

1. REQUEST NO. SIZ10014Q0054	2. DATE ISSUED 09/10/2014	3. REQUISITION/PURCHASE REQUEST NO. PR3659644	4. CERT. FOR NAT. DEF. UNDER BDSA REG. 2 AND/OR DMS REG. 1	RATING
---------------------------------	------------------------------	--	--	--------

5a. ISSUED BY AMERICAN EMBASSY BAGHDAD AL KINDI STREET, INTERNATIONAL ZONE, ATTN: GSO/PROCUREMENT Baghdad)	6. DELIVER BY (Date)
---	----------------------

5b. FOR INFORMATION CALL (NO COLLECT CALLS)		7. DELIVERY
NAME	TELEPHONE NUMBER	<input checked="" type="checkbox"/> FOB DESTINATION <input type="checkbox"/> OTHER (See Schedule)

Haider Kuba BaghdadGSOProcBid@state.gov	cell : 07704432999	9. DESTINATION Baghdad Diplomatic Support Center
---	--------------------	---

8. TO:	a. NAME OF CONSIGNEE Baghdad Diplomatic Support Center
--------	---

a. NAME N/A	b. COMPANY NOVENDOR	b. STREET ADDRESS
----------------	------------------------	-------------------

c. STREET ADDRESS AMERICAN EMBASSY BAGHDAD AL KINDI STREET, INTERNATIONAL ZONE	c. CITY BAGHDAD
--	--------------------

d. CITY Baghdad	e. STATE	f. ZIP CODE	d. STATE	e. ZIP CODE
--------------------	----------	-------------	----------	-------------

10. PLEASE FURNISH QUOTATIONS TO THE ISSUING OFFICE IN BLOCK 5A ON OR BEFORE CLOSE OF BUSINESS (Date) 9/22/2014	IMPORTANT: This is a request for information, and quotations furnished are not offers. If you are unable to quote, please so indicate on this form and return it to the address in Block 5A. This request does not commit the Government to pay any costs incurred in the preparation of the submission of this quotation or to contract for supplies or services. Supplies are of domestic origin unless otherwise indicated by quoter. Any representations and/or certifications attached to this Request for Quotations must be completed by the quoter.
--	--

11. SCHEDULE (Include applicable Federal, State and local taxes)

ITEM NO. (a)	SUPPLIES/SERVICES (b)	QUANTITY (c)	UNIT (d)	UNIT PRICE (e)	AMOUNT (f)
SEE LINE ITEMS					

12. DISCOUNT FOR PROMPT PAYMENT	a. 10 CALENDAR DAYS (%)	b. 20 CALENDAR DAYS (%)	c. 30 CALENDAR DAYS (%)	d. CALENDAR DAYS
				NUMBER PERCENTAGE

NOTE: Additional provisions and representations [] are [X] are not attached.

13. NAME AND ADDRESS OF QUOTER			14. SIGNATURE OF PERSON AUTHORIZED TO SIGN QUOTATION		15. DATE OF QUOTATION
a. NAME OF QUOTER					
STREET ADDRESS					
c. COUNTY			16. SIGNER		
d. CITY			a. NAME (Type or print)		b. TELEPHONE
e. STATE					AREA CODE
f. ZIP CODE			c. TITLE (Type or print)		NUMBER

11. SCHEDULE (Include applicable Federal, State and local taxes)					
ITEM NO. (a)	SUPPLIES/SERVICES (b)	QUANTITY (c)	UNIT (d)	UNIT PRICE (e)	AMOUNT (f)
1	CONTAINERISED CONCRETE PLANT Shall be similar to the attached Technical specification Full Brochure and Data Sheet of the plant must be provided along with offer	1.00	EA	0.00	0.00

Note to all Iraqi local bidders: Only quotes from officially registered companies will be accepted. Any quotes received from companies that are not registered with the Iraqi Ministry of Trade and don't have the required license to do business will be rejected. Bidders will be asked to provide the registration papers prior to considering their quotes.

The Embassy plans to award a purchase order to the lowest priced technically acceptable offer. You are encouraged to make your quotation competitive. You are also cautioned against any collusion with other potential offerors with regard to price quotations to be submitted. The RFQ does not commit the American Embassy to make any award. The Embassy may cancel this RFQ or any part of it.

Please read the RFQ carefully, and if you are interested, submit your quotation to BaghdadGSOProcBid@state.gov on or before Sep 22, 2014, 17:00. Oral quotations will not be accepted.

