

General Terms and Conditions of Purchase

Supplement 2 – Department of Defense FAR Supplement (DFARS) Government Contract Provisions

- 1. When the materials or products furnished are for use in connection with a U.S. Government Department of Defense prime contract or subcontract, in addition to the DRS General Purchase Order Terms and Conditions and the Supplement 1 FAR provisions, the following provisions shall apply. The effective version of each Department of Defense FAR Supplement (hereinafter "DFARS") provision shall be the same version as that which appears in Buyer's prime contract or higher tier subcontract under which this Purchase Order is a subcontract. In the event of a conflict between these DFARS provisions, or the Supplement 1 FAR provisions, and the General Purchase Order Terms and Conditions, the DFARS provisions shall control. For the acquisition of commercial items under purchase orders placed in support of and charged to a DOD prime contract or subcontract, the only DFARS clauses that are required are those annotated with *.
 For the definition of a commercial item, see FAR 2.101.
- 2. The following clauses set forth in the DFARS in effect as of the date of DRS' prime contract or higher tier subcontract are incorporated herein by reference. In all clauses listed herein, the terms "Government," "Contracting Officer" and "Contractor" shall be deemed revised to suitably identify the contracting parties herein and effect the proper intent of the provision except where further clarified or modified below. "Subcontractor," however, shall mean "Seller's Subcontractor" under the Purchase Order. The Seller, by signing its offer, hereby certifies compliance with the following clauses and is, therefore eligible for award.

A. Applicable to All Purchase Orders:		DFARS
1.	Disclosure of Information	252.204-7000
2.	Intent to Furnish Precious Metals as Government-Furnished	
	Material	252.208-7000
3.	Item Identification & Valuation	252.211-7003
4.	Contract Terms & Conditions (Implementation of Executive	
	Orders)	252.212-7001*
5.	Pricing of Adjustments	252.215-7000
6.	Excessive Pass-Through Charges	252.215-7004
7.	Restrictions on Employment of Personnel	252.222-7000
8.	Hazard Warning Labels	252.223-7001
9.	Prohibition on Storage and Disposal of Toxic and Hazardous	
	Materials (Alternate)	252.223-7006
10.	Safeguarding Sensitive Conventional Arms, Ammunition, and	
	Explosives	252.223-7007
11.	Prohibition of Hexavalent Chromium.	252.223-7008

