

Plasan North America Supplemental Terms & Conditions
Federal Acquisition Regulation (FAR), Department of Defense FAR Supplement (DFARS) and other FAR Agency
Supplemental Clauses

The following clauses set forth in the Federal Acquisition Regulation (“FAR” available at <http://www.acquisition.gov/FAR>), the Department of Defense FAR Supplement (“DFARS” available at <http://www.acq.osd.mil/dpap/dars/dfarspgi/current/index.html>) and other applicable FAR agency supplemental clauses in effect as of the date identified below are incorporated herein by reference with the same force and effect as if they were given in full text.

- (a) *Definitions.* For purposes of this Purchase Order, the following clauses shall operate, impose the obligations and responsibilities of the parties and be interpreted as if:
- i. “Changes clause” means Section 10 (Change Request Procedure; Amendments; Waivers) of the Terms and Conditions;
 - ii. “Contract” means this “Purchase Order”;
 - iii. “Contracting Officer” means an authorized representative of Buyer’s purchasing department;
 - iv. “Contractor” means “Supplier”;
 - v. “COTS item” means “commercially available off-the-shelf item” as defined in FAR 2.101;
 - vi. “Disputes clause” means Section 23 (Disputes; Governing Law) of the Terms and Conditions;
 - vii. “Government” means “Buyer”;
 - viii. “Offeror” means “Supplier”;
 - ix. “Prime Contract” shall mean Buyer’s contract with the U.S. Government or a higher-tiered contractor to which this Purchase Order relates;
 - x. “Simplified Acquisition Threshold” shall mean the simplified acquisition threshold specified in FAR 2.101 or other agency directive in effect as of the date of the applicable prime contract.
 - xi. “Subcontractor” shall mean Supplier’s lower-tier subcontractors and Suppliers;
 - xii. “Supplies” and “Services” shall mean the Products furnished under this Purchase Order;
and
 - xiii. “Termination for Default clause” means Section 19.1 (Termination for Default) of the Terms and Conditions.

(b) For the clauses marked with an asterisk, the substitution of parties specified in (iii) and (vii) above shall not apply; references to the “Government” shall mean the U.S. Government and references to the “Contracting Officer” shall mean the U.S. Government Contracting Officer under the applicable Prime Contract.

(c) *Flowdown Requirement.* Supplier shall include these FAR, DFARS and other FAR agency supplemental clauses in each lower-tier subcontract it issues, as applicable.

(d) *Commercial Items.* If the Products required by the Purchase Order qualify as “Commercial Items”, as that term is defined in FAR 2.101, Supplier is only required to comply with the applicable FAR, DFARS and FAR agency supplemental clauses included in Sections A, B, D, and E.

A. All Purchase Orders

The following clauses apply to **all Purchase Orders** in accordance with the parenthetical conditions outlined below, if any.

Clauses		Limitations on Applicability (if blank, the clause applies to all Purchase Orders)	Date
FAR			
52.202-1	Definitions		NOV 2013
52.203-3	Gratuities		APR 1984
52.203-8	Cancellation, Rescission, and Recovery of Funds for Illegal or Improper Activity		MAY 2014
52.203-10	Price or Fee Adjustment for Illegal or Improper Activity		MAY 2014
52.203-12	Limitation on Payment to Influence Certain Federal Transactions	Applies to Purchase Orders with a value exceeding \$100,000	SEP 2007
52.203-19	Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements		JAN 2017
52.204-2	Security Requirements	Applies to Purchase Orders that involve access to classified information	AUG 1996
52.204-9	Personal Identity Verification of Contractor Personnel	Applies to Purchase Orders when Supplier's employees are required to have routine physical access to a Federally- controlled facility or routine access to a Federally- controlled information system; Supplier shall return to Buyer the identification issued under the clause	JAN 2011
52.204-10	Reporting Executive Compensation and First-Tier Subcontract Awards	Applies to Purchase Orders with a value of \$30,000 or more; Supplier is only required to provide Buyer with the information required in paragraphs (d)(2) and (d)(3) of the clause; such information provided by Supplier will be made publicly available	OCT 2018
52.204-21	Basic Safeguarding of Covered Contractor Information Systems	Applies to Purchase Orders, other than those for COTS items, in which Supplier may have Federal contract information residing in or transiting through its information system	JUN 2016
52.204-23	Prohibition on Contracting for Hardware, Software, and Services Developed or Provided by Kaspersky Lab and Other Covered Entities		JUL 2018
52.204-25	Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment		AUG 2019
52.208-8	Required Sources for Helium and Helium Usage Data	Applies to Purchase Order that involve a major helium requirement (as defined in paragraph (a) of the clause)	AUG 2018

52.209-1	Qualification Requirements	Applies to Purchase Orders for supplies or services that are subject to a qualification requirement	FEB 1995
52.209-6	Protecting the Government's Interest when Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment	Applies to Purchase Orders with a value exceeding \$30,000; does not apply to Purchase Orders for COTS items	AUG 2013
52.209-10	Prohibition on Contracting with Inverted Domestic Corporations		NOV 2015
52.211-5	Material Requirements		AUG 2000
52.211-11	Liquidated Damages—Supplies, Services, or Research and Development	Applies if liquidated damages are specified in the Purchase Order	SEP 2000
52.211-15	Defense Priority and Allocation Requirements	Applies to rated Purchase Orders	APR 2008
52.215-21	Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data—Modifications		OCT 2010
52.219-8	Utilization of Small Business Concerns		OCT 2018
52.219-28	Post-Award Small Business Program Representation		JUL 2013
52.222-1	Notice to the Government of Labor Disputes		FEB 1997
52.222-3	Convict Labor		JUL 2003
52.222-4	Contract Work Hours and Safety Standards Act—Overtime Compensation	Applies to Purchase Orders that may require or involve the employment of laborers or mechanics	JUL 2005
52.222-19	Child Labor—Cooperation with Authorities and Remedies		FEB 2016
52.222-20	Contracts for Materials, Supplies, Articles, and Equipment Exceeding \$15,000	Applies to Purchase Orders with a value exceeding \$15,000 for the manufacture or furnishing of materials, supplies, articles or equipment	MAY 2014
52.222-21	Prohibition of Segregated Facilities		APR 2015
52.222-26	Equal Opportunity		SEP 2016
52.222-29	Notification of Visa Denial	Applies to Purchase Orders performed in or on behalf of a foreign country	APR 2015
52.222-36	Equal Opportunity for Workers with Disabilities	Applies to Purchase Orders with a value exceeding \$15,000	JUL 2014
52.222-40	Notification of Employee Rights Under the National Labor Relations Act	Applies to Purchase Orders with a value exceeding \$10,000	DEC 2010
52.222-50	Combating Trafficking in Persons	The requirements of paragraph (h) apply only to the portion of the Purchase Order that: (i) is for supplies, other than COTS items, acquired	JAN 2019