In order for your quote to be considered, you must submit the following documentation:

1. Standard Form SF-18 completed in Iraqi Dinars (for local companies) or USD (for foreign companies).
2. Specifications and pictures.
3. Delivery time schedule.
4. Warranty coverage information.

The price must be Delivery at Place destination: Baghdad Diplomatic Support Center, Baghdad-Iraq and must include all profit, material, labor, and transportation costs.

TECHNICAL SPECIFICATION

CONTAINERISED CONCRETE PLANT

PLANT CAPACITY

30 m³ based on a mixer capacity of 750 litres of dry material/500 litres of vibrated concrete per batch and a 60 second weigh/mix cycle.

1 COMBINED 4 BIN AGGREGATE HOPPER, WEIGH SKIP,

WEIGHING/MIXING SECTION & CABIN

1.1 AGGREGATE HOPPERS

Hoppers	-	One four (4) compartment
Capacity	-	5 m ³ (each hopper)
Loading width	-	3 m
Loading height	-	3.7 m
Material	-	6mm thick mild steel plate
Vibrator (s)	-	Two (2)
Discharge gates	-	Four (4) pneumatically controlled discharge gates, one (1) per hopper

1.2 AGGREGATE WEIGH SKIP

Skip car	-	0.9 metre capacity manufactured from 5mm steel plate
Skip track	-	Manufactured from cross-braced rolled steel section
Skip track top section	-	Inclined to feed pan mixer
Skip track bottom	-	Horizontal fitted under hoppers mounted on load cells
Load cells	-	Four (4) mounted on bottom section of skip track
Weighing capacity	-	0.75 m ³ total from all hoppers
Transfer load capacity	-	125 Kg cm ²

- Winch unit - Two speed inverter controlled 9.5 kw brake motor via a reduction gearbox directly coupled to the winding drum, which is mounted on roller bearings
 - Skip operation - A pulse counter is mounted at the winch to provide skip positional information and ultimate limits are located at both ends of the track
 - Safety controls - Slack rope sensing beam under winch, second top ultimate cuts power to winch motor, over speed monitoring and brake wear alarm
- 1.3 CEMENT WEIGH HOPPER**
- Capacity - One (1) 300 Kg load cell mounted
 - Load cells - Three (3) per hopper
 - Plate thickness - 3mm steel plate
 - Discharge doors - Pneumatically operated butterfly valves
 - Vibrator (s) - One (1) pneumatic vibrator
 - Inlets - Two (2) per hopper for up to two (2) customer supplied cement storage silos and feed screws
- 1.4 WATER WEIGH HOPPER**
- Capacity - 200 Kg load cell mounted
 - Load cells - Three (3)
 - Plate thickness - 4mm steel plate
 - Discharge valve - Pneumatically operated butterfly valve
- 1.5 ADDITIVE WEIGH HOPPER**
- Capacity - 20 Kg load cell mounted
 - Load cells - One (1)
 - Plate thickness - 3mm steel plate
 - Discharge valve - Spherical valve operated via actuator
- 1.6 PLANETARY MIXER (PAN)**
- Mixer type - High speed pan mixer
 - Dry capacity - 750 Litre/1200 Kg capacity, whichever is greater

- | | | |
|-----------------------|----------------------|---|
| Compacted concrete | - | 500 Litre capacity (depending on bulk density of raw materials) |
| Floor and wall liners | - | Fabricated from ST60/10mm abrasion resistant steel |
| Rotor | - | Rotor with adjustable, spring mounted mixing arms designed to protect mixer drive through shock absorption |
| Mixing arms | - | Two part mixer arms for ease of replacement with unique "Swingback" mixer arm design for highest levels of mixing efficiency and reduced material build up. |
| Mixing blades | - | Mixing blades, wall scrapers and mixer arm guards in chill cast steel |
| Discharge door | - | Single hydraulically operated discharge outlet incorporating rotary piston drive |
| Emergency discharge | - | Emergency discharge hand pump |
| Drive | - | One (1) 22 kw shaft mounted gear motor unit driving the heavy duty gear box |
| Lubrication system | - | An automatic central lubrication system will signal the computer screen through a sensor on the distribution block if insufficient lubrication is detected |
|
 | | |
| 1.7 | PNEUMATICS | |
| Compressor | - | 5.5 kw to give 6.5 bar |
| Pneumatics | - | Solenoid valves, nylon pipework and fittings |
|
 | | |
| 1.8 | CONTROL CABIN | |
| Size | - | 2.1 m long x 1.7 m wide |
| Construction | - | Corrugated sheet steel cladding and folds into under frame for transport |
| Base frame | - | Constructed from rolled steel section |
| Roof | - | Sheet steel. Roof void fully insulated with 50mm mineral wool |
| Floor | - | With steel bracings covered with heavy-duty floor tiles |
| Walls | - | Clad internally with decorative boarding. Walls fully insulated with 50mm mineral wool |
| Windows | - | Two sides double-glazed |
| Lighting | - | Overhead fluorescent lights fitted |
| Heating | - | Air conditioning unit with wall mounted heater |

