Appendix C – U.S. Government Terms and Conditions

These supplemental U.S. Government Terms and Conditions ("**USG Terms and Conditions**") shall apply to the purchase of Product(s) and/or Services that are in support of a U. S. Government contract, at any tier, and the federal statutes, regulations, and directives that apply to such U.S. Government contracts. Where there is a conflict between the Standard+ Terms and Conditions and these USG Terms and Conditions, these USG Terms and Conditions shall govern. Capitalized terms not otherwise defined herein shall have the same meaning as in the Standard+ Terms and Conditions and/or the FAR or DFARS.

- 1. The clauses listed below are incorporated by reference herein and in this Agreement, as applicable, with the same force and effect as if they were given full text and notwithstanding the requirements of FAR 52.102. If there is a conflict with or addition to a clause in effect on the Order date and a clause of the Prime Contract, the Prime Contract clause shall govern. The full text of these clauses can be accessed on the Internet at https://www.acquisition.gov.
- 2. The clauses listed below may require the submission of certifications and representations. When requested by Qorvo, Supplier shall furnish any certification or representation that Qorvo determines is necessary for compliance with such requirements.
- 3. Whenever necessary to make the context of the clauses applicable to this Agreement, the terms:
 - a. "Contractor" or "Prime Contractor" shall mean "Supplier" or "Seller,"
 - b. "Contract" shall mean this Order,
 - c. "Government" shall mean "Qorvo" or "Buyer,"
 - d. "Contracting Officer" shall mean "Qorvo's or Buyer's Sourcing/Purchasing Representative."
- 4. The term "FAR" means the Federal Acquisition Regulation and the term "DFARS" means the Department of Defense Supplement to the Federal Acquisition Regulation as in effect on the date of this Agreement.
- 5. Supplier agrees to flow-down, as required, all applicable FAR and DFARS clauses to its lower-tier suppliers. Supplier further agrees that all notifications and other communications required by such clauses shall be made through the Qorvo's or Buyer's Sourcing/Purchasing Representative unless this Agreement specifically provides otherwise. During the performance of this Agreement, Qorvo shall reserve the right at any time to change/amend/update any clause in these USG Terms and Conditions.
- 6. Clauses marked with a "CI" in the column below titled Applicability, are applicable only when Supplier is furnishing Goods or Products or Services that qualify as a "commercial item" under FAR 2.101. Upon request, Supplier shall provide relevant documentation to support Supplier's assertion that the Products or Services satisfy the definition of "commercial items" under FAR 2.101 as necessary for Qorvo to satisfy its contractual obligations as they relate to this Agreement.
- 7. Purchases below the Simplified Acquisition Threshold as defined in FAR Part 2 are not subject to the clauses marked "SA" below in the column titled Applicability. Suppliers of noncommercial items agree to additional clauses in Qorvo's higher tier contract

Clause	FAR Reference	FAR Date	DFARS Reference	DFARS Date	APPLICABILITY
Definitions	52.202-1	Jun 2019			SA
Gratuities	52.203-3	Apr 1984			SA
Covenant Against Contingent Fees	52.203-5	May 2014			SA, except for CI
Restrictions on Subcontractor Sales to the Government	52.203-6	Jun 2019			SA
Anti-Kickback Procedures	52.203-7	Jun 2019			Applies if Order exceeds \$150,000 (exclude paragraph (c)(1); in paragraph (c)(4) delete "[T]he contracting officer may" and replace with "[T]o the extent the Contracting Officer has made an offset in the Prime Contractor directed the Buyer to withhold an amount, the Buyer may")
Cancellation, Rescission, and Recovery of Funds for Illegal or Improper Activity	52.203-8	May 2014			SA, except for CI
Price or Fee Adjustment for Illegal or Improper Activity	52.203-10	May 2014			SA, except for CI

