

## **INCORPORATED FAR AND DFARS CLAUSES**

### **N00024-19-D-4310**

#### **52.252-2 CLAUSES INCORPORATED BY REFERENCE.**

As prescribed in [52.107\(b\)](#), insert the following clause:

#### CLAUSES INCORPORATED BY REFERENCE (FEB 1998)

This contract incorporates one or more clauses by reference, with the same force and effect as if they were given in full text. Upon request, the Contracting Officer will make their full text available. Also, the full text of a clause may be accessed electronically at this/these address(es):

**FAR:** Federal Acquisition Regulation (FAR) <https://www.acquisition.gov>  
**DFARS:** Defense Federal Acquisition Regulation Supplement (DFARS) and Procedures, Guidance, and Information (PGI) <https://www.acq.osd.mil/dpap/dars/dfarspgi/current/>

(End of clause)

#### **Definitions**

The following clauses are flowed down pursuant to the requirements of the Prime Contract. The following clauses of the FAR and DFARS are hereby incorporated into this Contract by reference as if given in full text, subject to the following definitions. The full text of FAR and DFARS clauses may be accessed electronically at the following internet websites:

**FAR: Federal Acquisition Regulation (FAR)** <https://www.acquisition.gov>

**DFARS:** Defense Federal Acquisition Regulation Supplement (DFARS) and Procedures, Guidance, and Information (PGI) <https://www.acq.osd.mil/dpap/dars/dfarspgi/current/>

#### **Definitions**

**The following terms will have the meanings indicated in each of the following FAR and DFARS clauses, unless the context indicates otherwise:**

- (a) "Contract" means this Contract
- (b) "Contractor" means Seller
- (c) "Contracting Officer" means Buyer
- (d) "Government" means Buyer
- (e) "Subcontractor" means Seller's subcontractors

**The following additional definitions and references apply to this Contract under the prime contract:**

- (f) "Department" means the Department of the Navy.
- (g) References to the Federal Acquisition Regulation (FAR). All references to the FAR in this Contract shall be deemed to also reference the appropriate sections of the Defense FAR Supplement (DFARS), unless clearly indicated otherwise.

- (h) References to the Armed Services Procurement Regulation or Defense Acquisition Regulation. All references in this Contract to either the Armed Services Procurement Regulation (ASPR) or the Defense Acquisition Regulation (DAR) shall be deemed to be references to the appropriate sections of the FAR/DFARS.
- (i) "National Stock Numbers." Whenever the term "Federal Item Identification Number" and its acronym FIIN, or the term "Federal Stock Number" and its acronym FSN appear in this Contract, those terms and acronyms shall be interpreted as "National Item Identification Number" (NIIN) and "National Stock Number" (NSN), respectively.

