

SUBCHAPTER G—CONTRACT MANAGEMENT

PART 1442—CONTRACT ADMINISTRATION AND AUDIT SERVICES

Subpart 1442.2—Contract Administration Services

Sec.

1442.202 Assignment of contract administration.

Subpart 1442.6—Corporate Administrative Contracting Officer

1442.602 Assignment and location.

AUTHORITY: Sec. 205(c), 63 Stat. 390, 40 U.S.C. 486(c); and 5 U.S.C. 301.

SOURCE: 75 FR 19829, Apr. 15, 2010, unless otherwise noted.

Subpart 1442.2—Contract Administration Services

1442.202 Assignment of contract administration.

(a) The decision to withhold normal individual contract administration functions is delegated to one level above the CO.

(b) The delegation of authority to issue orders under provisioning procedures in existing contracts and under basic ordering agreements for items and services identified in the schedule must be approved at one level above the CO.

Subpart 1442.6—Corporate Administrative Contracting Officer

1442.602 Assignment and location.

The BPC has the authority to approve the appointment of a Corporate Administrative Contracting Officer.

PART 1443—CONTRACT MODIFICATIONS

AUTHORITY: Sec. 205(c), 63 Stat. 390, 40 U.S.C. 486(c); and 5 U.S.C. 301.

SOURCE: 75 FR 19829, Apr. 15, 2010, unless otherwise noted.

Subpart 1443.2—Change Orders

1443.205 Contract clauses.

BPCs may establish procedures, when appropriate, for authorizing the CO to vary the 30-day period for submission of requests for adjustment prescribed by FAR 43.205.

PART 1444 [RESERVED]

PART 1445—GOVERNMENT PROPERTY

AUTHORITY: Sec. 205(c), 63 Stat. 390, 40 U.S.C. 486(c); and 5 U.S.C. 301.

SOURCE: 75 FR 19829, Apr. 15, 2010, unless otherwise noted.

Subpart 1445.3—Authorizing the Use and Rental of Government Property

1445.302 Contracts with foreign governments or international organizations.

The HCA, after coordinating with the cognizant PMO, shall establish procedures to recover use costs when foreign governments or international organizations request use of Government production and research property

PART 1446—QUALITY ASSURANCE

Subpart 1446.1—General

Sec.

1446.170 Government-Industry Data Exchange Program (GIDEP).

Subpart 1446.4—Government Contract Quality Assurance

1446.401 General.

Subpart 1446.5—Acceptance

1446.501 General.

Subpart 1446.6—Material Inspection and Receiving Reports

1446.670 Inspection, receiving and acceptance reports.

1446.671 Inspection, receiving and acceptance certification.

1446.170

Subpart 1446.7—Warranties

1446.704 Authority for use of warranties.
1446.708 Warranties of data.

AUTHORITY: Sec. 205(c), 63 Stat. 390, 40 U.S.C. 486(c); and 5 U.S.C. 301.

SOURCE: 75 FR 19829, Apr. 15, 2010, unless otherwise noted.

Subpart 1446.1—General

1446.170 Government-Industry Data Exchange Program (GIDEP).

(a) COs shall encourage contractors and subcontractors to participate in the GIDEP, a cooperative program managed and funded by the U.S. Government to exchange engineering, failure experience, metrology, product information, and reliability-maintainability data on products, components (including construction materials), manufacturing processes, environmental issues associated with those manufacturing processes, recycling and waste prevention.

(b) The GIDEP is managed for the U.S. Government by the Department of the Navy. GIDEP participants are not subject to any fees or assessments other than the costs associated with dissemination of information by other than electronic means.

(c) An application to participate in the GIDEP may be obtained at <http://www.giddep.org>. COs shall include information on GIDEP in solicitation documents and during discussions at preaward and postaward conferences.

Subpart 1446.4—Government Contract Quality Assurance

1446.401 General.

Inspection of supplies or services shall be documented as prescribed in DIAR Subpart 1446.6.

Subpart 1446.5—Acceptance

1446.501 General.

Acceptance of supplies or services shall be documented as prescribed in DIAR Subpart 1446.6.