Version February 2022 Page 1 of 9

Appendix C – U.S. Government Terms and Conditions

Appen	Appendix C – U.S. Government Terms and Conditions								
Clause	FAR Reference	FAR Date	DFARS Reference	DFARS Date	APPLICABILITY				
Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions	52.203-11	Sep 2007			Applies if Order exceeds \$150,000				
Limitation on Payments to Influence Certain Federal Transactions	52.203-12	Jun 2019			Applies if Order exceeds \$150,000				
Contractor Code of Business Ethics and Conduct	52.203-13	Jun 2019			Applies if Order exceeds \$5,500,000 and has a period of performance greater than 120 days				
Display of Hotline Posters	52.203-14	Jun 2019			Applies if Order exceeds \$5,500,000, but does not apply to Orders for commercial items or if the Order is performed entirely overseas				
Contractor Employee Whistleblower Rights and Requirement To Inform Employees of Whistleblower Rights	52.203-17	Apr 2014			SA				
Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements	52.203-19	Jan 2017			All Orders				
Requirements Relating to Compensation of Former DoD Officials			252.203-7000	Sep 2011	All DoD Orders				
Prohibition on Persons Convicted of Fraud or Other Defense Contract-Related Felonies			252.203-7001	Dec 2008	DoD SA, except for CI				
Requirements to Inform Employees of Whistleblower Rights			252.203-7002	Sep 2013	All DoD Orders				
Display of Hotline Poster(s)			252.203-7004	Aug 2019	Applies if DoD Order exceeds \$5,500,000, but not CI Orders				
Security Requirements	52.204-2	Aug 1996			Applies if Order involves access to classified information				
Disclosure of Information			252.204-7000	Aug 2013	All DoD Orders				
Limitations on the Use or Disclosure of Third- Party Contractor Reported Cyber Incident Information			252.204-7009	Oct 2016	All DoD Orders				
Safeguarding Covered Defense Information and Cyber Incident Reporting			252.204-7012	Dec 2019	All DoD Orders, except for COTS products				
Notice of Authorized Disclosure of Information for Litigation Support			252.204-7015	May 2016	All DoD Orders				
Notice of NIST SP800-171 DoD Assessment Requirements			252.204-7019	Nov 2020	All DoD Orders				
NIST SP800-171 Assessment Requirements			252.204-7020	Nov 2020	All DoD Orders				
Cybersecurity Maturity Model Certification Requirements			252.204-7021	Nov 2020	All DoD Orders				
Personal Identity Verification of Contractor Personnel	52.204-9	Jan 2011			Applies in accordance with (d) of the clause				
Reporting Executive Compensation and First-Tier Subcontract Awards	52.204-10	Jun 2019			Applies to Orders equal or over \$30.000				
Basic Safeguarding of Covered Contractor Information Systems	52.204-21	Jun 2016			Applies in accordance with paragraph (c) of the clause				
Economic Purchase Quantity - Supplies									