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NUMBER	DESCRIPTION	DATE
52.202-1	DEFINITIONS	Nov-2013
52.203-12	LIMITATION ON PAYMENTS TO INFLUENCE CERTAIN FEDERAL TRANSACTIONS	Oct-2010
52.203-13	CONTRACTOR CODE OF BUSINESS ETHICS AND CONDUCT	Oct-2015
52.203-17	CONTRACTOR EMPLOYEE WHISTLEBLOWER RIGHTS AND REQUIREMENT TO INFORM EMPLOYEES OF WHISTLEBLOWER RIGHTS	Apr-2014
52.203-6	RESTRICTIONS ON SUBCONTRACTOR SALES TO THE GOVERNMENT	Sep-2006
52.203-7	ANTI-KICKBACK PROCEDURES	May-2014
52.203-8	CANCELLATION, RESCISSION, AND RECOVERY OF FUNDS FOR ILLEGAL OR IMPROPER ACTIVITY	May-2014
52.203-15	WHISTLEBLOWER PROTECTIONS UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009	Jun-2010
52.203-19	PROHIBITION ON REQUIRING CERTAIN INTERNAL CONFIDENTIALITY AGREEMENTS OR STATEMENTS	Jan-2017
52.204-10	REPORTING EXECUTIVE COMPENSATION AND FIRST-TIER SUBCONTRACT AWARDS	Oct-2016
52.204-2	SECURITY REQUIREMENTS	Aug-1996
52.204-4	PRINTED OR COPIED DOUBLE-SIDED ON POSTCONSUMER FIBER CONTENT PAPER	May-2011
52.204-9	PERSONAL IDENTITY VERIFICATION OF CONTRACTOR PERSONNEL	Jan-2011
52.204-14	SERVICE CONTRACT REPORTING REQUIREMENTS	Oct-2016
52.204-21	BASIC SAFEGUARDING OF COVETED CONTRACTOR INFORMATION SYSTEMS	Jun-2016
52.209-10	PROHIBITION ON CONTRACTING WITH INVERTED DOMESTIC CORPORATIONS	Nov-2015
52.209-6	PROTECTING THE GOVERNMENT'S INTEREST WHEN SUBCONTRACTING WITH CONTRACTORS DEBARRED, SUSPENDED, OR PROPOSED FOR DEBARMENT	Oct-2015
52.211-11	LIQUIDATED DAMAGES--SUPPLIES, SERVICES, OR RESEARCH AND DEVELOPMENT	Sep-2000
52.211-15	DEFENSE PRIORITY AND ALLOCATION REQUIREMENTS	Apr-2008
52.211-5	MATERIAL REQUIREMENTS	Aug-2000
52.215-10	PRICE REDUCTION FOR DEFECTIVE CERTIFIED COST OR PRICING DATA	Aug-2011
52.215-11	PRICE REDUCTION FOR DEFECTIVE CERTIFIED COST OR PRICING DATA--MODIFICATIONS	Aug-2011
52.215-12	SUBCONTRACTOR CERTIFIED COST OR PRICING DATA	Oct-2010
52.215-13	SUBCONTRACTOR CERTIFIED COST OR PRICING DATA--MODIFICATIONS	Oct-2010
52.215-14	INTEGRITY OF UNIT PRICES	Oct-2010
52.215-15	PENSION ADJUSTMENTS AND ASSET REVERSIONS	Oct-2010
52.215-16	FACILITIES CAPITAL COST OF MONEY	Jun-2003
52.215-18	REVERSION OR ADJUSTMENT OF PLANS FOR POSTRETIREMENT BENEFITS (PRB) OTHER THAN PENSIONS	Jul-2005
52.215-19	NOTIFICATION OF OWNERSHIP CHANGES	Oct-1997
52.215-20	REQUIREMENTS FOR CERTIFIED COST OR PRICING DATA OR INFORMATION OTHER THAN CERTIFIED COST OR PRICING DATA	Oct-2010
52.215-21	REQUIREMENTS FOR CERTIFIED COST OR PRICING DATA AND DATA OTHER THAN CERTIFIED COST OR PRICING DATA -- MODIFICATIONS	Oct-2010
52.215-8	ORDER OF PRECEDENCE--UNIFORM CONTRACT FORMAT	Oct-1997

