(b) * * *
(1) * * *
(ii) 52.222–19, Child Labor-Cooperation with Authorities and Remedies (Oct 2019) (E.O. 13126). (Applies to contracts for supplies exceeding the micro-purchase threshold).

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■ 6. Amend section 52.222–19 by revising the date of the clause and removing from paragraph (a)(4) the words “Aruba, Austria,” and adding “Aruba, Australia, Austria,” in their place.

The revision reads as follows:

52.222–19 Child Labor—Cooperation with Authorities and Remedies.

■ 7. Amend section 52.225–5 by revising the date of the clause; and in paragraph (a) by removing from the definition “Designated country”, in paragraph (1), the words “Aruba, Austria,” and adding “Aruba, Australia, Austria,” in their place.

The revision reads as follows:

52.225–5 Trade Agreements.

■ 8. Amend section 52.225–11 by—
■ a. Revising the date of the clause; and
■ b. Removing from paragraph (a), in the definition “Designated country”, paragraph (1), the words “Aruba, Austria,” and adding “Aruba, Australia, Austria,” in their place.

The revision reads as follows:

52.225–11 Buy American Act—Construction Materials under Trade Agreements.

■ 9. Amend section 52.225–23 by—
■ a. Revising the date of the clause; and
■ b. Removing from paragraph (a), in the definition “Designated country”, paragraph (1), the words “Aruba, Austria,” and adding “Aruba, Australia, Austria,” in their place; and
■ c. Removing from paragraph (a), in the definition “Recovery Act designated country”, paragraph (1), the words “Aruba, Austria,” and adding “Aruba, Australia, Austria,” in their place.

The revision reads as follows:


■ 10. Amend section 52.225–23 by—
■ a. Revising the date of the clause; and
■ b. Removing from paragraph (a), in the definition “Designated country”, paragraph (1), the words “Aruba, Austria,” and adding “Aruba, Australia, Austria,” in their place.

The revision reads as follows:


■ 11. Amend section 52.225–23 by—
■ a. Revising the date of the clause; and
■ b. Removing from paragraph (a), in the definition “Designated country”, paragraph (1), the words “Aruba, Austria,” and adding “Aruba, Australia, Austria,” in their place.

The revision reads as follows:


SUPPLEMENTARY INFORMATION:

Summaries for each FAR rule follow. For the actual revisions and/or amendments made by these rules, refer to the specific item numbers and subjects set forth in the documents following these item summaries. FAC 2019–06 amends the FAR as follows:

Item I—Use of Products and Services of Kaspersky Lab (FAR Case 2018–010)

This final rule adopts an interim rule published on June 15, 2018, without changes. The interim rule implemented section 1634 of Division A of the
National Defense Authorization Act for Fiscal Year 2018 (Pub. L. 115–91), which prohibited the use of hardware, software, and services developed or provided, in whole or in part, by Kaspersky Lab or related entities by the Federal Government, on or after October 1, 2018. The interim rule also required contractors to report any such hardware, software, or services discovered during contract performance. This rule is being implemented as a national security measure to protect Government information and information systems.

Item II—Update of “Affiliates” and Section 8(a) Clauses (FAR Case 2019–006)

This final rule amends the FAR to revise the definition of “affiliates” at FAR 19.101 and 2.101. This rule amends the clauses at FAR 52.219–12, Special 8(a) Subcontract Conditions, and 52.219–17, Section 8(a) Award, to remove an obsolete requirement for 8(a) contractors to obtain written approval from the Small Business Administration and the contracting officer before subcontracting the performance of any contract requirements. This final rule is expected to result in savings for Federal contractors who are participants in the 8(a) Program.

Item III—Update to Contractor Performance Assessment Reporting System (CPARS) (FAR Case 2019–005)

This final rule amends the FAR at FAR 42.1501 and 42.1503 to establish the Contractor Performance Assessment Reporting System (CPARS) as the official system for past performance information. The rule makes conforming changes in FAR parts 9, 13, 15, and 25 to remove all references to Past Performance Information Retrieval System (PPIRS) and adds CPARS for past performance information. The final rule is not expected to have a significant economic impact on small entities, because the rule merely designates an existing system, CPARS, as the single official repository for recording and maintaining contractor performance information.

Item IV—New World Trade Organization Government Procurement Agreement Country—Australia (FAR Case 2019–011)

DoD, GSA, and NASA are issuing a final rule amending the FAR to add Australia as a new World Trade Organization Government Procurement Agreement (WTO GPA) country. Australia is already a designated country, because it is a Free Trade Agreement country.

This final rule has no significant impact on the Government and contractors, including small business entities.

William F. Clark,
Director, Office of Government-wide Acquisition Policy, Office of Government-wide Policy.

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