Version February 2022 Page 2 of 9

Appendix C – U.S. Government Terms and Conditions

Clause	FAR Reference	FAR Date	DFARS Reference	DFARS Date	APPLICABILITY
Prohibition on Contracting for Hardware, Software, and Services Developed or Provided by Kaspersky Lab and Other Covered Entities	52.204-23	Jul 2018			All Orders
Prohibition of Contracting for Certain Telecommunications and Video Surveillance Services or Equipment	52.204-24	Aug 2019			All Orders
Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment (Part A (Aug 2019) and Part B Aug 2020)	52.204-25	Aug 2019 / Aug 2020			All DoD, exception of (b)(2) as directed by 52.204-25(e)
Intent to Furnish Precious Metals as Government Furnished Material			252.208-7000	Dec 1991	All Orders, except for CI
Protecting the Government's Interest when Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment	52.209-6	Jun 2019			Applies in accordance with paragraph (e) of the clause
Material Requirements	52.211-5	Aug 2000			All Orders, except for CI
Defense Priority and Allocation Requirements	52.211-15	Apr 2008			Applies if priority rating is noted on this Order
Passive Radio Frequency Identification			252.211-7006	Mar 2018	All DoD Orders
Item Unique Identification and Valuation			252.211-7003	Mar 2016	All DoD Orders
Contract Terms and Conditions Required to Implement Statutes or Executive Orders—Commercial Items	52.212-5	Aug 2019			CI
Audit and Records-Sealed Bidding	52.214-26	Jun 2019			Applies when cost or pricing data Required, except for CI
Price Reduction for Defective Cost or Pricing Data—Modifications—Sealed Bidding	52.214-27	Jun 2019			Applies when cost or pricing data required
Subcontractor Cost or Pricing Data- Modifications- Sealed Bidding	52.214-28	Jun 2019			Applies when cost or pricing data Required, except for CI
Audits and Records – Negotiation	52.215-2	Jun 2019 2010			SA, except for CI
Price Reduction for Defective Cost or Pricing Data	52.215-10	Aug 2011			Applies when cost or pricing data are required
Price Reduction for Defective Cost or Pricing Data-Modifications	52.215-11	Aug 2011			Applies when cost or pricing data are required
Subcontracting Cost or Pricing Data	52.215-12	Jun 2019			Applies when cost or pricing data are required, except for CI
Subcontractor Cost or Pricing Data- Modifications	52.215-13	Oct 2010			Applies when cost or pricing data are required, except for CI
Integrity of Unit Prices	52.215-14	Jun 2019			SA, except for CI
Pension Adjustments and Asset Reversions	52.215-15	Oct 2010			Applies when cost or pricing data are required
Facilities Capital Cost of Money	52.215-16	Jun 2003			Applies to cost-type Orders
Waiver of Facilities Capital Cost of Money	52.215-17	Oct 1997			Applies to cost-type Orders
Reversion or Adjustment of Plans for Postretirement Benefits (PRB) Other Than Pensions.	52.215-18	Jul 2005			Applies when cost or pricing data are required
Notification of Ownership Changes	52.215-19	Oct 1997			Applies when cost or pricing data are required

Version February 2022 Page 3 of 9

Appendix C – U.S. Government Terms and Conditions

Clause	FAR Reference	FAR Date	DFARS Reference	DFARS Date	APPLICABILITY
Requirements for Cost or Pricing Data or Information other than Cost or Pricing Data	52.215-20	Oct 2010			All Orders
Requirements for Cost or Pricing Data or Information other than Cost or Pricing Data – Modifications	52.215-21	Oct 2010			All Orders
Limitation on Pass-Through Charges	52.215-23	Jun 2023			Applies in accordance with paragraph (f)
Allowable Cost and Payment	52.216-7	Aug 2018			Applies to cost-type Orders
Utilization of Small Business Concerns	52.219-8	Oct 2018 2016			All order
Small Business Subcontracting Plan	52.219-9	Jun 20198			Applies if Order exceeds \$700,000 and Seller is not a small business concern
Small business Subcontracting Plan (DoD Contracts)			252.219-7003	Dec 2019	Applies when FAR 52.219-9 applies.
Notice to the Government of Labor Disputes	52.222-1	Feb 1997			All Orders
Convict Labor	52.222-3	Jun 2003			Applicable if Order is above the micro purchase threshold of FAR 2.101
Contract Work Hours and Safety Standards Act - Overtime Compensation	52.222-4	Mar 2018			Applies in accordance with paragraph (e) of the clause
Walsh-Healey Public Contracts Act	52.222-20	May 2014			Applies if Order exceeds \$15,000
Prohibition of Segregated Facilities	52.222-21	Apr 2015			Applies if FAR 52.222.26 is applicable
Pre-award On-Site Equal Opportunity Compliance Evaluation	52.222-24	Feb 1999			Applies if Order exceeds \$10,000,000
Equal Opportunity	52.222-26	Sep 2016			All Orders
Equal Opportunity for Veterans	52.222-35	Jun 2019			Applies if Order exceeds \$150,000
Affirmative Action for Workers with Disabilities	52.222-36	Jun 2019			Applies if Order exceeds \$15,000
Employment Reports on Veterans	52.222-37	Feb 2016			Applies if Order exceeds \$150,000
Notification of Employee Rights Under the National Labor Relations Act	52.222-40	Dec 2010			
Service Contract Act of 1965	52.222-41	Nov 2007			Applies if Order exceeds \$2,500
Combating Trafficking in Persons	52.222-50	Jan 2019			All Orders
Exemption from Application of the Service Contract Act to Contracts for Maintenance, Calibration, or Repair of Certain Equipment— Requirements	52.222-51	Nov 2007			Applies to Orders for exempt services
Exemption from Application of the Service Contract Act to Contracts for Certain Services— Requirements	52.222-53	Feb 2009			Applies to Orders for exempt services
Employment Eligibility Verification	52.222-54	Oct 2015			Applies if Order exceeds \$3,500
Restrictions on the Use of Mandatory Arbitration Agreements			252.222-7006	Dec 2010	As applicable
Hazardous Material Identification and Material Safety Data	52.223-3	Jan 1997			Applies only if Seller delivers hazardous materials under this Order
Notice of Radioactive Materials	52.223-7	Jan 1997			Applies only if Seller delivers radioactive materials under this Order
Ozone Depleting Substances and High Global Warning Potential Hydrofluorocarbons	52.223-11	Jun 2016			All Orders