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13. Buy America Act and Balance of Payments Program 14. Qualifying Country Sources as Subcontractors 15. Quarterly Reporting of Actual Contract Performance Outside the United States 252.225-7006 16. Prohibition on Acquisition of United States Munitions List Items from Communist Chinese Military Companies 252.225-7007 17. Restriction on Acquisition of Specialty Metals 18. Restriction on Acquisition of Specialty Metals 252.225-7009 19. Commercial Derivative Military Article – Specialty Metals Compliance Certificate 252.225-7010 20. Restriction on Acquisition of Super Computers 21. Preference for Certain Domestic Commodities 252.225-7011 22. Duly-Free Entry 252.225-7012 23. Restriction on Acquisition of Ball and Roller Bearings 252.225-7015 24. Restriction on Acquisition of Ball and Roller Bearings 252.225-7016 25. Restriction on Acquisition of Foreign Anchor and Mooring Chain 252.225-7019 26. Trade Agreements Certificate 252.225-7020 27. Trade Agreements Certificate 252.225-7021 28. Restriction on Acquisition of Foreign Military Sales 252.225-7025 29. Restriction on Acquisition of Foreign Military Sales 252.225-7028 30. Exclusionary Policies and Practices of Foreign Governments 252.225-7028 31. Restriction on Acquisition of Carbon, Alloy and Armor Steel Plate 252.225-7036 32. Secondary Arab Boycott of Israel 33. Buy American Act – Free Trade Agreements- Balance of Payments Program 252.225-7036 34. Restriction on Acquisition of Air Circuit Breakers 252.225-7038 35. Anti-terrorism Protection for Defense Contractors Outside the United States 36. Utilization of Indian Organizations, Indian-Owned Economic Enterprises, and Native Hawaiian Small Business Concerns 252.225-7001 37. Rights in Technical Data – Noncommercial litems 252.227-7013 38. Rights in Noncommercial Computer Software Documentalion 252.227-7014 39. Technical Data – Commercial Items 252.227-7015	12. Buy American Act Balance of Payments Program Certificate	252.225-7000
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31. Restriction of Acquisition of Carbon, Alloy and Armor Steel Plate 252.225-7030 32. Secondary Arab Boycott of Israel 252.225-7031 33. Buy American Act – Free Trade Agreements- Balance of Payments Program 252.225-7036 34. Restriction on Acquisition of Air Circuit Breakers 252.225-7038 35. Anti-terrorism Protection for Defense Contractors Outside the United States 252.225-7043 36. Utilization of Indian Organizations, Indian-Owned Economic Enterprises, and Native Hawaiian Small Business Concerns 252.226-7001 37. Rights in Technical Data – Noncommercial items 252.227-7013 38. Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation 252.227-7014 39. Technical Data – Commercial Items 40. Rights in Bid or Proposal Information (No substitutions for	29. Restriction on Contingent Fees for Foreign Military Sales	252.225-7027
Plate 252.225-7030 32. Secondary Arab Boycott of Israel 252.225-7031 33. Buy American Act – Free Trade Agreements- Balance of Payments Program 252.225-7036 34. Restriction on Acquisition of Air Circuit Breakers 252.225-7038 35. Anti-terrorism Protection for Defense Contractors Outside the United States 252.225-7043 36. Utilization of Indian Organizations, Indian-Owned Economic Enterprises, and Native Hawaiian Small Business Concerns 252.226-7001 37. Rights in Technical Data – Noncommercial items 252.227-7013 38. Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation 252.227-7014 39. Technical Data – Commercial Items 252.227-7015	30. Exclusionary Policies and Practices of Foreign Governments	252.225-7028
32. Secondary Arab Boycott of Israel 33. Buy American Act – Free Trade Agreements- Balance of Payments Program 34. Restriction on Acquisition of Air Circuit Breakers 35. Anti-terrorism Protection for Defense Contractors Outside the United States 36. Utilization of Indian Organizations, Indian-Owned Economic Enterprises, and Native Hawaiian Small Business Concerns 37. Rights in Technical Data – Noncommercial items 38. Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation 39. Technical Data – Commercial Items 40. Rights in Bid or Proposal Information (No substitutions for	31. Restriction of Acquisition of Carbon, Alloy and Armor Steel	
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34. Restriction on Acquisition of Air Circuit Breakers 35. Anti-terrorism Protection for Defense Contractors Outside the United States 252.225-7043 36. Utilization of Indian Organizations, Indian-Owned Economic Enterprises, and Native Hawaiian Small Business Concerns 252.226-7001 37. Rights in Technical Data – Noncommercial items 252.227-7013 38. Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation 252.227-7014 39. Technical Data – Commercial Items 40. Rights in Bid or Proposal Information (No substitutions for	33. Buy American Act – Free Trade Agreements- Balance of	
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36. Utilization of Indian Organizations, Indian-Owned Economic Enterprises, and Native Hawaiian Small Business Concerns 252.226-7001 37. Rights in Technical Data – Noncommercial items 252.227-7013 38. Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation 252.227-7014 39. Technical Data – Commercial Items 252.227-7015 40. Rights in Bid or Proposal Information (No substitutions for	35. Anti-terrorism Protection for Defense Contractors Outside the	
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38. Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation 39. Technical Data – Commercial Items 40. Rights in Bid or Proposal Information (No substitutions for	Enterprises, and Native Hawaiian Small Business Concerns	252.226-7001
Noncommercial Computer Software Documentation 252.227-7014 39. Technical Data – Commercial Items 252.227-7015 40. Rights in Bid or Proposal Information (No substitutions for	37. Rights in Technical Data – Noncommercial items	252.227-7013
 39. Technical Data – Commercial Items 40. Rights in Bid or Proposal Information (No substitutions for 	38. Rights in Noncommercial Computer Software and	
40. Rights in Bid or Proposal Information (No substitutions for	Noncommercial Computer Software Documentation	252.227-7014
	39. Technical Data - Commercial Items	252.227-7015
"Government" or "Contracting Officer" are made) 252.227-7016	40. Rights in Bid or Proposal Information (No substitutions for	
	"Government" or "Contracting Officer" are made)	252.227-7016