- Door - 800mm wide access door
 - Power - Three double socket outlets
- 1.9 PLATFORMS**
- Platforms - Maintenance platform for ease of access to mixer and weigh hopper levels, with hand railing and access ladders
- 1.10 UNDER FRAME**
- Under frame - Fabricated rolled steel section chassis
 - Support jacks - Fixed supports under mixer
 - Loading height - 4 m clearance under mixer outlet chute
- 2 PLANT CONTROL SYSTEM (Located in Cabin)**
- 2.1 MOTOR PANEL** - With mains-in isolator switch with door interlock, control transformer and essential services enclosure with separate isolator
- Contactors - Combination circuit breakers/contactors
- 2.2 CONTROL DESK** - Containing computer mimic diagram, key switch for manual/auto control, manual start/stop buttons and PLC weigh/mix control system
- 2.3 WEIGH/MIX** - Operator interface terminal with Sunlight Visible Colour -Touch Screen Display.

The display ensures maximum readability with a clear keyboard design and multifunction soft keys.

Automatic control of the batching/weighing process via a multi-language interface with unlimited recipe storage.

Printer supplied for production logging of essential data from each batch. Production data, materials inventory, customer and truck

information is stored on the system and on non-volatile Compact Flash, accessible by USB cable in csv (Excel) file format
Network port to allow remote servicing and maintenance along with viewing and control of the batching process on customers PC

3 **WIRING**

The plant shall be pre-wired for quick electrical installation on site.

4 **SUPERVISORY INSTALLATION AND COMMISSIONING**

Vendor will include for the services of a skilled mechanical/electrical engineer to commission the plant (If required).

GUARDS

Safety guards are provided over all V rope drives, chain drives and spur gears.

PAINTING

All external surfaces are painted with one-coat single pack zinc phosphate primer, followed by a high build semi-gloss topcoat enamel finish.

All ducting, stack and parts subject to heat are painted with heat resistant paint

Any plastic coated PVC may be self-coloured.

VOLTAGE

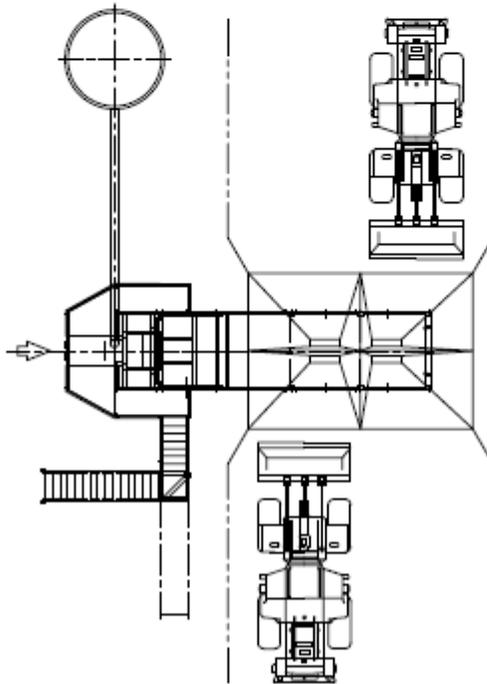
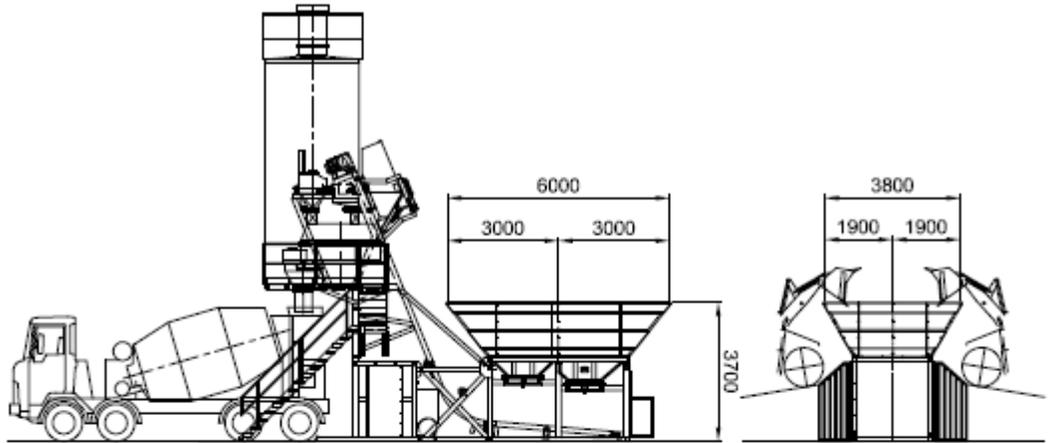
400 Volt, 3 phase, 50 Hz