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NUMBER	DESCRIPTION	DATE
52.219-16	LIQUIDATED DAMAGES-SUBCONTRACTING PLAN	Jan-1999
52.219-8	UTILIZATION OF SMALL BUSINESS CONCERNS	Nov-2016
52.219-9	SMALL BUSINESS SUBCONTRACTING PLAN	Jan-2017
52.222-1	NOTICE TO THE GOVERNMENT OF LABOR DISPUTES	Feb-1997
52.222-19	CHILD LABOR -- COOPERATION WITH AUTHORITIES AND REMEDIES	Oct-2016
52.222-2	PAYMENT FOR OVERTIME PREMIUMS	Jul-1990
52.222-20	CONTRACTS FOR MATERIALS, SUPPLIES, ARTICLES, AND EQUIPMENT EXCEEDING \$15,000	May-2014
52.222-21	PROHIBITION OF SEGREGATED FACILITIES	Apr-2015
52.222-26	EQUAL OPPORTUNITY	Sep-2016
52.222-3	CONVICT LABOR	Jun-2003
52.222-35	EQUAL OPPORTUNITY FOR VETERANS	Oct-2015
52.222-36	EQUAL OPPORTUNITY FOR WORKERS WITH DISABILITIES	Jul-2014
52.222-37	EMPLOYMENT REPORTS ON VETERANS	Feb-2016
52.222-4	CONTRACT WORK HOURS AND SAFETY STANDARDS- OVERTIME COMPENSATION	May-2014
52.222-40	NOTIFICATION OF EMPLOYEE RIGHTS UNDER THE NATIONAL LABOR RELATIONS ACT	Dec-2010
52.222-50	COMBATING TRAFFICKING IN PERSONS	Mar-2015
52.222-54	EMPLOYMENT ELIGIBILITY VERIFICATION	Oct-2015
52.223-10	WASTE REDUCTION PROGRAM	May-2011
52.223-11	OZONE-DEPLETING SUBSTANCES	Jun-2016
52.223-12	REFRIGERATION EQUIPMENT AND AIR CONDITIONERS	Jun-2016
52.223-18	ENCOURAGING CONTRACTOR POLICIES TO BAN TEXT MESSAGING WHILE DRIVING	Aug-2011
52.223-19	COMPLIANCE WITH ENVIRONMENTAL MANAGEMENT SYSTEMS	May-2011
52.223-3	HAZARDOUS MATERIAL IDENTIFICATION AND MATERIAL SAFETY DATA	Jan-1997
52.223-5	POLLUTION PREVENTION AND RIGHT-TO-KNOW INFORMATION	May-2011
52.223-6	DRUG-FREE WORKPLACE	May-2001
52.225-13	RESTRICTIONS ON CERTAIN FOREIGN PURCHASES	Jun-2008
52.227-1	AUTHORIZATION AND CONSENT	Dec-2007
52.227-2	NOTICE AND ASSISTANCE REGARDING PATENT AND COPYRIGHT INFRINGEMENT	Dec-2007
52.228-5	INSURANCE - WORK ON A GOVERNMENT INSTALLATION	Jan-1997
52.228-7	INSURANCE – LIABILITY TO THIRD PERSONS	Mar-1996
52.229-3	FEDERAL, STATE AND LOCAL TAXES	Feb-2013
52.229-4	FEDERAL, STATE, AND LOCAL TAXES (STATE AND LOCAL ADJUSTMENTS)	Feb-2013

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NUMBER	DESCRIPTION	DATE
52.230-2	COST ACCOUNTING STANDARDS	Oct-2015
52.230-6	ADMINISTRATION OF COST ACCOUNTING STANDARDS	Jun-2010
52.232-40	PROVIDING ACCELERATED PAYMENTS TO SMALL BUSINESS SUBCONTRACTORS	Dec-2013
52.234-1	INDUSTRIAL RESOURCES DEVELOPED UNDER DEFENSE PRODUCTION ACT TITLE III	Sep-2016
52.237-2	PROTECTION OF GOVERNMENT BUILDINGS, EQUIPMENT, AND VEGETATION	Apr-1984
52.242-13	BANKRUPTCY	Jul-1995
52.242-15	STOP-WORK ORDER	Aug-1989
52.242-17	GOVERNMENT DELAY OF WORK	Apr-1984
52.242-2	PRODUCTION PROGRESS REPORTS	Apr-1991
52.242-3	PENALTIES FOR UNALLOWABLE COSTS	May-2014
52.242-4	CERTIFICATION OF FINAL INDIRECT COSTS	Jan-1997
52.243-1	CHANGES--FIXED PRICE	Aug-1987
52.244-2	SUBCONTRACTS	Oct-2010
52.244-5	COMPETITION IN SUBCONTRACTING	Dec-1996
52.244-6	SUBCONTRACTS FOR COMMERCIAL ITEMS	Nov-2017
52.245-1	GOVERNMENT PROPERTY	Jan-2017
52.245-9	USE AND CHARGES	Apr-2012
52.246-24	LIMITATION OF LIABILITY--HIGH-VALUE ITEMS	Feb-1997
52.247-55	F.O.B. POINT OF DELIVERY OF GOVERNMENT FURNISHED PROPERTY	Jun-2003