DRS GENERAL TERMS & CONDITIONS – SUPPLEMENT 2 VERSION: June 2012

41. Identification and Assertion of Use, Release or Disclosure	
Restrictions	252.227-7017
42. Rights in Noncommercial Technical Data and Computer	
Software – Small Business Innovation Research Program	252.227-7018
43. Validation of Asserted Restrictions – Computer Software	252.227-7019
44. Rights in Special Works	252.227-7020
45. Rights in Data – Existing Works	252.227-7021
46. Limitation on the Use or Disclosure of Government-Furnished	
Information Marked with Restrictive Legends (no substitution	
is made for "Government")	252.227-7025
47. Deferred Delivery of Technical Data or Computer Software	252.227-7026
48. Deferred Ordering of Technical Data or Computer Software	252.227-7027
49. Technical Data or Computer Software Previously Delivered to	
the Government	252.227-7028
50. Technical Data – Withholding of Payment	252.227-7030
51. Rights In Shop Drawings	252.227-7033
52. Validation of Restrictive Markings on Technical Data	252.227-7037
53. Patent Rights Ownership by Contractor	252.227-7038
54. Patents – Reporting of Subject Inventions	252.227-7039
55. Accident Reporting and Investigation Involving Aircraft,	
Missiles, and Space Launch Vehicles	252.228-7005
56. Status of Contractor as Direct Contractor (Spain)	252.229-7004
57. Reporting of Foreign Taxes – US Assistance Programs	252.229-7011
58. Supplemental Cost Principles	252.231-7000
59. Frequency Authorization	252.235-7003
60. Modification Proposals Price Breakdown	252.236-7000
61. Requirement for Competition Opportunity for American Steel	
Producers, Fabricators and Manufacturers	252.236-7013
62. Training for Contractor Personnel Interacting with Detainees	252.237-7019*
63. Protection Against Compromising Emanations	252.239-7000
64. Telecommunications Security Equipment, Devices, Techniques	
and Services	252.239-7016
65. Pricing of Contract Modifications	252.243-7001
66. Subcontracts for Commercial Items and Commercial	
Components	252.244-7000
67. Warranty of Data	252.246-7001
68. Notification of Potential Safety Issues	252.246-7003
69. Representation of Extent of Transportation by Sea	252.247-7022
70. Notification of Transportation of Supplies by Sea	252.247-7024 *

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В.	Orders Over \$100,000 Shall Also Include the Following:	
	 71. Prohibition on Persons Convicted of Fraud or Other Defense Contract Related Felonies 72. Transportation of Supplies by Sea 73. Notification of Anticipated Contract Terminations or Reductions 	252.203-7001 252.247-7023 * 252.249-7002
C.	Orders Over \$650,000 Shall Also Include the Following:	
	 74. Small, Business Subcontracting Plan (DOD Contracts) 75. Reporting of Contract Performance Outside the United States and Canada – Submission after Award (first tier 	252.219-7003
	subcontractors only)	252.225-7004
D.	Orders Over \$1,000,000 Shall Also Include the Following:	
	76. Acquisition Streamlining77. Restrictions on the Use of Mandatory Arbitration Agreements78. Waiver of United Kingdom Levies	252.211-7000 252.222-7006 252.225-7033
E.	Orders Over \$1,500,000 Shall Also Include the Following:	
	79. Acquisition Streamlining	252.211-7000
F.	Orders Over \$5,000,000 Shall Also Include the Following:	
	80. Display of Fraud Hotline Posters	252.203-7004
G.	Orders Performed Outside the United States	
	81. Contractor Personnel Authorized to Accompany U.S. Forces Deployed Outside the United States	252.225-7040
Н.	Orders Involving Export Controlled Items	
	82. Requirements for Contracts Involving Export Controlled Items	252.204-7008*