MANUALS

Vendor must include two complete sets of operators and maintenance instruction manuals and illustrated spare parts manuals with electrical circuit drawings.

Operating Arrangement

Shall be similar to the following:



Transport Arrangement



Inside standard 40' open top container

**ADDENDUM TO REQUEST TO RFQ NUMBER SIZ10014Q0028,
BLOCK 11. SCHEDULE**

CLAUSES FOR ACQUISITION OF COMMERCIAL ITEMS

FAR 52.252-2 Clauses Incorporated By Reference (FEB 1998)

This purchase order or BPA incorporates the following 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 address: <https://www.acquisition.gov/far>

DOSAR clauses may be accessed at: <http://www.statebuy.state.gov/dosar/dosartoc.htm>

FEDERAL ACQUISITION REGULATION (48 CFR Chapter 1) CLAUSES

NUMBER	TITLE	DATE
52.204-9	Personal Identity Verification of Contractor Personnel (if contractor requires physical access to a federally-controlled facility or access to a Federal information system)	JAN 2011
52.212-4	Contract Terms and Conditions – Commercial Items (Alternate I (OCT 2008) of 52.212-4 applies if the order is time-and-materials or labor-hour)	SEPT 2013
52.225-19	Contractor Personnel in a Diplomatic or Consular Mission Outside the United States (applies to services at danger pay posts only)	MAR 2008
52.225-25	Prohibition on Contracting with Entities Engaging in Sanctioned Activities Relating to Iran – Representation and Certification (applies to acquisitions above the micro purchase threshold)	DEC 2012
52.227-19	Commercial Computer Software License (if order is for software)	DEC 2007
52.228-3	Workers' Compensation Insurance (Defense Base Act) (if order is for services and contractor employees are covered by Defense Base Act insurance)	APR 1984
52.228-4	Workers' Compensation and War-Hazard Insurance (if order is for services and contractor employees are <u>not</u> covered by Defense Base Act insurance)	APR 1984

The following clause is provided in full text:

52.212-5 CONTRACT TERMS AND CONDITIONS REQUIRED TO IMPLEMENT STATUTES OR EXECUTIVE ORDERS—COMMERCIAL ITEMS (SEPT 2013)

(a) The Contractor shall comply with the following Federal Acquisition Regulation (FAR) clauses, which are incorporated in this contract by reference, to implement provisions of law or Executive orders applicable to acquisitions of commercial items:

- (1) 52.222-50, Combating Trafficking in Persons (Feb 2009) (22 U.S.C. 7104(g)).
____ Alternate I (Aug 2007) of 52.222-50 (22 U.S.C. 7104(g)).
- (2) 52.233-3, Protest After Award (Aug 1996) (31 U.S.C. 3553).
- (3) 52.233-4, Applicable Law for Breach of Contract Claim (OCT 2004) (Pub. L. 108-77, 108-78).