		outside the United States, or services to be performed outside the United States; and (ii) has an estimated value that exceeds \$500,000; Supplier shall submit the certification required by this clause prior to award of the Purchase Order and annually thereafter	
52.223-3	Hazardous Material Identification and Material Safety Data	Applies to Purchase Orders that involve hazardous materials	JAN 1997
52.223-5	Pollution Prevention and Right-to-Know Information	Applies to Purchase Orders that require performance on a federal facility	MAY 2011
52.223-7	Notice of Radioactive Materials	Applies to Purchase Orders for radioactive materials meeting the criteria in paragraph (a) of the clause	JAN 1997
52.223-11	Ozone-Depleting Substances and High Global Warming Potential Hydrofluorocarbons	Applies to Purchase Orders for ozone-depleting substances or for supplies that may contain or be manufactured with ozone-depleting substances or high global warming potential hydrofluorocarbons	JUN 2016
52.223-16	Acquisition of EPEAT®-Registered Personal Computer Products Alternate I (JUN 2014)	Applies to Purchase Orders for: (i) personal computer products; (ii) services that require furnishing of personal computer products for use by the Government; or (iii) Supplier's operation of Government-owned facilities	JUN 2014
52.223-18	Encouraging Contractor Policies to Ban Text Messaging While Driving	Applies to Purchase Orders with a value exceeding \$3,500	AUG 2011
52.223-20	Aerosols	Applies to Purchase Orders (i) for products that may contain high global warming potential hydrofluorocarbons as a propellant, or as a solvent; or (ii) that involve maintenance or repair of electronic or mechanical devices	JUN 201
52.225-13	Restrictions on Certain Foreign Purchases		JUN 2008
52.227-9	Refund of Royalties	Applies to Purchase Orders in which the amount of royalties reported during negotiation of the Purchase Order exceeds \$250	APR 1984
52.227-10*	Filing of Patent Applications—Classified Subject Matter	Applies to Purchase Orders that cover or are likely to cover classified subject matter	DEC 2007
52.227-11*	Patent Rights—Ownership by the Contractor	Applies to Purchase Orders that involve experimental, developmental or research work to be performed by a small business concern or nonprofit organization	MAY 2014
52.227-13*	Patent Rights—Ownership by the Government	Applies to Purchase Orders that involve experimental, design or research work if Supplier: (i) is not located in the United States; (ii) does not have a place of business located in the United States; or (iii) is subject to the control of a foreign government	DEC 2007

52.228-3	Workers' Compensation Insurance (Defense Base Act)	Applies to Purchase Orders subject to the Defense Base Act	JUL 2014
52.228-4	Workers' Compensation and War-Hazard Insurance Overseas	Applies to Purchase Orders in support of a public work Prime Contract performed outside of the United States if the Secretary of Labor waived the applicability of the Defense Base Act	APR 1984
52.228-5	Insurance—Work on a Government Installation	Applies to Purchase Orders that involve work on a government installation; Supplier shall provide Buyer the proof of insurance required by this clause	JAN 1997
52.232-39	Unenforceability of Unauthorized Obligations		JUN 2013
52.232-40	Providing Accelerated Payments to Small Business Subcontractors	Applies to Purchase Orders with small business concerns	DEC 2013
52.233-3	Protest After Award	In paragraph (b)(2), the term "30 days" is changed to "15 days"	AUG 1996
52.233-4	Applicable Law for Breach of Contract Claim		OCT 2004
52.234-1	Industrial Resources Developed Under Title III, Defense Production Act		SEP 2016
52.236-13	Accident Prevention		NOV 1991
52.239-1	Privacy or Security Safeguards	Applies to Purchase Orders for information technology which require security of information technology, and/or are for the design, development or operation of a system of records using commercial information technology services or support services	AUG 1996
52.242-15	Stop-Work Order	In paragraph (a), the term "90 days" is changed to "100 days"; in paragraph (b)(2), the term "30 days" is changed to "15 days"	AUG 1989
52.243-1	Changes—Fixed Price Alternate II (APR 1984)	In paragraph (c), the term "30 days" is changed to "15 days"	AUG 1987
52.243-6	Change Order Accounting	Applies if the Prime Contract requires Change Order Accounting	APR 1984
52.244-6	Subcontracts for Commercial Items		JAN 2019
52.245-1	Government Property Alternate I (APR 2012)		APR 2012
52.245-9	Use and Charges		APR 2012
52.246-15	Certificate of Conformance		APR 1984
52.247-58	Loading, Blocking, and Bracing of Freight Car Shipments		APR 1984
52.247-63	Preference for U.S.-Flag Air Carriers	Applies to Purchase Orders that may involve international air transportation	JUN 2003
52.247-64	Preference for Privately Owned U.S.- Flag Commercial Vessels		FEB 2006
52.248-1	Value Engineering	Applies to Purchase Orders with a value exceeding \$100,000; Supplier shall share equally with Buyer in any savings resulting	FEB 2000

