

# **TEXTRON** Marine & Land Systems //

## **GENERAL PROVISIONS** **(FIXED PRICE SUBCONTRACTS)**

**CONTRACT NUMBER: W56HZV-11-C-0114**

The provisions set forth in the following listed sections of the Federal Acquisition Regulations (FAR)/DOD FAR Supplement Regulations (DFAR) are incorporated into this Subcontract/Purchase Order by this reference, as though set forth in full. When used in these clauses, the term "Government" shall, except as noted below where the clause is referenced, include the words "and Buyer"; the term "Contracting Officer" shall mean "Buyer"; the term "Contract" shall mean "This Subcontract/Purchase Order"; the term "Contractor" shall mean "Seller"; the term "Subcontractor" shall mean "Lower-Tier Subcontractor"; and the term "Prime Contractor" shall mean the United States Government Contract to Textron Marine & Land Systems (TM&LS) under which this Subcontract/Purchase Order is issued. Copies of FAR may be obtained from the U.S. Government Printing Office, Washington, D.C.

### **FLOWDOWN TERMS AND CONDITIONS**

#### **D0A4 Rating**

#### **Medium Armored Security Vehicle (Masv)**

### **FAR/DFAR SUPPLEMENT PROVISIONS**

The following Federal Acquisition Regulation clause and Defense Federal Acquisition Regulation Supplement clause are incorporated herein by reference, with the same force and effect as if they were given in full text. The full text of a clause may be accessed electronically at this address:

<http://farsite.hill.af.mil>.

Whenever necessary, to make such clauses applicable, the term "Contractor" shall mean "Seller", and the term "Contract" shall mean "Order", the term "Government", and equivalent shall include the words "and Textron Marine & Land Systems (TMLS)", and the terms "Contracting Officer" and equivalent shall include the words "and TMLS Buyer/Subcontract Administrator", provided the use of such terms shall convey data and patent rights only to the U.S. Government, and that in provisions relating to Government property or audit or compliance with federal regulations, the U.S. Government will act on its own behalf. All Terms and Conditions are subject to FAR 52.202-1, Definitions.

**SUPPLEMENTAL TERMS AND CONDITIONS**CONTRACT NUMBER: **W56HZV-11-C-0114**

<b>ITEM</b>	<b>CITATION</b>	<b>CLAUSE TITLE</b>	<b>DATE</b>
1.	52.201-4000	WARREN OMBUDPERSON-TACOM	JAN-2006
2.	52.203-5000	CONTRACTOR CODE OF BUSINESS ETHICS AND CONDUCT	JAN-2009
3.	52.204-4	PRINTED OR COPIED DOUBLE-SIDED ON RECYCLED PAPER	AUG-2000
4.	52.204-4011	PAYMENT INSTRUCTIONS FOR THE DEFENSE FINANCE AND ACCOUNTING SERVICE	OCT-2005
5.	52.204-4850	ACCEPTANCE APPENDIX (TACOM)	SEP-2008
6.	52.204-7	CENTRAL CONTRACTOR REGISTRATION	APR-2008
7.	52.204-10	REPORTING EXECUTVE COMPENSATION AND FIRST TIER SUBCONTRACT AWARDS	JUL-2010
8.	52.208-9	UPDATES OF INFORMATION REGARDING RESPONSIBILITY MATTERS (DEV -- 2011-0001)	OCT-2010
9.	52.209-6	PROTECTING THE GOVERNMENT'S INTEREST WHEN SUBCONTRACTING WITH CONTRACTORS DEBARRED, SUSPENDED, OR PROPOSED FOR DEBARMENT	DEC-2010
10.	52.211-11	LIQUIDATED DAMAGES --SUPPLIES, SERVICES, OR RESEARCH AND DEVELOPMENT	SEP-2000
11.	52.211-17	DELIVERY OF EXCESS QUANTITIES	SEP-1989
12.	52.211-4018	ACQUISITION OF MANUFACTURER'S PART NUMBER (TACOM)	MAY-1996
13.	52.211-4029	INTERCHANGEABILITYH OF COMPONENTS (TACOM)	MAY-1994
14.	52.211-4072	TECHNICAL DATA PACKAGE INFORMATION (TACOM)	OCT-2010
15.	52.215-8	ORDER OF PRECEDENCE—UNIFORM CONTRACT FORMAT	OCT-1997
16.	52.215-14	INTEGRITY OF UNIT PRICES (OCT 2010) -- (ALTERNATE I, (OCT 1997))	OCT-1997
17.	52.215-5000	COST AND PRICING DATA CHECKLIST REQUIRED (ACC)	APR-2010
18.	52.216-24	LIMITATION OF GOVERNMENT LIABILITY	APR-1984
19.	52.216-4008	STATUS OF FUNDS ON COST REIMBURSEMENT CONTRACTS/CLINS	JUN1989

