Interest	52.244-5
Influence Certain Federal Transactions		Competition in Subcontracting	52.246-1
Limitation on Payments to Influence Certain Federal Transactions	52.203-12	Contractor Inspection Requirements	52.246-2
Certification Regarding Debarment, Suspension, Proposed	52.209-5	Inspection of Supplies - Fixed Price	52.246-23
Debarment, and Other Responsibility Matters	52.215-2	Limitation of Liability	52.246-25
Audit and Records – Negotiation	52.215-14	Limitation of Liability – Services	52.249-1
Integrity of Unit Prices	52.216-6	Termination of Convenience for the Government	52.249-8
Price Re-determination – Retroactive		(Fixed Price) (Short Form)	
		Default (Fixed-Price Supply and Service)	
THESE CLAUSES APPLY TO SUBCONTRACTS OVER \$500,000			
Disclosure and Consistency of Cost Accounting Practice	52.230-3		
THESE CLAUSES APPLY TO USAID AGREEMENTS			

CLAUSE TITLE	AIDAR CITE	CLAUSE TITLE	AIDAR CITE
Organizational Conflicts of Interest After Award	752.209-71	Family Planning and Population Assistance Activities	752.7016
Language and Measurement	752.211-70	Health and Accident Insurance for AID Participant Trainees	752.7018
Source, Origin and Nationality	752.225-70	Participant Training	752.7019
Local Procurement	752.225-71	Changes in Tuition and Fees	752.7021
Insurance – Liability to Third Persons	752.228-07	Conflicts Between Contract and Catalog	752.7022
Salary Supplements for Host Government Employees	752.231-71	Required Visa Form for AID Participants	752.7024
Payments Under Time & Materials/Labor Hours Contracts	752.232-7	Withdrawal of Students	752.7025
Government Property – USAID Reporting Requirements	752.245-70	Approvals	752.7026
Title To and Care of Property	752.245-71	Reports	752.7034
Notices	752.7006	Acknowledgement and Disclaimer	752.7035
Marking	752.7009	Public Notices	

DRUG TRAFFICKING: AED and/or the US Government reserve the right to terminate this purchase order/subcontract to demand a refund or take other appropriate measures if the vendor/subcontractor is found to have been convicted of a narcotics offense or to have been engaged in drug trafficking as defined in 22 CFR Part 140.

TERRORISM E.O. 13224: Vendor/Subcontractor agrees to take all necessary actions to comply with Executive Order No. 13224 on Terrorist Financing; blocking and prohibiting transactions with persons who commit, threaten to commit, or support terrorism. (E.O. 13224 text provided and also available at: <http://www.whitehouse.gov/news/releases/2001/09/20010924-1.html> **Note:** The attachment does not include ‘Names of Those Designated’ after 23 September 2001; therefore, you are required to obtain the updated list at the time of procurement of goods or services. The updated list is available at: <http://treasury.gov/offices/enforcement/ofac/sanctions/terrorism.html>