Version February 2022 Page 4 of 9

Appendix C – U.S. Government Terms and Conditions

Clause	FAR Reference	FAR Date	DFARS Reference	DFARS Date	APPLICABILITY
Energy Efficiency in Energy-Consuming Products	52.223-15	Dec 2007			Applies in accordance with subparagraph (c) of the clause
Encouraging Contractor Policy to Ban Text Messaging While Driving	52.223-18	Jun 2019			Applies if Order exceeds Micro-purchase thresholds.
Prohibition on Storage and Disposal of Toxic and Hazardous Materials			252.223-7006	Sep 2014	All Orders
Buy American Act - Supplies	52-225-1	May 2014			Applies in accordance with subparagraph (a)(1) of FAR 25.1101
Buy American Act-North American Free Trade Agreement-Israeli Trade Act	52.225-3	May 2014			Applies in accordance with subparagraph (b)(1) of FAR 25.1101
Trade Agreements	52.225-5	Aug 2018			Applies in accordance with subparagraph (c)(1) of FAR 25.1101
Duty Free Entry	52.225-8	Oct 2010			Applies in accordance with paragraph (j) of the clause; also in paragraph (c)(1), change "20 calendar days" to "30 calendar days" and in paragraph (c)(2), change "10 calendar days" to "20 calendar days"
Restrictions on Certain Foreign Purchases	52.225-13	Jun 2008			All Orders
Place of Manufacture	52.225-18	Aug 2018			All Orders
Buy American and Balance of Payments Program			252.225-7001	Aug 2016	All DoD Orders
Qualifying Country Sources as Subcontractors			252.225-7002	Aug 2016	All Orders
Prohibition on Acquisition of United States Munitions List items From Communist Chinese Military Companies			252.225-7007	Dec 2018	Applies in accordance with DFAR 252.225.1103(4)
Restriction on Acquisition of Specialty Metals			252.225-7008	Mar 2013	SA
Restriction on Acquisition of Certain Articles Containing Specialty Metals			252.225-7009	Oct 2014	SA
Commercial Derivative Military Article— Specialty Metals Compliance Certificate			252.225-7010	Jul 2009	All Orders
Preference for Certain Domestic Commodities			252.225-7012	Dec 2016	All DoD Orders
Duty-Free Entry			252.225-7013	May 2016	All DoD Orders, except for CI
Photovoltaic Devices			252.225-7017	Aug 2019	All Orders
Disclosure of Ownership or Control by the Government of a Country that is a State Sponsor of Terrorism			252.225-7050	Dec 2018	All Orders
Trade Agreements			252.225-7021	Aug 2019	All 'DoD Orders in accordance with DFAR 252.225.1101(6)
Waiver of United Kingdom Levies			252.225-7033	Apr 2003	All DoD Orders involving contracts with U.K. firms above \$1,000,000
Buy American Act-Free Trade Agreement- Balance of Payments Program			252.225-7036	Dec 2017	All DoD Orders between \$25,000 and \$182,000 in accordance with DFAR 252.225.1106(10)
Restriction on the Acquisition of Certain Magnets and Tungsten			252/225-7052	Apr 2019	All DoD Orders
Export Controlled Items			252.225-7048	Jun 2013	All DoD Orders
Utilization of Indian Organizations and Indian- Owned Economic Enterprises-DoD Contracts			252.226-7001	Apr 2019	Applies if DoD Order exceeds \$500,000