(b) The Contractor shall comply with the FAR clauses in this paragraph (b) that the Contracting Officer has indicated as being incorporated in this contract by reference to implement provisions of law or Executive orders applicable to acquisitions of commercial items:

- ___ (1) 52.203-6, Restrictions on Subcontractor Sales to the Government (Sept 2006), with Alternate I (Oct 1995) (41 U.S.C. 253g and 10 U.S.C. 2402).
- ___ (2) 52.203-13, Contractor Code of Business Ethics and Conduct (Apr 2010) (Pub. L. 110-252, Title VI, Chapter 1 (41 U.S.C. 251 note)).
- ___ (3) 52.203-15, Whistleblower Protections under the American Recovery and Reinvestment Act of 2009 (June 2010) (Section 1553 of Pub. L. 111-5). (Applies to contracts funded by the American Recovery and Reinvestment Act of 2009.)
- X (4) 52.204-10, Reporting Executive Compensation and First-Tier Subcontract Awards (Jul 2013) (Pub. L. 109-282) (31 U.S.C. 6101 note).
- ___ (5) 52.204-11, American Recovery and Reinvestment Act—Reporting Requirements (Jul 2010) (Pub. L. 111-5).
- ___ (6) 52.209-6, Protecting the Government’s Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment. (Aug 2013) (31 U.S.C. 6101 note).
- ___ (7) 52.209-9, Updates of Publicly Available Information Regarding Responsibility Matters (Jul 2013) (41 U.S.C. 2313).
- ___ (8) 52.209-10, Prohibition on Contracting with Inverted Domestic Corporations (May 2012) (section 738 of Division C of Pub. L. 112-74, section 740 of Division C of Pub. L. 111-117, section 743 of Division D of Pub. L. 111-8, and section 745 of Division D of Pub. L. 110-161).
- ___ (9) 52.219-3, Notice of HUBZone Set-Aside or Sole-Source Award (Nov 2011) (15 U.S.C. 657a).
- ___ (10) 52.219-4, Notice of Price Evaluation Preference for HUBZone Small Business Concerns (JAN 2011) (if the offeror elects to waive the preference, it shall so indicate in its offer) (15 U.S.C. 657a).
- ___ (11) [Reserved]
- ___ (12)(i) 52.219-6, Notice of Total Small Business Set-Aside (Nov 2011) (15 U.S.C. 644).
- ___ (ii) Alternate I (Nov 2011).
- ___ (iii) Alternate II (Nov 2011).
- ___ (13)(i) 52.219-7, Notice of Partial Small Business Set-Aside (June 2003) (15 U.S.C. 644).
- ___ (ii) Alternate I (Oct 1995) of 52.219-7.
- ___ (iii) Alternate II (Mar 2004) of 52.219-7.
- ___ (14) 52.219-8, Utilization of Small Business Concerns (Jul 2013) (15 U.S.C. 637(d)(2) and (3)).
- ___ (15)(i) 52.219-9, Small Business Subcontracting Plan (Jul 2013) (15 U.S.C. 637(d)(4)).
- ___ (ii) Alternate I (Oct 2001) of 52.219-9.
- ___ (iii) Alternate II (Oct 2001) of 52.219-9.
- ___ (iv) Alternate III (Jul 2010) of 52.219-9.
- ___ (16) 52.219-13, Notice of Set-Aside of Orders (Nov 2011)(15 U.S.C. 644(r)).
- ___ (17) 52.219-14, Limitations on Subcontracting (Nov 2011) (15 U.S.C. 637(a)(14)).
- ___ (18) 52.219-16, Liquidated Damages—Subcontracting Plan (Jan 1999) (15 U.S.C. 637(d)(4)(F)(i)).
- ___ (19)(i) 52.219-23, Notice of Price Evaluation Adjustment for Small Disadvantaged Business Concerns

(Oct 2008) (10 U.S.C. 2323) (if the offeror elects to waive the adjustment, it shall so indicate in its offer).

__ (ii) Alternate I (June 2003) of 52.219-23.

__ (20) 52.219-25, Small Disadvantaged Business Participation Program—Disadvantaged Status and Reporting (Jul 2013) (Pub. L. 103-355, section 7102, and 10 U.S.C. 2323).

__ (21) 52.219-26, Small Disadvantaged Business Participation Program— Incentive Subcontracting (Oct 2000) (Pub. L. 103-355, section 7102, and 10 U.S.C. 2323).

__ (22) 52.219-27, Notice of Service-Disabled Veteran-Owned Small Business Set-Aside (Nov 2011) (15 U.S.C. 657 f).

__ (23) 52.219-28, Post Award Small Business Program Re-representation (Jul 2013) (15 U.S.C. 632(a)(2)).

__ (24) 52.219-29, Notice of Set-Aside for Economically Disadvantaged Women-Owned Small Business (EDWOSB) Concerns (Jul 2013) (15 U.S.C. 637(m)).