		from the Government's acceptance of Supplier's proposal pursuant to this clause	
52.249-2	Termination for Convenience of the Government (Fixed-Price)	In paragraph (c), the term "120 days" is changed to "60 days", in paragraph (d) the term "15 days" is changed to "30 days" and the term "45 days" is changed to "60 days", in paragraph (e), the term "1 year" is changed to "90 days", and in paragraph (l), the term "90 days" is changed to "60 days"	APR 2012
52.252-6	Authorized Deviations in Clauses		APR 1984
DFARS			
252.203-7002	Requirement to Inform Employees of Whistleblower Rights		SEP 2013
252.204-7000	Disclosure of Information		OCT 2016
252.204-7003	Control of Government Personnel Work Product		APR 1992
252.204-7005	Oral Attestation of Security Responsibilities	Applies to Purchase Orders that include FAR 52.204-2	NOV 2001
252.204-7010	Requirement for Contractor to Notify DoD if the Contractor's Activities are Subject to Reporting Under the U.S.-International Atomic Energy Agency Additional Protocol	Applies to Purchase Orders that are subject to the provisions of the U.S.-IAEA AP	JAN 2009
252.204-7012	Safeguarding Covered Defense Information and Cyber Incident Reporting	Applies if the Purchase Order is for operationally critical support or for which performance will involve a covered contractor information system (as defined in the clause). Supplier must rapidly report cyber incidents directly to DoD at https://dibnet.dod.mil and Buyer. This includes providing the incident report number assigned by DoD to Buyer as soon as practicable. Supplier must also notify Buyer when submitting a request to vary from a NIST SP 800-171 security requirement in accordance with paragraph (b)(2)(ii)(B) of the clause.	DEC 2019
252.204-7015	Notice of Authorized Disclosure of Information for Litigation Support		MAY 2016
252.204-7018	Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services		DEC 2019
252.204-7020	NIST SP 800-171 DoD Assessment Requirements	Applies to Purchase Orders other than those for COTS items	NOV 2020
252.209-7004	Subcontracting with Firms that are Owned or Controlled by the Government of a Terrorist Country		MAY 2019

252.211-7003	Item Unique Identification and Valuation	Applies to Purchase Orders for items for which item unique identification is required in accordance with paragraph (c)(1) of the clause	MAR 2016
252.211-7006	Passive Radio Frequency Identification		SEP 2011
252.211-7007	Reporting of Government-Furnished Property		AUG 2012
252.211-7008	Use of Government-Assigned Serial Numbers	Applies to Purchase Orders that include DFARS 252.211-7003	SEP 2010
252.223-7001	Hazard Warning Labels	Applies to Purchase Orders that involve the delivery of hazardous materials	DEC 1991
252.223-7004	Drug-Free Work Force		SEP 1988
252.223-7006	Prohibition on Storage, Treatment, and Disposal of Toxic and Hazardous Materials—Basic	Applies to Purchase Orders that require, may require or permit Supplier access to a DoD installation	SEP 2014
252.223-7007	Safeguarding Sensitive Conventional Arms, Ammunition, and Explosives	Applies to Purchase Orders for the development, production, manufacture, or purchase of arms, ammunition, or explosives or when arms, ammunition, or explosives will be provided to Supplier as government-furnished property	SEP 1999
252.223-7008	Prohibition of Hexavalent Chromium		JUN 2013
252.225-7002	Qualifying Country Sources as Subcontractors		DEC 2017
252.225-7007	Prohibition of Acquisition of United States Munitions List Items from Communist Chinese Military Companies	Applies to Purchase Orders for items covered by the United States Munitions List	DEC 2018
252.225-7008	Restriction on Acquisition of Specialty Metals		MAR 2013
252.225-7009	Restriction on Acquisition of Certain Articles Containing Specialty Metals	Applies to Purchase Orders for items containing specialty metals; paragraphs (d) and (e)(1) are excluded; Supplier may not rely on the exception in paragraph (c)(6) of the clause without Buyer's prior written consent	OCT 2014
252.225-7012	Preference for Certain Domestic Commodities		FEB 2013
252.225-7013	Duty-Free Entry (Deviation 2020-00019)		JUL 2020
252.225-7015	Restriction on Acquisition of Hand or Measuring Tools		JUN 2005
252.225-7021	Trade Agreements (Deviation 2020-00019)	Applies to Purchase Orders if Supplier provides end products that will be delivered to the U.S. Government as-is (e.g., spare parts)	JUL 2020
252.225-7025	Restriction on Acquisition of Forgings		DEC 2009

252.225-7027	Restriction on Contingent Fees for Foreign Military Sales		APR 2003
252.225-7028	Exclusionary Policies and Practices of Foreign Governments		APR 2003
252.225-7030	Restriction on Acquisition of Carbon, Alloy, and Armor Steel Plate	Applies to Purchase Orders that involve delivery to the government of carbon, alloy, or armor steel plate described in paragraph (b) of the clause	DEC 2006
252.225-7033	Waiver of United Kingdom Levies	Applies to Purchase Orders which may involve the award of a lower-tier subcontract exceeding \$1M to a U.K. firm	APR 2003
252.225-7036	Buy American—Free Trade Agreements—Balance of Payment Program	Applies to Purchase Orders if Supplier provides end products that will be delivered to the U.S. Government as-is (e.g., spare parts)	AUG 2016
252.225-7041	Correspondence in English		JUN 1997
252.225-7021	Trade Agreements (Deviation 2020-O0019)	Applies to Purchase Orders if Supplier provides end products that will be delivered to the U.S. Government as-is (e.g., spare parts)	JUL 2020
252.225-7048	Export-Controlled Items		JUN 2013
252.225-7052	Restriction on the Acquisition of Certain Magnets and Tungsten	Applies to Purchase Orders if Supplier provides "covered material" (as defined in the clause) or any item that contains "covered material" that will be delivered to the U.S. Government as-is	APR 2019
252.225-7993 (DEV 2015-O0016)	Prohibition on Providing Funds to the Enemy (Deviation 2015-O0016)	Applies to Purchase Orders exceeding \$50,000 that will be performed outside of the United States and its outlying areas	SEP 2015
252.227-7013*	Rights in Technical Data—Noncommercial Items	Applies to Purchase Orders under which technical data for noncommercial items, or for commercial items developed in any part at Government expense, will be obtained from Supplier for delivery to Buyer and/or the Government	FEB 2014
252.227-7014*	Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation	Applies to Purchase Orders when Supplier's performance will require delivery of noncommercial computer software or computer software documentation	FEB 2014
252.227-7015*	Technical Data—Commercial Items	Applies to Purchase Orders requiring technical data related to commercial items developed in any part at private expense to be delivered to Buyer and/or the Government	FEB 2014
252.227-7016*	Rights in Bid or Proposal Information		JAN 2011
252.227-7019*	Validation of Asserted Restrictions—Computer Software	Applies to Purchase Orders under which Supplier will be furnishing computer software to Buyer and/or the Government	SEP 2011
252.227-7020*	Rights in Special Works	Applies to Purchase Orders for modified existing works (as defined in DFARS 227.7105-1)	JUN 1995