Version February 2022 Page 5 of 9

Appendix C – U.S. Government Terms and Conditions

Clause	FAR Reference	FAR Date	DFARS Reference	DFARS Date	APPLICABILITY
Authorization and Consent	52.227-1	Dec 2007			SA
Notice and Assistance Regarding Patent and Copyright Infringement	52.227-2	Dec 2007			SA
Patent Indemnity	52.227-3	Apr 1984			SA, except for CI
Refund of Royalties	52.227-9	Apr 1984			All Orders where royalty charges are above \$250
Filing of Patent Applications-Classified Subject Matter	52.227-10	Dec 2007			All Orders, except for CI
Patent Rights - Ownership by the Contractor	52.227-11	May 2014			All Orders, except for CI
Patent Rights-Ownership by the Government	52.227-13	Dec 2007			All Orders, except for CI
Rights in Data – General	52.227-14	May 2014			All Orders, except for CI
Rights in Technical Data - Noncommercial items			252.227-7013	Feb 2014	All DoD Orders (applicable when technical data from subcontractor delivered to the Government by the prime contractor; deleted from (b)(1)(iv) "[T]o the Contractor" and from (b)(1)(ix) "contract or" and "thereunder"; add "[Buyer or" before "Government" in (c) and (i); change the second and third occurrences of "Contracting Officer" to "Government" in (e)(4); add "[And the Government" after "parties" in (h)(1); change in (h)(2) "sixty (60)" to "fifty (50)" days; no substitutions for "Government" have been made.)
Rights in noncommercial computer software and noncommercial computer software documentation			252.227-7014	Feb 2014	All DoD Orders (applicable when software and software documentation from subcontractor delivered to the Government by the prime contractor; delete from (b)(1)(iii) "[T]o the Contractor" and from (b)(1)(vi) "contract or" and "thereunder"; add "[Buyer or" before "Government" in (i); change the second and third occurrences of "Contracting Officer" to "Government" in (e)(4); add "[And the Government" after "parties" in (h)(1); change in (h)(2) "sixty (60)" to "fifty (50)" days; no substitutions for "Government" have been made.)
Technical Data-Commercial Items			252.227-7015	Feb 2014	All DoD Orders (in lieu of DFARS 252.227-7013 for Commercial Items; applicable only when commercial item technical data from subcontractor delivered to the Government by the prime contractor; no substitutions for "Contracting Officer" or "Government" have been made.)
Rights in Bid or Proposal Information			252-227-7016	Jan 2011	All DoD Orders
Identification and Assertion of Use, Release, or Disclosure Restrictions			252.227-7017	Jan 2011	All DoD Orders