__ (25) 52.219-30, Notice of Set-Aside for Women-Owned Small Business (WOSB) Concerns Eligible Under the WOSB Program (Jul 2013) (15 U.S.C. 637(m)).

__ (26) 52.222-3, Convict Labor (June 2003) (E.O. 11755).

X (27) 52.222-19, Child Labor—Cooperation with Authorities and Remedies (Mar 2012) (E.O. 13126).

__ (28) 52.222-21, Prohibition of Segregated Facilities (Feb 1999).

__ (29) 52.222-26, Equal Opportunity (Mar 2007) (E.O. 11246).

__ (30) 52.222-35, Equal Opportunity for Veterans (Sep 2010)(38 U.S.C. 4212).

__ (31) 52.222-36, Affirmative Action for Workers with Disabilities (Oct 2010) (29 U.S.C. 793).

__ (32) 52.222-37, Employment Reports on Veterans (SEP 2010) (38 U.S.C. 4212).

__ (33) 52.222-40, Notification of Employee Rights Under the National Labor Relations Act (Dec 2010) (E.O. 13496).

__ (34) 52.222-54, Employment Eligibility Verification (JUL 2012). (Executive Order 12989). (Not applicable to the acquisition of commercially available off-the-shelf items or certain other types of commercial items as prescribed in 22.1803.)

__ (35)(i) 52.223-9, Estimate of Percentage of Recovered Material Content for EPA—Designated Items (May 2008) (42 U.S.C. 6962(c)(3)(A)(ii)). (Not applicable to the acquisition of commercially available off-the-shelf items.)

__ (ii) Alternate I (May 2008) of 52.223-9 (42 U.S.C. 6962(i)(2)(C)). (Not applicable to the acquisition of commercially available off-the-shelf items.)

__ (36) 52.223-15, Energy Efficiency in Energy-Consuming Products (DEC 2007) (42 U.S.C. 8259b).

__ (37)(i) 52.223-16, IEEE 1680 Standard for the Environmental Assessment of Personal Computer Products (DEC 2007) (E.O. 13423).

__ (ii) Alternate I (DEC 2007) of 52.223-16.

X (38) 52.223-18, Encouraging Contractor Policies to Ban Text Messaging While Driving (AUG 2011) (E.O. 13513).

__ (39) 52.225-1, Buy American Act—Supplies (Feb 2009) (41 U.S.C. 10a-10d).

__ (40)(i) 52.225-3, Buy American Act—Free Trade Agreements—Israeli Trade Act (Nov 2012) (41 U.S.C. chapter 83, 19 U.S.C. 3301 note, 19 U.S.C. 2112 note, 19 U.S.C. 3805 note, 19 U.S.C. 4001 note, Pub. L. 103-182, 108-77, 108-78, 108-286, 108-302, 109-53, 109-169, 109-283, 110-138, 112-41, 112-42, and 112-43).