252.227-7025*	Limitations on the Use or Disclosure of Government-Furnished Information Marked with Restrictive Legends		MAY 2013
252.227-7026*	Deferred Delivery of Technical Data or Computer Software	The 2 year timeframe in this clause shall run from the date Buyer accepts the last delivery of the applicable item from Supplier for use in performing the Purchase Order	APR 1988
252.227-7027*	Deferred Ordering of Technical Data or Computer Software	The 2 year timeframe in this clause shall run from the date Buyer accepts the last delivery of the applicable item from Supplier for use in performing the Purchase Order	APR 1988
252.227-7030	Technical Data—Withholding of Payment		MAR 2000
252.227-7037*	Validation of Restrictive Markings on Technical Data	Applies to Purchase Orders that require delivery of technical data	SEP 2016
252.227-7038*	Patent Rights—Ownership by the Contractor (Large Business)	Applies to Purchase Orders involving experimental, developmental or research work if Supplier: (i) is not a small business concern; and (ii) is not a non-profit organization. If Supplier (i) is not located in the United States; (ii) does not have a place of business located in the United States; or (iii) is subject to the control of a foreign government, FAR 2.227-13 applies in lieu of this clause	JUN 2012
252.227-7039*	Patents--Reporting of Subject Inventions	Applies to Purchase Orders that contain FAR 52.227-11, FAR 52,227-13 or DFARS 252.227-7038	APR 1990
252.228-7000	Reimbursement for War-Hazard Losses	Applies if FAR 52.228-4 applies to the Purchase Order and the head of the contracting activity decides not to allow Buyer and/or Supplier to buy insurance for war-hazard losses	DEC 1991
252.229-7011	Reporting of Foreign Taxes—U.S. Assistance Programs	Applies to Purchase Orders for commodities that exceed \$500	SEP 2005
252.235-7003	Frequency Authorization—Basic	Applies to Purchase Orders requiring the development, production, construction, testing or operation of a device for which a radio frequency authorization is required	MAR 2014
252.235-7010	Acknowledgement of Support and Disclaimer	Applies to Purchase Orders for research and development	MAY 1995
252.239-7000	Protection Against Compromising Emanations	Applies to Purchase Orders involving information technology that requires protection against compromising emanations	JUN 2004
252.239-7001	Information Assurance Contractor Training and Certification	Applies to Purchase Orders involving the performance of information assurance functions	JAN 2008
252.239-7016	Telecommunications Security Equipment, Devices, Techniques, and Services	Applies to Purchase Orders which require securing telecommunications	DEC 1991

252.239-7018	Supply Chain Risk	Applies to Purchase Orders involving the development or delivery of any information technology, whether acquired as a service or as a supply	FEB 2019
252.243-7002	Requests for Equitable Adjustment		DEC 2012
252.244-7000	Subcontracts for Commercial Items		JUN 2013
252.245-7001	Tagging, Labeling, and Marking of Government-Furnished Property		APR 2012
252.245-7002	Reporting Loss of Government Property		DEC 2017
252.245-7003	Contractor Property Management System Administration		APR 2012
252.245-7004	Reporting, Reutilization, and Disposal		DEC 2017
252.246-7001	Warranty of Data Alternate II (MAR 2014)	Applies to Purchase Orders that require delivery of technical data	MAR 2014
252.246-7003	Notification of Potential Safety Issues	Applies to Purchase Orders for (i) parts identified as critical safety items; (ii) systems and subsystems, assemblies, and subassemblies integral to a system; or (iii) repair, maintenance, logistics support, or overhaul services for systems and subsystems, assemblies, subassemblies, and parts integral to a system. Supplier shall provide the notification required by paragraph (c) of the clause to: (i) Buyer; and (ii) the Administrative Contracting Officer (ACO) and the Procuring Contracting Officer (PCO) assigned to Buyer's Prime Contract	JUN 2013
252.246-7004	Safety of Facilities, Infrastructure, and Equipment for Military Operations	Applies to Purchase Orders for the construction, installation, repair, maintenance, or operation of facilities, infrastructure, or for equipment configured for occupancy, planned for use by DoD military or civilian personnel during military operations	OCT 2010
252.246-7007	Contractor Counterfeit Electronic Part Detection and Avoidance System	Applies to Purchase Orders for electronic parts or assemblies containing electronic parts, excluding the introductory language, but including paragraphs (a) through (e)	AUG 2016
252.246-7008	Sources of Electronic Parts	Applies to Purchase Orders that are for electronic parts or assemblies containing electronic parts, unless Supplier is the original manufacturer	MAY 2018
252.247-7023	Transportation of Supplies by Sea	Paragraphs (f) and (g) do not apply to Purchase Orders at or below the simplified acquisition threshold	FEB 2019

(2) The following additional clauses apply to Purchase Orders with a value of \$150,000 or more.