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NUMBER	DESCRIPTION	DATE
52.247-68	REPORT OF SHIPMENT (REPSHIP)	Feb-2006
52.248-1	VALUE ENGINEERING	Oct-2010
52.249-14	EXCUSABLE DELAYS	Apr-1984
52.252-6	AUTHORIZED DEVIATIONS IN CLAUSES	Apr-1984
252.203-7001	PROHIBITION ON PERSONS CONVICTED OF FRAUD OR OTHER DEFENSE-CONTRACT-RELATED FELONIES	Dec-2008
252.203-7002	REQUIREMENT TO INFORM EMPLOYEES OF WHISTLEBLOWER RIGHTS	Sep-2013
252.203-7003	AGENCY OFFICE OF THE INSPECTOR GENERAL	Dec-2012
252.203-7004	DISPLAY OF FRAUD HOTLINE POSTER(S)	Jan-2015
252.204-7000	DISCLOSURE OF INFORMATION	Aug-2013
252.204-7003	CONTROL OF GOVERNMENT PERSONNEL WORK PRODUCT	Apr-1992
252.204-7004	ALTERNATE A, SYSTEM FOR AWARD MANAGEMENT	Oct-2015
252.204-7005	ORAL ATTESTATION OF SECURITY RESPONSIBILITIES	Nov-2001
252.204-7006	BILLING INSTRUCTIONS	Oct-2005
252.204-7012	SAFEGUARDING OF UNCLASSIFIED CONTROLLED TECHNICAL INFORMATION	Oct-2016
252.204-7015	DISCLOSURE OF INFORMATION TO LITIGATION SUPPORT CONTRACTORS	Feb-2014
252.209-7004	SUBCONTRACTING WITH FIRMS THAT ARE OWNED OR CONTROLLED BY THE GOVERNMENT OF A COUNTRY THAT IS A STATE SPONSOR OF TERRORISM	Dec-2014
252.209-7010	CRITICAL SAFETY ITEMS	Oct-2015
252.211-7003	ITEM UNIQUE IDENTIFICATION AND VALUATION	Mar-2016
252.211-7005	SUBSTITUTIONS FOR MILITARY OR FEDERAL SPECIFICATIONS AND STANDARDS	Nov-2005
252.211-7006	PASSIVE RADIO FREQUENCY IDENTIFICATION	Dec-2017
252.211-7007	REPORTING OF GOVERNMENT-FURNISHED PROPERTY	Aug-2012
252.211-7008	USE OF GOVERNMENT-ASSIGNED SERIAL NUMBERS	Sep-2010
252.217-7003	CHANGES	Dec-1991
252.217-7004	JOB ORDERS AND COMPENSATION	May-2006
252.217-7005	INSPECTION AND MANNER OF DOING WORK	Jul-2009
252.217-7006	TITLE	Dec-1991
252.217-7008	BONDS	Dec-1991
252.217-7009	DEFAULT	Dec-1991
5252.223.9114	MANAGEMENT AND DISPOSAL OF HAZARDOUS WASTE	Nov-1996