__ (ii) Alternate I (Mar 2012) of 52.225-3.

__ (iii) Alternate II (Mar 2012) of 52.225-3.

- __ (iv) Alternate III (Nov 2012) of 52.225-3.
- __ (41) 52.225-5, Trade Agreements (SEPT 2013) (19 U.S.C. 2501, et seq., 19 U.S.C. 3301 note).
- X (42) 52.225-13, Restrictions on Certain Foreign Purchases (June 2008) (E.O.'s, proclamations, and statutes administered by the Office of Foreign Assets Control of the Department of the Treasury).
- __ (43) 52.225-26, Contractors Performing Private Security Functions Outside the United States (Jul 2013) (Section 862, as amended, of the National Defense Authorization Act for Fiscal Year 2008; 10 U.S.C. 2302 Note).
- __ (44) 52.226-4, Notice of Disaster or Emergency Area Set-Aside (Nov 2007) (42 U.S.C. 5150).
- __ (45) 52.226-5, Restrictions on Subcontracting Outside Disaster or Emergency Area (Nov 2007) (42 U.S.C. 5150).
- X (46) 52.232-29, Terms for Financing of Purchases of Commercial Items (Feb 2002) (41 U.S.C. 255(f), 10 U.S.C. 2307(f)).
- __ (47) 52.232-30, Installment Payments for Commercial Items (Oct 1995) (41 U.S.C. 255(f), 10 U.S.C. 2307(f)).
- __ (48) 52.232-33, Payment by Electronic Funds Transfer—System for Award Management (Jul 2013) (31 U.S.C. 3332).
- X (49) 52.232-34, Payment by Electronic Funds Transfer—Other than System for Award Management (Jul 2013) (31 U.S.C. 3332).
- __ (50) 52.232-36, Payment by Third Party (Jul 2013) (31 U.S.C. 3332).
- __ (51) 52.239-1, Privacy or Security Safeguards (Aug 1996) (5 U.S.C. 552a).
- __ (52)(i) 52.247-64, Preference for Privately Owned U.S.-Flag Commercial Vessels (Feb 2006) (46 U.S.C. Appx. 1241(b) and 10 U.S.C. 2631).
- __ (ii) Alternate I (Apr 2003) of 52.247-64.
- (c) The Contractor shall comply with the FAR clauses in this paragraph (c), applicable to commercial services, that the Contracting Officer has indicated as being incorporated in this contract by reference to implement provisions of law or Executive orders applicable to acquisitions of commercial items:
- __ (1) 52.222-41, Service Contract Act of 1965 (Nov 2007) (41 U.S.C. 351, et seq.).
- __ (2) 52.222-42, Statement of Equivalent Rates for Federal Hires (May 1989) (29 U.S.C. 206 and 41 U.S.C. 351, et seq.).
- __ (3) 52.222-43, Fair Labor Standards Act and Service Contract Act—Price Adjustment (Multiple Year and Option Contracts) (Sep 2009) (29 U.S.C. 206 and 41 U.S.C. 351, et seq.).
- __ (4) 52.222-44, Fair Labor Standards Act and Service Contract Act—Price Adjustment (Sep 2009) (29 U.S.C. 206 and 41 U.S.C. 351, et seq.).
- __ (5) 52.222-51, Exemption from Application of the Service Contract Act to Contracts for Maintenance, Calibration, or Repair of Certain Equipment—Requirements (Nov 2007) (41 U.S.C. 351, et seq.).
- __ (6) 52.222-53, Exemption from Application of the Service Contract Act to Contracts for Certain Services— Requirements (Feb 2009) (41 U.S.C. 351, et seq.).
- __ (7) 52.222-17, Non-displacement of Qualified Workers (JAN 2013) (E.O.13495).
- __ (8) 52.226-6, Promoting Excess Food Donation to Nonprofit Organizations (Mar 2009) (Pub. L. 110-247).
- __ (9) 52.237-11, Accepting and Dispensing of \$1 Coin (Sept 2008) (31 U.S.C. 5112(p)(1)).

(d) Comptroller General Examination of Record. The Contractor shall comply with the provisions of this paragraph (d) if this contract was awarded using other than sealed bid, is in excess of the simplified acquisition threshold, and does not contain the clause at 52.215-2, Audit and Records—Negotiation.

(1) The Comptroller General of the United States, or an authorized representative of the Comptroller General, shall have access to and right to examine any of the Contractor's directly pertinent records involving transactions related to this contract.

(2) The Contractor shall make available at its offices at all reasonable times the records, materials, and other evidence for examination, audit, or reproduction, until 3 years after final payment under this contract or for any shorter period specified in FAR Subpart 4.7, Contractor Records Retention, of the other clauses of this contract. If this contract is completely or partially terminated, the records relating to the work terminated shall be made available for 3 years after any resulting final termination settlement. Records relating to appeals under the disputes clause or to litigation or the settlement of claims arising under or relating to this contract shall be made available until such appeals, litigation, or claims are finally resolved.

(3) As used in this clause, records include books, documents, accounting procedures and practices, and other data, regardless of type and regardless of form. This does not require the Contractor to create or maintain any record that the Contractor does not maintain in the ordinary course of business or pursuant to a provision of law.

(e)(1) Notwithstanding the requirements of the clauses in paragraphs (a), (b), (c), and (d) of this clause, the Contractor is not required to flow down any FAR clause, other than those in this paragraph (e)(1) in a subcontract for commercial items. Unless otherwise indicated below, the extent of the flow down shall be as required by the clause—

(i) 52.203-13, Contractor Code of Business Ethics and Conduct (Apr 2010) (Pub. L. 110-252, Title VI, Chapter 1 (41 U.S.C. 251 note)).

(ii) 52.219-8, Utilization of Small Business Concerns (Jul 2013) (15 U.S.C. 637(d)(2) and (3)), in all subcontracts that offer further subcontracting opportunities. If the subcontract (except subcontracts to small business concerns) exceeds \$650,000 (\$1.5 million for construction of any public facility), the subcontractor must include

52.219-8 in lower tier subcontracts that offer subcontracting opportunities.

