

## SUBCHAPTER A—GENERAL

### PART 3401—ED ACQUISITION REGULATION SYSTEM

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AUTHORITY: 5 U.S.C. 301; 40 U.S.C. 486(c).

SOURCE: 53 FR 19119, May 26, 1988, unless otherwise noted.

#### 3401.000 Scope of part.

The Federal Acquisition Regulation System brings together, in title 48 of the Code of Federal Regulations, the acquisition regulations applicable to all executive agencies of the Government. This part establishes a system of Department of Education (ED) acquisition regulations, referred to as the EDAR, for the codification and publication of policies and procedures of ED which implement and supplement the Federal Acquisition Regulation (FAR).

### Subpart 3401.1—Purpose, Authority, Issuance

#### 3401.103 Applicability.

The FAR and the EDAR apply to all acquisitions as defined in FAR part 2 except where expressly excluded.

#### 3401.104 Issuance.

#### 3401.104-2 Arrangement of regulations.

The regulations in this chapter may be referred to as the Department of Education Acquisition Regulation or the EDAR. References to the EDAR are made in the same manner as references to the FAR (See FAR 1.104-2(c)).

#### 3401.104-3 Copies.

Copies of the EDAR in the FEDERAL REGISTER and Code of Federal Regulations (CFR) form may be purchased from the Superintendent of Documents, Government Printing Office (GPO), Washington, DC 20402.

### Subpart 3401.3—Agency Acquisition Regulations

#### 3401.304 Agency control and compliance procedures.

The EDAR is subject to the same review procedures within the Department as other regulations of the Department.

### Subpart 3401.4—Deviations

#### 3401.401 Definition.

A deviation from the EDAR has the same meaning as a deviation from the FAR.

#### 3401.403 Individual deviations.

An individual deviation from the FAR or the EDAR must be approved by the Head of the Contracting Activity (HCA).

#### 3401.404 Class deviations.

A class deviation from the FAR or the EDAR must be approved by the Procurement Executive.