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NUMBER	DESCRIPTION	DATE
252.217-7010	PERFORMANCE	Jul-2009
252.217-7011	ACCESS TO VESSEL	Dec-1991
252.217-7012	LIABILITY AND INSURANCE	Aug-2003
252.217-7013	GUARANTEES	Dec-1991
252.217-7014	DISCHARGE OF LIENS	Dec-1991
252.217-7015	SAFETY AND HEALTH	Dec-1991
252.217-7016	PLANT PROTECTION	Dec-1991
252.219-7003	SMALL BUSINESS SUBCONTRACTING PLAN (DOD CONTRACTS)	Oct-2014
252.223-7001	HAZARD WARNING LABELS	Dec-1991
252.223-7004	DRUG FREE WORK FORCE	Sep-1988
252.223-7006	PROHIBITION ON STORAGE, TREATMENT, AND DISPOSAL OF TOXIC OR HAZARDOUS MATERIALS	Sep-2014
252.223-7008	PROHIBITION OF HEXAVALENT CHROMIUM	Jun-2013
252.225-7001	BUY AMERICAN AND BALANCE OF PAYMENTS PROGRAM	Dec-2017
252.225-7002	QUALIFYING COUNTRY SOURCES AS SUBCONTRACTORS	Dec-2012
252.225-7004	REPORT OF INTENDED PERFORMANCE OUTSIDE THE UNITED STATES AND CANADA--SUBMISSION AFTER AWARD	Oct-2015
252.225-7008	RESTRICTION ON ACQUISITION OF SPECIALTY METALS	Mar-2013
252.225-7012	PREFERENCE FOR CERTAIN DOMESTIC COMMODITIES	Dec-2017
252.225-7013	DUTY-FREE ENTRY--BASIC (NOV 2014)	May-2016
252.225-7015	RESTRICTION ON ACQUISITION OF HAND OR MEASURING TOOLS	Jun-2005
252.225-7016	RESTRICTION ON ACQUISITION OF BALL AND ROLLER BEARINGS	Jun-2011
252.225-7019	RESTRICTION ON ACQUISITION OF ANCHOR AND MOORING CHAIN	Dec-2009
252.225-7021	TRADE AGREEMENTS--BASIC (NOV 2014)	Nov-2014
252.225-7025	RESTRICTION ON ACQUISITION OF FORGINGS	Dec-2009
252.225-7030	RESTRICTION ON ACQUISITION OF CARBON, ALLOY, AND ARMOR STEEL PLATE	Dec-2006
252.225-7036	BUY AMERICAN--FREE TRADE AGREEMENT--BALANCE OF PAYMENTS PROGRAM--BASIC (NOV 2014)	Nov-2014
252.225-7038	RESTRICTION ON ACQUISITION OF AIR CIRCUIT BREAKERS	Jun-2005
252.225-7048	EXPORT-CONTROLLED ITEMS	Jun-2013
252.226-7001	UTILIZATION OF INDIAN ORGANIZATIONS AND INDIAN-OWNED ECONOMIC ENTERPRISES, AND NATIVE HAWAIIAN SMALL BUSINESS CONCERNS	Sep-2004
252.227-7013	RIGHTS IN TECHNICAL DATA--NONCOMMERCIAL ITEMS	Feb-2014
252.227-7014	RIGHTS IN NONCOMMERCIAL COMPUTER SOFTWARE AND NONCOMMERCIAL COMPUTER SOFTWARE DOCUMENTATION	Feb-2014
252.227-7015	TECHNICAL DATA--COMMERCIAL ITEMS	Feb-2014
252.227-7019	VALIDATION OF ASSERTED RESTRICTIONS – COMPUTER SOFTWARE	Sep-2016
252.227-7025	LIMITATIONS ON THE USE OR DISCLOSURE OF GOVERNMENT-FURNISHED INFORMATION MARKED WITH RESTRICTIVE LEGENDS	May-2013
252.227-7027	DEFERRED ORDERING OF TECHNICAL DATA OR COMPUTER SOFTWARE	Apr-1988
252.227-7030	TECHNICAL DATA--WITHHOLDING OF PAYMENT	Mar-2000
252.227-7037	VALIDATION OF RESTRICTIVE MARKINGS ON TECHNICAL DATA	Sep-2016
252-233-7001	CHOICES OF LAW (OVERSEAS)	Jun-1997