(iii) 52.222-17, Non-displacement of Qualified Workers (JAN 2013) (E.O. 13495). Flow down required in accordance with paragraph (l) of FAR clause 52.222-17.

(iv) 52.222-26, Equal Opportunity (Mar 2007) (E.O. 11246).

(v) 52.222-35, Equal Opportunity for Veterans (Sep 2010) (38 U.S.C. 4212).

(vi) 52.222-36, Affirmative Action for Workers with Disabilities (Oct 2010) (29 U.S.C. 793).

(vii) 52.222-40, Notification of Employee Rights Under the National Labor Relations Act (Dec 2010) (E.O. 13496). Flow down required in accordance with paragraph (f) of FAR clause 52.222-40.

(viii) 52.222-41, Service Contract Act of 1965 (Nov 2007) (41 U.S.C. 351, et seq.).

(ix) 52.222-50, Combating Trafficking in Persons (Feb 2009) (22 U.S.C. 7104(g)).

___ Alternate I (Aug 2007) of 52.222-50 (22 U.S.C. 7104(g)).

(x) 52.222-51, Exemption from Application of the Service Contract Act to Contracts for Maintenance, Calibration, or Repair of Certain Equipment-Requirements (Nov 2007) (41 U.S.C. 351, et seq.).

(xi) 52.222-53, Exemption from Application of the Service Contract Act to Contracts for Certain Services- Requirements (Feb 2009) (41 U.S.C. 351, et seq.).

(xii) 52.222-54, Employment Eligibility Verification (Jul 2012).

(xiii) 52.225-26, Contractors Performing Private Security Functions Outside the United States (Jul 2013) (Section 862, as amended, of the National Defense Authorization Act for Fiscal Year 2008; 10 U.S.C. 2302 Note).

(xiv) 52.226-6, Promoting Excess Food Donation to Nonprofit Organizations (Mar 2009) (Pub. L. 110-247). Flow down required in accordance with paragraph (e) of FAR clause 52.226-6.

(xv) 52.247-64, Preference for Privately Owned U.S.-Flag Commercial Vessels (Feb 2006) (46 U.S.C. Appx. 1241(b) and 10 U.S.C. 2631). Flow down required in accordance with paragraph (d) of FAR clause 52.247-64.

(2) While not required, the contractor may include in its subcontracts for commercial items a minimal number of additional clauses necessary to satisfy its contractual obligations.

(End of clause)

DEPARTMENT OF STATE ACQUISITION REGULATION (48 CFR Chapter 6) CLAUSES

NUMBER	TITLE	DATE
652.225-71	Section 8(a) of the Export Administration Act of 1979, As Amended (if order exceeds simplified acquisition threshold)	AUG 1999
652.229-70	Excise Tax Exemption Statement for Contractors Within the United States (for supplies to be delivered to an overseas post)	JUL 1988
652.229-71	Personal Property Disposition at Posts Abroad	AUG 1999
652.237-72	Observance of Legal Holidays and Administrative Leave (for services where performance will be on-site in a Department of State facility)	APR 2004
652.239-71	Security Requirements for Unclassified Information Technology Resources (for orders that include information technology resources or services in which the contractor will have physical or electronic access to Department information that directly supports the mission of the Department)	SEP 2007
652.242-70	Contracting Officer's Representative (if a COR will be named for the order) Fill-in for paragraph b: "The COR is "	AUG 1999
652.242-71	Notice of Shipments (for overseas shipment of supplies)	JUL 1988
652.242-73	Authorization and Performance	AUG 1999
652.243-70	Notices	AUG 1999

The following clause is provided in full text, and is applicable for orders for services that will require contractor employees to perform on-site at a DOS location and/or that require contractor employees to have access to DOS information systems:

652.204-70 Department of State Personal Identification Card Issuance Procedures (MAY 2011)

(a) The Contractor shall comply with the Department of State (DOS) Personal Identification Card Issuance

Procedures for all employees performing under this contract who require frequent and continuing access to DOS

facilities, or information systems. The Contractor shall insert this clause in all subcontracts when the subcontractor's employees will require frequent and continuing access to DOS facilities, or information systems.

(b) The DOS Personal Identification Card Issuance Procedures may be accessed at <http://www.state.gov/m/ds/rls/rpt/c21664.htm>.

(End of clause)