Version February 2022 Page 6 of 9

Appendix C – U.S. Government Terms and Conditions

Clause	FAR Reference	FAR Date	DFARS Reference	DFARS Date	APPLICABILITY
Validation of Asserted Restrictions - Computer Software			252.227-7019	Sep 2016	All DoD Orders (applies when clause 252.2277014 is used; substitute "Buyer's Purchasing Representative" for "Contracting Officer" in paragraph (b), otherwise no substitutions are made for "Contracting Officer" or "Government"; in paragraphs (f)(5) and (f)(6), substitute "the prime contract" for "this contract.")
Rights in Special Works			252.227-7020	Jun 1995	All DoD Orders
Rights in Data-Existing Works			252.227-7021	Mar 1979	All DoD Orders
Deferred Delivery of Technical Data or Computer Software			252.227-7026	Apr 1988	All DoD Orders
Deferred Ordering of Technical Data or Computer Software			252.227-7027	Apr 1988	All DoD Orders
Technical Data or Computer Software Previously Delivered to the Government			252.227-7028	Jun 1995	All DoD Orders
Technical Data - Withholding of Payment			252.227-7030	Mar 2000	For DoD Orders, in this clause, "Government" and "Contracting Officer" shall mean Buyer.
Rights in Technical Data and Computer Software (Foreign)			252.227-7032	Jun 1975	All DoD Orders
Rights in Shop Drawings			252.227-7033	Apr 1966	All DoD Orders
Validation of Restrictive Markings on Technical Data			252.227-7037	Sep 2016	All DoD Orders (applies when Clause 252.2277013, 252.227-7014 or 252.2277015 are used; in paragraph (b), "Contractor's" remains in the clause with a lower case "c", insert in paragraphs (c) and (d)(1) "hereunder" after "subcontract"; change in paragraphs (f) and (g)(2)(i) "this contract" to "the prime contract"; change in paragraph (I) "a contract" to "the prime contract"; no substitutions for "Government" or "Contracting Officer" are made.)
Patent Rights – Ownership by the Contractor (Large Business)			252.227-7038	Dec 2007	All DoD Order, except for experimental, developmental or research work unless the supplier is a non-profit or small-business.
Ground and Flight Risk			252.228.7001	Jun 2010	All DoD Orders (This Clause applies only if the subcontract relates to the acquisition, development, production, modification, maintenance, repair, flight or overhaul of aircraft.)
Accident Reporting and Investigation Involving Aircraft, Missiles and Space Launch Vehicles			252.228-7005	Dec 1991	All DoD Orders (This clause applies only if the subcontract relates to aircraft, missiles or space launch vehicles
Insurance-Work on a Government Installation	52.228-5	Jan 1997			All Orders (This Clause applies only work on a government installation is required)
Federal, State and Local Taxes	52.229-3	Feb 2013			SA
Taxes - Foreign Fixed-Price Contracts	52.229-6	Feb 2013			SA

Version February 2022 Page 7 of 9

Appendix C – U.S. Government Terms and Conditions

Clause	FAR Reference	FAR Date	DFARS Reference	DFARS Date	APPLICABILITY
State of New Mexico Gross Receipts and Compensating Tax	52.229-10	Apr 2003			All Orders under cost reimbursement contracts
Cost Accounting Standards	52.230-2	Oct 2015			As applicable
Disclosure and Consistency of Cost Accounting Practices	52.230-3	Oct 2015			As applicable, except for CI
Disclosure and Consistency of Cost Accounting Practices - Foreign Concerns	52-230-4	May 2014			Applies to subcontracts in accordance with paragraph (c) of the clause if subcontractor is a foreign concern
Administration of Cost Accounting Standards	52.230-6	Jun 2010			As applicable
Supplemental Cost Principles			252.231-7000	Dec 1991	As applicable
Interest	52.232-17	May 2014			As applicable
Providing Accelerated Payments to Small Business Subcontractors	52.232-40	Dec 2013			All Orders
Industrial Resources Developed Under Defense Production Act Title III	52.234-1	Dec 1994			All Orders, except for CI
Frequency Authorization			252.235-7003	Mar 2014	Applies in accordance with paragraph (d) of the clause
Protection Against Compromising Emanations			252.239-7000	Oct 2019	All Orders
Telecommunications Security Equipment, Devices, Techniques, and Services			252.239-7016	Dec 1991	Applies in accordance with paragraph (e) of the clause
Notice of Supply Chain Risk			252.239-7017	Nov 2013	All DoD Orders
Supply Chain Risk			252.239-7018	Nov 2013	All DoD Orders
Stop-Work Order	52.242-15	Aug 1989			All Orders (in paragraph (a), change "90 days" to read "180 days")
Competition in Subcontracting	52.244-5	Dec 1996			SA
Subcontracts for Commercial Items	52.244-6	Aug 2019			CI
Subcontracts for Commercial Items and Commercial Components (DOD Contracts)			252.244-7000	Jun 2013	DoD Orders CI
Government Property	52.245-1	Jan 2017			If Gov't property being provided
Use and Charges	52.245-9	Apr 2012			All Orders
Contractor Inspection Requirements	52.246-1	Apr 1984			All Orders below SA
Inspection of Supplies – Fixed Price	52-246-2	Aug 1996			All Orders
Inspection of Supplies – Cost- Reimbursement	52-246-3	May 2001			Applies to all cost-reimbursement subcontracts for supplies
Responsibility for Supplies	52.246-16	Apr 1984			All Orders
Warranty of Data			252.246-7001	Dec 1991	DoD Orders. The warranty period in paragraph (b) is three years from the Government's acceptance of the final items of data under this contract. "Government" and "Contracting Officer" shall mean Buyer.
Notification of Potential Safety Issues			252.246-7003	Jun 2013	Applies to DoD Orders in accordance with paragraph (f) of the clause
Preference of United States Flag Air Carriers	52.247-63	Jun 2003			All Orders involving international air transportation of personnel or their property
Sources of Electronic Parts			252.246-7008	May 2018	Applies to DoD Orders in accordance with paragraph (e) of the clause