Clauses		Limitations on Applicability (if blank, the clause applies to all Purchase Orders)	Date
FAR			
52.203-6	Restrictions on Subcontracts Sales to the Government	Applies to Purchase Orders with a value exceeding the simplified acquisition threshold	SEP 2006
52.203-7	Anti-Kickback Procedures	Exclude paragraph (c)(1)	MAY 2014
52.203-13	Contractor Code of Business Ethics and Conduct	Applies to Purchase Orders that have a value exceeding \$5 million and a performance period of more than 120 days. All disclosures of violation of the civil False Claims Act or of Federal criminal law shall be directed to the agency Office of the Inspector General, with a copy to the Contracting Officer	APR 2010
52.203-16	Preventing Personal Conflicts of Interest	Applies to Purchase Orders in which Supplier's employees will perform acquisition functions closely associated with inherently governmental functions	DEC 2011
52.203-17	Contractor Employee Whistleblower Rights and Requirement to Inform Employees of Whistleblower Rights		APR 2014
52.222-35	Equal Opportunity for Veterans		OCT 2015
52.222-37	Employment Reports on Veterans		FEB 2016
52.227-1*	Authorization and Consent	Applies to Purchase Orders with a value exceeding the simplified acquisition threshold	DEC 2007
52.227-1*	Authorization and Consent Alternate I (Apr 1984)	Applies to Purchase Orders with a value exceeding the simplified acquisition threshold that are for research and development	DEC 2007
52.227-2*	Notice and Assistance regarding Patent and Copyright Infringement	Applies to Purchase Orders with a value exceeding the simplified acquisition threshold	DEC 2007
52.243-7	Notification of Changes	Applies to Purchase Orders with a value exceeding \$1,000,000	JAN 2017
DFARS			
252.203-7003	Agency Office of the Inspector General	Applies to Purchase Orders subject to FAR 52.203-13	AUG 2019
252.211-7000	Acquisition Streamlining	Applies to Purchase Orders with a value exceeding \$1 million	DEC 1991
252.225-7005	Identification of Expenditures in the United States	Applies to Purchase Orders with a value exceeding the simplified acquisition threshold and are for the acquisition of Products that will be used outside the United States or for services that will be performed primarily outside the United States	JUN 2005

252.226-7001	Utilization of Indian Organizations, Indian Owned Economic Enterprises, and Native Hawaiian Small Business Concerns	Applies to Purchase Orders exceeding \$500,000	APR 2019
252.234-7002	Earned Value Management System	Applies to Purchase Orders with a value exceeding \$50 million and if Supplier is identified in the Prime Contract	NOV 2014
252.234-7004	Cost and Software Data Reporting System—Basic	Applies to Purchase Orders with a value exceeding \$50 million	NOV 2014

B. Purchase Orders for Services:

The following additional clauses apply to all Purchase Orders that include the **performance of services**.

Clauses		Limitations on Applicability (if blank, the clause applies to all Purchase Orders)	Date
FAR			
52.204-14	Service Contract Reporting Requirements	Applies to Purchase Orders if they are either (i) fixed price and in excess of \$500,000, or (ii) not fixed price and in excess of the simplified acquisition threshold. The Supplier must provide to Buyer the information described in paragraph (f); the information will be made available to the public as required by section 743 of Division C of the Consolidated Appropriations Act, 2010.	OCT 2016
52.217-8	Option to Extend Services	The applicable notice timeframe is specified in the Purchase Order	NOV 2009
52.222-17	Nondisplacement of Qualified Workers	Applies to Purchase Orders with a value exceeding \$150,000 for the performance of services	MAY 2014
52.222-41	Service Contract Labor Standards	Applies to Purchase Orders for services that are subject to the Service Contract Labor Standards statute	AUG 2018
52.222-42	Statement of Equivalent Rates for Federal Hires	Applies to Purchase Orders for services that are subject to the Service Contract Labor Standards statute	MAY 2014
52.222-54	Employment Eligibility Verification	Applies to Purchase Orders for commercial or non-commercial services performed in the United States with a value exceeding \$3,500, except for commercial services that are part of the purchase of a COTS item (or an item that would be a COTS item, but for minor modifications), performed by the COTS provider, and are normally provided for that COTS item	OCT 2015
52.222-55	Minimum Wages under Executive Order 13658	Applies to Purchase Orders for services that are subject to the Service Contract Labor Standards statute and that are to be	DEC 2015

		performed in whole or in part in the United States	
52.222-62	Paid Sick Leave Under Executive Order 13706	Applies to Purchase Orders subject to the Service Contract Labor Standard statute and that will be performed in whole or in part in the United States	JAN 2017
52.223-12	Refrigeration Equipment and Air Conditioners	Applies to Purchase Orders for services that include the maintenance, repair, or disposal of any equipment or appliance using ozone-depleting substances as a refrigerant, such as air conditioners, including motor vehicles, refrigerators, chillers, or freezers	MAY 1995
52.237-2	Protection of Government Buildings, Equipment, and Vegetation	Applies to Purchase Orders for services to be performed on a government installation	APR 1984
52.237-3	Continuity of Services	Applies to Purchase Orders for services if the Prime Contract includes the clause	JAN 1991
DFARS			
252.204-7009	Limitations on the Use or Disclosure of Third-Party Contractor Reported Cyber Incident Information	Applies to Purchase Orders for services that include support for the Government's activities related to safeguarding covered defense information and cyber incident reporting	OCT 2016
252.209-7009	Organizational Conflict of Interest—Major Defense Acquisition Program	Applies to Purchase Orders for systems engineering and technical assistance for major defense acquisition programs or pre-major defense acquisition programs	DEC 2012
252.222-7002	Compliance with Local Labor Laws (Overseas)	Applies to Purchase Orders that involve services being performed outside the United States and its outlying areas	JUN 1997
252.237-7023	Continuation of Essential Contractor Services	Applies to Purchase Orders for essential services	OCT 2010

C. Purchase Orders for Non-Commercial Item Products

The following additional clauses apply to **non-commercial item Purchase Orders** in accordance with the parenthetical conditions outlined below, if any.