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Subpart 1446.6—Material Inspection and Receiving Reports

1446.670 Inspection, receiving and acceptance reports.

(a) Except for simplified acquisitions (*See* FAR 46.404) and unless otherwise prescribed by bureau procedures, the documentation in DIAR 1446.671 shall be inserted on each commercial shipping document or packing list, whether by manual or electronic means, for supplies or services and shall be signed by the authorized Government representative as required in FAR 46.401(f) and subpart 46.5.

(b) The documentation required in paragraph (a) of this section shall be made at the place or places specified in the contract for performance of Government quality assurance (*See* FAR 46.401(b)) as prescribed in FAR 46.402 or FAR 46.403, as appropriate and for acceptance in accordance with FAR 46.503.

(c) If the CO elects to use a contractor's certificate of conformance (*See* FAR 46.315) under the conditions prescribed in FAR 46.504, the certificate may be used as the basis of Government acceptance.

1446.671 Inspection, receiving and acceptance certification.

As prescribed in DIAR 1446.670, the following documentation shall be completed via manual or electronic means for each delivery of supplies or services in accordance with Bureau procedures:

INSPECTION, RECEIVING AND ACCEPTANCE CERTIFICATION

The listed items or services have been: _____ inspected, _____ received, and _____ accepted and they conform to the contract except as noted below or on attached documents.

Signature and typed name of authorized Government representative.

Date _____

Subpart 1446.7—Warranties

1446.704 Authority for use of warranties.

The CCO is authorized to make the written determination to use a warranty in an acquisition.

1446.708 Warranties of data.

Warranties of data shall only be used after consultation with the SOL.

PART 1447 [RESERVED]

PART 1448—VALUE ENGINEERING

AUTHORITY: Sec. 205(c), 63 Stat. 390, 40 U.S.C. 486(c); and 5 U.S.C. 301.

SOURCE: 75 FR 19829, Apr. 15, 2010, unless otherwise noted.

Subpart 1448.1—Policies and Procedures

1448.102 Policies.

The HCA shall establish procedures for processing and evaluating VECP's as prescribed in FAR Subpart 48.1 and 369 DM, Value Engineering.

PART 1449—TERMINATION OF CONTRACTS

Subpart 1449.1—General Principles

Sec.

- 1449.106 Fraud or other criminal conduct.
- 1449.107 Audit of prime contract settlement proposals and subcontract settlements.
- 1449.111 Review of proposed settlements.

Subpart 1449.4—Termination for Default

- 1449.402 Termination of fixed-price contracts for default.
- 1449.402-3 Procedure for default.

AUTHORITY: Sec. 205(c), 63 Stat. 390, 40 U.S.C. 486(c); and 5 U.S.C. 301.

SOURCE: 75 FR 19829, Apr. 15, 2010, unless otherwise noted.

Subpart 1449.1—General Principles

1449.106 Fraud or other criminal conduct.

When fraud or other criminal conduct is suspected, the CO will submit a

report documenting the incident to the BPC for transmittal to the OIG. Informational copies will be forwarded to the HCA and the Director, PAM.

1449.107 Audit of prime contract settlement proposals and subcontract settlements.

Requests for audits pursuant to FAR 49.107 shall be sent to the Assistant Inspector General for Auditing, in accordance with the procedures in 360 DM 2.3.

1449.111 Review of proposed settlements.

All proposed settlement agreements shall be reviewed by the SOL and approved at one level above the CO. Settlement agreements of \$250,000 or more shall be approved by the BPC.

Subpart 1449.4—Termination for Default

1449.402 Termination of fixed-price contracts for default.

1449.402-3 Procedure for default.

In addition to the requirements of FAR 49.402-3(g), the notice of termination shall contain instructions regarding the disposition of any Government property in the possession of the contractor, and, in the case of construction contracts, materials, appliances, and structures that may be on the construction site. The notice shall also contain a statement concerning the liability of the contractor or its surety for any liquidated damages (*See* FAR 49.402-7).

PART 1450—EXTRAORDINARY CONTRACTUAL ACTIONS AND THE SAFETY ACT

Subpart 1450.1—Extraordinary Contractual Actions

Sec.

- 1450.101 General.
- 1450.101-2 Policy.
- 1450.101-3 Records.
- 1450.102 Delegation of and limitations on exercise of authority.
- 1450.102-1 Delegation of authority.
- 1450.103 Contract adjustments.
- 1450.103-6 Disposition.
- 1450.104 Residual powers.