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NUMBER	DESCRIPTION	DATE
252.243-7001	PRICING OF CONTRACT MODIFICATIONS	Dec-1991
252.243-7002	REQUESTS FOR EQUITABLE ADJUSTMENT	Dec-2012
252.244-7000	SUBCONTRACTS FOR COMMERCIAL ITEMS	Jun-2013
252.244-7001	CONTRACTOR PURCHASING SYSTEM ADMINISTRATION	May-2014
252.245-7001	TAGGING, LABELING, AND MARKING OF GOVERNMENT-FURNISHED PROPERTY	Apr-2012
252.245-7002	REPORTING LOSS OF GOVERNMENT PROPERTY	Apr-2012
252.246-7000	MATERIAL INSPECTION AND RECEIVING REPORT	Mar-2008
252.246-7003	NOTIFICATION OF POTENTIAL SAFETY ISSUES	Jun-2013
252-246-7004	SAFETY OF FACILITIES, INFRASTRUCTURE, AND EQUIPMENT FOR MILITARY OPERATIONS	Oct-2010
252-246-7006	WARRANTY TRACKING OF SERIALIZED ITEMS	Mar-2016
252.247-7021	RETURNABLE CONTAINERS OTHER THAN CYLINDERS	May-1995
252.247-7023	TRANSPORTATION OF SUPPLIES BY SEA	Apr-2014
252.247-7024	NOTIFICATION OF TRANSPORTATION OF SUPPLIES BY SEA	Mar-2000
252.251-7000	ORDERING FROM GOVERNMENT SUPPLY SOURCES	Aug-2012
252-217-7004	JOB ORDERS AND COMPENSATION	May-2006

## CLAUSES INCORPORATED BY FULL TEXT:

HQ D-1-0007 WARRANTY NOTIFICATION FOR ITEM(S) (If applicable to be filled out at the order level) - ALTERNATE I (NAVSEA) (APR 2015)

The Contractor shall apply a permanent warranty notification stamping or marking on each warranted deliverable end item and its container in accordance with MIL-STD-129R dated 18 February 2014 and MIL-STD-130N(1) dated 16 November 2012. The notification shall be placed in close proximity to other required stamping or markings so as to be easily readable by personnel. The warranty notification shall read:

THIS ITEM WARRANTED UNDER CONTRACT N00024-  
TO CONFORM TO DESIGN,  
MANUFACTURING, AND PERFORMANCE REQUIREMENTS  
AND BE FREE FROM DEFECTS IN MATERIAL AND  
WORKMANSHIP FOR FROM  
DATE OF ACCEPTANCE. IF ITEM IS DEFECTIVE  
NOTIFY AND PCO

HQ E-2-0002 ADDITIONAL PROVISIONS RELATING TO CORRECTION OF DEFECTS (NAVSEA) (OCT 1990)

In case any work done or materials or supplies furnished by the Contractor under this contract for any vessel, or the equipment thereof, shall within sixty (60) days of delivery of the vessel to the Government, or the date of final acceptance, whichever occurs first, prove defective or deficient, such defects or



deficiencies shall, as required by the Government, be corrected or repaired by the Contractor to the satisfaction of the Contracting Officer; provided, however, that with respect to any individual work item which is incomplete or deficient at the time of delivery or acceptance, the Contractor's obligation under this requirement to correct or repair such deficiency shall extend sixty (60) days from the date of such correction or repair, whichever occurs first. The Contractor shall be entitled to allowable costs for corrections or repairs performed in accordance with this requirement but shall not be entitled to any additional fee for such work.

#### HQ E-2-0015 QUALITY MANAGEMENT SYSTEM REQUIREMENTS (NAVSEA) (APR 2017)

Quality Management System Requirements. The Contractor shall provide and maintain a quality management system that, as a minimum, adheres to the requirements of ANSI/ISO/ASQ 9001-2015 Quality Management Systems and supplemental requirements imposed by this contract. The quality management system procedures, planning, and all other documentation and data that comprise the quality management system shall be made available to the Government for review. Existing quality documents that meet the requirements of this contract may continue to be used. The Government may perform any necessary inspections, verifications, and evaluations to ascertain conformance to requirements and the adequacy of the implementing procedures. The Contractor shall require of subcontractors a quality management system achieving control of the quality of the services and/or supplies provided. The Government reserves the right to disapprove the quality management system or portions thereof when it fails to meet the contractual requirements.