**CONTRACT NUMBER: W56HZV-11-C-0114**

<b>ITEM</b>	<b>CITATION</b>	<b>CLAUSE TITLE</b>	<b>DATE</b>
20.	52.217-2	AUDIT AND RECORDS - NEGOTIATIONS	OCT-2010
21.	52.217-4001	SEPARATELY PRICED OPTION FOR INCREASED QUANTITY	FEB-2007
22.	52.217-8	OPTION TO EXTEND SERVICES	NOV-1999
23.	52.219-9	UTILIZATION OF SMALL BUSINESS CONCERNS	MAY-2009
24.	52.219-16	LIQUIDATED DAMAGES -SUBCONTRACTING PLAN	MAY-2009
25.	52.219-25	SMALL DISADVANTAGED BUSINESS PARTICIPATION PROGRAM--DISADVANTAGED STATUS AND REPORTING (DEV 2009-O0009)	APR-2008
26.	52.219-28	POST AWARD SMALL BUSINESS PROGRAM REPRESENTATION	APR-2009
27.	52.219-4070	PILOT MENTOR-PROTÉGÉ PROGRAM	APR-2006
28.	52.222-1	NOTICE TO THE GOVERNMENT OF LABOR DISPUTES	FEB-1997
29.	52.222-19	CHILD LABOR – COOPERATION WITH AUTHORITIES AND REMEDIES	JUL -2010
30.	52.222-29	NOTIFICATION OF VISA DENIAL	JUN-2003
31.	52.222-40	NOTIFICATION OF EMPLOYEE RIGHTS UNDER THE NATIONAL LABOR RELATIONS ACT	DEC-2010
32.	52.222-41	SERVICE CONTRACT ACT OF 1965	NOV-2007
33.	52.223-18	CONTRACTOR POLICY TO BAN TEXT MESSAGING WHILE DRIVING	SEP-2010
34.	52.225-14	INCONSISTENCY BETWEEN ENGLISH VERSION AND TRANSLATION OF CONTRACT	FEB-2000
35.	52.225-4000	VERIFICATION OF FOREIGN MILITARY SALES (FMS) ADDRESSES	APR-2006
36.	52.225-4040	ARMY MATERIAL COMMAND (AMC) ADMINSTRATIVE REQUIREMENTS FOR DEPLOYED CONTRACTORS (TACOM)	JUN-2005
37.	52.227-9	REFUND OF ROYALTIES	APR-1984
38.	52.228-3	WORKERS' COMPENSATION INSURANCE (DEFENSE BASE ACT)	APR-1984
39.	52.228-4	WORKERS' COMPENSATION AND WAR-HAZARD INSURANCE OVERSEAS	APR-1984