Version February 2022 Page 8 of 9

Appendix C – U.S. Government Terms and Conditions

Appendix C – U.S. Government Terms and Conditions							
Clause	FAR Reference	FAR Date	DFARS Reference	DFARS Date	APPLICABILITY		
Transportation of Supplies by Sea			252.247-7023	Feb 2019	Applies to DoD Orders in accordance with paragraph (h) (change "[Prime contractor" in paragraph (a)(5) to "Seller" and "the prime contract" to "this order"; modify paragraph (c) to read "[T]he Seller and its subcontractors may request that the Buyer obtain Government authorization for shipment "; change in paragraph (d) "Contracting Officer" to "Buyer" in the second sentence; change "45" to "60" days in paragraph (d); change "30" to "25" in paragraph (e); delete in paragraph (e) "and the Maritime Administration Office of Cargo Preference, U.S. Department of Transportation, 400 Seventh Street, N.W., Washington, DC 20590"; delete		
Preference for Privately Owned U.SFlag Commercial Vessels	52.247-64	Feb 2006			Applies if not exempted under 52.247-64(e)		
Pass-Through of Motor Carrier Fuel Surcharge Adjustment to the Cost Bearer			252.247-7003	Jun 2013	Applies to DoD Orders in accordance with paragraph (c) of the clause.		
Value Engineering	52.248-1	Oct 2010			All Orders		
Termination for Convenience of the Government (Fixed-Price)	52.249-2	Apr 2012			All Orders (in paragraph (c), change "120 days" to "60 days"; in paragraph (e), change "1 year" to "6 months"; in paragraph I, change "90 days" to "45 days") (this clause applies in lieu of the Termination for Convenience clause in the body of the Terms and Conditions in the event the prime contract is terminated)		
Termination (Cost-Reimbursement)	52.249-6	May 2004			All Orders (in paragraph (a)(2), change "10 days" to "7 days"; in paragraph (d), change "120 days" to "60 days"; in paragraph (f), change "1 year" to "6 months") (this clause applies in lieu of the Termination for Convenience clause in the body of the Terms and Conditions in the event the prime contract is terminated)		
Default (Fixed-Price Supply and Service)	52.249-8	Apr 1984			All Orders (in paragraph (a)(2), change "10 days" to "7 days") (this clause applies in lieu of the Termination for Default clause in the body of the Terms and Conditions in the event the prime contract is terminated)		
Notification of Anticipated Contract Termination or Reduction			252.249-7002	May 2019	(substitute "Buyer" for "Contracting Officer" throughout; modify paragraph (d)(1) to read "[Provide notice of the proposed termination or reduction to each subcontractor with a subcontract of \$100,000 or more under the program ")		

Version February 2022 Page 9 of 9