Clauses		Limitations on Applicability (if blank, the clause applies to all Purchase Orders)	Date
FAR			
52.215-2	Audit and Records—Negotiations	Applies to Purchase Orders with a value exceeding the simplified acquisition threshold: (i) that are cost-reimbursement, incentive, time-and-material, labor-hour, or price-redeterminable type or any combination thereof; (ii) for which certified cost or pricing data are required; or (iii) that require Supplier to furnish cost, funding, or performance reports	OCT 2010
52.215-10	Price Reduction for Defective Cost or Pricing Data	Applies to Purchase Orders that require the submission of cost or pricing data	AUG 2011

52.215-11	Price Reduction for Defective Cost or Pricing Data— Modifications	Applies to Purchase Orders that do not include FAR 52.215-10 and that may require the submission of cost or pricing data for modifications	AUG 2011
52.215-15	Pension Adjustments and Asset Reversions	Applies to Purchase Orders for which it is anticipated that certified cost or pricing data will be required or for which any preaward or postaward cost determinations will be subject to FAR Part 31	OCT 2010
52.215-17	Waiver of Facilities Capital Cost of Money	Applies if the Purchase Order is subject to the cost principles at FAR Subpart 31.2 and Supplier did not propose facilities capital cost of money in its offer	OCT 1997
52.215-18	Reversion or Adjustment of Plans for Postretirement Benefits (PRB) Other than Pensions	Applies to Purchase Orders for which it is anticipated that certified cost or pricing data will be required or for which any preaward or postaward cost determinations will be subject to FAR Part 31	JUL 2005
52.215-19	Notification of Ownership Changes	Applies to Purchase Orders for which it is anticipated that certified cost or pricing data will be required or for which any preaward or postaward cost determinations will be subject to FAR Subpart 31.2	OCT 1997
52.223-6	Drug Free Workplace		MAY 2001
52.230-2	Cost Accounting Standards	Applies to Purchase Orders that are subject to full CAS coverage; paragraph (b) is excluded	OCT 2015
52.230-3	Disclosure and Consistency of Cost Accounting Practices	Applies to Purchase Orders that are subject to modified CAS coverage; paragraph (b) is excluded	MAY 2014
52.230-6	Administration of Cost Accounting Standards	Applies to Purchase Orders that include the clause or substance of the clause at FAR 52.230-2, FAR 52.230-3, FAR 52.230-4, or FAR 52.230-5	JUN 2010
DFARS			
252.203-7000	Requirements Relating to Compensation of Former DOD Officials		SEP 2011
252.215-7000	Pricing Adjustments	Applies to Purchase Orders to which FAR 52.215-11, FAR 52.215-12, or FAR 52.215-13 apply	DEC 2012
252.215-7002	Cost Estimating System Requirements		DEC 2012
252.225-7016	Restriction on Acquisition of Ball and Roller Bearings		JUN 2011
252.231-7000	Supplemental Cost Principles		DEC 1991
252.242-7005	Contractor Business Systems	Applies to Purchase Orders subject to the Cost Accounting Standards to which any of the clauses listed at DFARS 242.7001(b) apply	FEB 2012
252.243-7001	Pricing of Contract Modifications		DEC 1991

The following additional clauses apply to **non-commercial item Purchase Orders with a value exceeding \$150,000.**

Clauses		Limitations on Applicability (if blank, the clause applies to all Purchase Orders)	Date
FAR			
52.215-14	Integrity of Unit Prices Alternate I (OCT 1997)	Applies to Purchase Order with a value exceeding the simplified acquisition threshold; Does not apply to Purchase Orders for services where supplies are not required; paragraph (b) does not apply	OCT 2010
52.215-23	Limitations on Pass-Through Charges	Applies to cost-reimbursement Purchase Orders with a value exceeding the simplified acquisition threshold; if the Prime Contract is with the Department of Defense, the clause applies to both cost- reimbursement and fixed-price Purchase Orders that exceed \$750,000, except those identified in FAR 15.408(n)(2)(i)(B)(2)	OCT 2009
52.219-9	Small Business Subcontracting Plan	Applies to Purchase Orders that exceed \$650,000, except for Purchase Orders issued to small business concerns	AUG 2018
52.219-16	Liquidated Damages – Subcontracting Plan	Applies to Purchase Orders to which FAR 52.219-9 applies	JAN 1999
52.242-5	Payments to Small Business Subcontractors	Applies to Purchase Orders to which FAR 52.219-9 applies	JAN 2017
DFARS			
252.203-7001	Prohibition on Persons Convicted of Fraud or other Defense-Contract- Related Felonies	Applies to first-tier Purchase Orders with a value exceeding the simplified acquisition threshold	DEC 2008
252.219-7003	Small Business Subcontracting Plan (DOD Contracts)—Basic	Applies to Purchase Orders to which FAR 52.219-9 applies	MAY 2019

The following additional clauses apply to **non-commercial item Purchase Orders with a value exceeding \$750,000.**

Clauses		Limitations on Applicability (if blank, the clause applies to all Purchase Orders)	Date
FAR			
52.203-14	Display of Hotline Poster(s)	Applies to Purchase Orders that have a value exceeding \$5 million, except when the Purchase Order is performed entirely outside the United States	DEC 2007
52.215-12	Subcontractor Certified Cost or Pricing Data	Applies to Purchase Orders that include FAR 52.215-10	OCT 2010
52.215-13	Subcontractor Certified Cost or Pricing Data—Modifications	Applies to Purchase Orders that include FAR 52.215-11; Supplier shall certify in substantially the form prescribed in FAR 15.406-2	OCT 2010

		that, to the best of its knowledge and belief, the certified cost or pricing data submitted by Supplier were accurate, complete, and current as of the date of agreement on the negotiated price of the subcontract or subcontract modification	
DFARS			
252.203-7004	Display of Fraud Hotline Poster(s)	Applies to Purchase Orders with a value exceeding \$5M	MAY 2019
252.222-7006	Restrictions on the Use of Mandatory Arbitration Agreements	Applies to Purchase Orders with a value exceeding \$1M	DEC 2010

D. FAR Agency Supplemental Clauses

The following additional clauses apply to Purchase Orders in support of Prime Contracts with the Defense Logistics Agency (“DLA”) in accordance with the parenthetical conditions outlined below.

DLA	Clauses	Limitations on Applicability (if blank, the clause applies to all Purchase Orders)	Date
52.211-9002	Priority Rating	Applies to rated Purchase Orders	NOV 2011
52.211-9010	Shipping Label Requirements - Military Standard (MIL-STD) 129P	Applies to Purchase Orders that require Supplier to ship Products directly to the government	APR 2014
52.211-9013	Shipper’s Declaration of Dangerous Goods	Applies to Purchase Orders involving the shipment of dangerous or hazardous goods or materials	APR 2014
52.211-9014	Contractor Retention of Traceability Documentation	Applies to Purchase Orders with dealers/distributors (non-manufacturers)	AUG 2012
52.211-9024	Shelf-Life Items Manufacturing Restrictions		MAY 2013
52.211-9033	Packaging and Marking Requirements	Applies to Purchase Orders that require Supplier to ship Products directly to the government	APR 2008
52.211-9035	Marking Requirements—DLA Maritime	Applies to Purchase Orders that require Supplier to ship Products directly to the government	NOV 2011
52.211-9036	Physical Item Identification/Bare Item Marking (Land & Maritime)	Applies to Purchase Order that require Supplier to ship Products directly to the government	NOV 2011
52.211-9053	Expedited Handling Shipments	Applies to Purchase Orders that require Supplier to ship Products directly to the government	NOV 2011
52.211-9094	Preparation for Delivery	Applies to Purchase Orders that require Supplier to ship Products directly to the government	NOV 2012
52.211-9095	Palletization of Shipments	Applies to Purchase Orders that require Supplier to ship Products directly to the government	SEP 2012
52.246-9003	Measuring and Test Equipment		NOV 2011

52.246-9004	Product Verification Testing		MAR 2014
52.246-9039	Removal of Government Identification from Non-Accepted Supplies		NOV 2011
52.246-9066	Documentation of Traceability		JAN 2009
52.247-9012	Requirements for Treatment of Wood Packaging Material (WPM)	Applies to Purchase Orders that require Supplier to ship Products directly to the government	FEB 2007
52.247-9030	Commercial Shipping Documents	Applies to Purchase Orders that require Supplier to ship Products directly to the government	NOV 2011
52.247-9035	Shipping Instructions (Domestic)	Applies to Purchase Orders that require Supplier to ship Products directly to the government	NOV 2011
52.247-9036	Shipping Instructions (Export)	Applies to Purchase Orders that require Supplier to ship Products directly to the government	NOV 2011
52.247-9037	Trans-Shipment of Material Through DLA Containerization and Consolidation Points (CCP)	Applies to Purchase Orders that require Supplier to ship Products directly to the government	NOV 2011
52.247-9038	Shipping Instruction for DLA Direct Acquisitions	Applies to Purchase Orders that require Supplier to ship Products directly to the government	NOV 2011
52.247-9058	First Destination Transportation (FDT) Program - Shipments Originating From Outside the Contiguous United States (OCONUS)	Applies to Purchase Orders that require Supplier to ship Products directly to the government	JUL 2013

The following additional clauses apply to Purchase Orders in support of Prime Contracts with TACOM in accordance with the parenthetical conditions outlined below.

TACOM	Clauses	Limitations on Applicability (if blank, the clause applies to all Purchase Orders)	Date
52.204-4020	Access and General Protection/Security Policy and Procedures	Applies to Purchase Orders that require access to government facilities	MAR 2015
52.204-4021	Contractor Employees Who Require Access to Government Information Systems	Applies to Purchase Orders that require access to government information systems	JUN 2012
52.204-4023	Notice of Elevated Threat Level Force Protection Condition (FPCON)		JUN 2014
52.204-4024	Notice of Random Antiterrorism Measures Program (RAMP)	Applies to Purchase Orders requiring the performance of Services on an Army installation, arsenal, base or other DoD facility	JUN 2014

52.209-4020	Anti-Terrorism (AT) Level I Training Requirement	Applies to Purchase Orders if Supplier's employees require access to Army installations, facilities, or controlled access areas	JUL 2014
52.209-4022	iWatch Training		JUL2014
52.209-4023	OPSEC Training Requirement		JUL 2014
52.209-4024	Information Assurance (IA) / Information Technology (IT) Training		APR 2015
52.211-4008	Drawing Limitations		NOV 2005
52.211-4017	Painting Test		OCT 2008
52.211-4017	Requirements for Pretreatments and Chemical Agent Resistant Coatings Local Warren—Painted Materiel		MAR 2014
52.211-4030	Special Testing Requirements for Chemical Agent Resistant Coating (CARC) on Metallic Surfaces		MAR 2001
52.211-4059	Radiographic Inspection		MAR 2001
52.211-4517	Packaging Requirements Commercial	Applies to Purchase Orders involving Products that are shipped directly from Supplier to the government	DEC 2014
52.215-4405	Access to the Detroit Arsenal; Identifying Contractor Employees; Non-Disclosure Statement	Applies to Purchase Orders requiring Supplier's employees to work at, or visit, the Detroit Arsenal	APR 2013
52.223-4000	Environmental, Safety, and Energy Standards and Regulations		SEP 1978
52.223-4002	Use of Class I Ozone-Depleting Substances		OCT 2008
52.227-4500	Distribution and Destruction of Export Control Technical Data Package (Warren)		DEC 2012
52.237-4000	Contractor Manpower Reporting (CMR)	Supplier is only responsible for reporting labor hours to Buyer	FEB 2013
52.242-4008	Routing of Special Process Approvals	Applies to Purchase Orders if the applicable Technical Data Package contains one or more of the specifications in paragraph (a)	DEC 2005
52.242-4013	Ballistic Testing Alternate I (NOV 2005)	Applies to Purchase Orders for ballistics	OCT 2008
52.246-4023	Statistical Process Control (SPC)		FEB 1998
52.246-4048	Drawings for Inspection		AUG 2007
52.247-4005	Shipment of Supplies and Detention of Carriers Equipment		AUG 2003

The following additional clauses apply to Purchase Orders in support of Prime Contracts with the Joint Contracting Command in accordance with the parenthetical conditions outlined below.

Joint Contracting Command	Clauses	Limitations on Applicability (if blank, the clause applies to all Purchase Orders)	Date
952.222-0001	Prohibition Against Human Trafficking, Inhumane Living Conditions, and Withholding of Employee Passports		AUG 2011
952.223-0001	Reporting Kidnappings, Serious Injuries and Deaths		AUG 2011
952.225-0004	Compliance with Laws and Regulations	Applies to Purchase Orders involving performance in the theater of operations	DEC 2011
952.225-0005	Monthly Contractor Census Reporting	Supplier is only responsible for reporting to Buyer the information required by this clause	AUG 2011
952.225-0009	Medical Screening and Vaccination Requirements for Locally Hired Employees	Applies to Purchase Orders involving performance in the theater of operations	DEC 2011
952.225-0013	Contractor Health and Safety	Applies to Purchase Orders involving performance in the theater of operations	DEC 2011
5152.222-5900	Prohibition Against Human Trafficking, Inhumane Living Conditions, and Withholding of Employee Passports		MAR 2014

The following additional clauses apply to Purchase Orders in support of Prime Contracts with the Army Contracting Command in accordance with the parenthetical conditions outlined below.

Army Contracting Command	Clauses	Limitations on Applicability (if blank, the clause applies to all Purchase Orders)	Date
52.0000-4002	Shipping/Delivery Instructions and Information	Applies to Purchase Orders that require Supplier to ship Products directly to the government	OCT 2007
52.0000-4922	Foreign Supplies	Applies to Purchase Orders if Supplier provides end products that will be delivered to the U.S. Government as-is (e.g., spare parts)	N/A
52.0000-4928	Section 508 Compliance	Applies to Purchase Orders for the supply of electronic and information technology products and services	N/A
52.0000-4933	Contractor Manpower Reporting (CMR)	Supplier is only responsible for reporting labor hours to Buyer	MAY 2013
52.0247-4003	Heat Treatment and Marking of Wood Packaging Materials	Applies to Purchase Orders that require Supplier to ship Products directly to the government	JAN 2015

Section E: Cybersecurity Risk Management

1. The following provisions are applicable whenever the Supplier will store or process any information from Plasan North America or any of its affiliates and are in addition to any other information security requirements and safeguards applicable to Supplier.
2. "Cyber Incident" is defined as - An occurrence that actually or potentially jeopardizes the confidentiality, integrity, or availability of an information system or the information the system processes, stores, or transmits or that constitutes a violation or imminent threat of violation of security policies, security procedures, or acceptable use policies.
3. Supplier will use reasonable commercial efforts in accordance with industry standards that comply with the Cybersecurity Maturity Model Certification (CMMC), which is designed to:
 - a) Provide confidentiality, integrity, and security of the information, supplier network, systems, and operations that the Buyer may interact with or store in their environment.
 - b) Detect, prevent, and notify of any issues that may compromise the trust or information that was in trusted with Supplier.
 - c) Satisfy contractual requirements for certification under all applicable regulations or standards.
4. Supplier further agrees to:
 - a. Only collect, access, use, transfer or share Buyer information to authorized third parties, in performance of its obligations under the agreement and/or order, in conformance with this agreement, or to comply with legal obligations. Supplier will not make any secondary or other use (e.g. for the purpose of data mining) of Buyer information except as (1) expressly authorized in writing by Buyer in connection with Buyer's purchase of goods and/or services hereunder, or (2) as required by law.
 - b. When asked, be able to provide a summary of its policies sufficient to evidence of reasonable satisfaction that each requirement is addressed in a manner consistent with the required PNA Cybersecurity Program, or the appropriate contract requirements. Supplier shall provide PNA with an updated index or summary upon request if changes are made within the supplier policy.
 - c. Allow PNA or its designee to conduct a security audit at Supplier's facilities with reasonable notice and allow a network audit at PNA expense.
 - d. Assure that all PNA information and applicable software is appropriately backed up and recoverable in the event of a disaster or emergency, or information breach.
 - e. On request, provide PNA with a termination plan that addresses how information will be returned to PNA at the end of this agreement and/or order, including backup and archival information, and how the information will be permanently removed from Supplier's equipment and facilities. This plan shall include supplying the data to PNA in an industry recognized, not proprietary database or format, and if not, a license to use the proprietary database software to access the data.
 - f. Supplier will not provide PNA information to any other entity without the prior written approval of a PNA representative.
 - g. Provide to PNA written notice within 24 hours for breaches, or suspicion of breach of data that is (i) proprietary, (ii) classified, (iii) restricted, or breach of a system connected to PNA systems. Such a notice will summarize in reasonable detail, the impact on Buyer or any individuals affected by such Cyber Incident and the corrective action and remediation efforts taken or proposed to be taken by the Supplier. Immediately following any Cyber Incident or any other failure to meeting information security standards, whether identified by Supplier or PNA, the Supplier will take steps to mitigate risks posed. Failure to remedy the risk of a Cyber Incident or failure within the time frame and manner specified by PNA is deemed a material breach of this agreement.