**CONTRACT NUMBER: W56HZV-11-C-0114**

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40.	52.229-3	FEDERAL, STATE, AND LOCAL TAXES	APR-2003
41.	52.229-6	TAXES – FOREIGN FIXED – PRICE CONTRACTS	JUN-2003
42.	52.232-1	PAYMENTS	APR-1984
43.	52.232-8	DISCOUNTS FOR PROMPT PAYMENT	FEB-2002
44.	52.232-11	EXTRAS	APR-1984
45.	52.232-16	PROGRESS PAYMENTS	AUG-2010
46.	52.232-17	INTEREST	OCT-2010
47.	52.232-23	ASSIGNMENT OF CLAIMS (JAN 1986) – ALTERNATE I (APR 1984)	JAN-1986
48.	52.232-25	PROMPT PAYMENT	OCT-2008
49.	52.232-33	PAYMENT BY ELECTRONIC FUNDS TRANSFER - CENTRAL CONTRACTOR REGISTRATION	OCT-2003
50.	52.232-4007	WIDE AREA WORKFLOW (WAWF), CODES, AND DESIGNATED ACCEPTORS (TACOM)	APR-2008
51.	52.233-1	DISPUTES	JUL-2002
52.	52.233-3	PROTEST AFTER AWARD	AUG-1996
53.	52.233-4	APPLICABLE LAW FOR BREACH OF CONTRACT CLAIM	OCT-2004
54.	52.237-4000	CONTRACTOR MANPOWER REPORTING (TACOM)	FEB-2007
55.	52.242-2	PRODUCTION PROGRESS REPORTS	APR-1991
56.	52.242-3	PENALTIES FOR UNALLOWABLE COSTS	MAY-2001
57.	52.242-4	CERTIFICATION OF FINAL INDIRECT COSTS	JAN-1997
58.	52.242-13	BANKRUPTCY	JUL-1995
59.	52.242-17	GOVERNMENT DELAY OF WORK	APR-1984
60.	52.242-4011	WORK DIRECTIVES	FEB-1998
61.	52.242-4022	DELIVERY SCHEDULE	SEP-2008
62.	52.243-1	CHANGES – FIXED PRICE	AUG-1987

**CONTRACT NUMBER: W56HZV-11-C-0114**

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63.	52.243-6	CHANGE ORDER ACCOUNTING	APR-1984
64.	52.243-7	NOTIFICATION OF CHANGES	APR-1984
65.	52.244-2	SUBCONTRACTS	OCT-2010
66.	52.244-5	COMPETITION IN SUBCONTRACTING	DEC-1996
67.	52.245-1	GOVERNMENT PROPERTY	AUG-2010
68.	52.245-9	USE AND CHARGES	JUN-2007
69.	52.246-2	INSPECTION OF SUPPLIES - FIXED PRICE	AUG-1996
70.	52.246-4	INSPECTION OF SERVICES - FIXED PRICE	AUG-1996
71.	52.246-15	CERTIFICATION OF CONFORMANCE	APR-1984
72.	52.246-16	RESPONSIBILITY FOR SUPPLIES	APR-1984
73.	52.246-24	LIMITATION OF LIABILITY- HIGH VALUE ITEMS	FEB-1997
74.	52.246-4008	FINAL INSPECTION RECORD (FIR) (TACOM)	APR-2000
75.	52.246-4025	HIGHER-LEVEL CONTRACT QUALITY REQUIREMENT--TACOM QUALITY SYSTEM REQUIREMENT (TACOM)	MAY-2005
76.	52.246-4026	LOCAL ADDRESSES FOR DD FORM 250 (TACOM)	AUG-2010
77.	52.246-4028	INSPECTION AND ACCEPTANCE POINTS: ORIGIN (TACOM)	NOV-2005
78.	52.246-4041	FIRST PRODUCTION VEHICLE ACCEPTANCE (TACOM)	APR-2000
79.	52.246-4048	DRAWINGS FOR INSPECTION	AUG-2007
80.	52.247-1	COMMERCIAL BILL OF LADING NOTATIONS	FEB-2006
81.	52.247-29	F.O.B. ORIGIN	FEB-2006
82.	52.247-4005	SHIPMENT OF SUPPLIES AND DETENTION OF CARRIERS EQUIPMENT	AUG-2003
83.	52.247-4010	TRANSPORTATION DATA FOR FOB ORIGIN OFFERS	FEB-1994
84.	52.247-4011	FOB POINT	SEP-1978
85.	52.247-4016	HEAT TREATMENT AND MARKING OF WOOD	AUG-2005

**CONTRACT NUMBER: W56HZV-11-C-0114**

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		PACKAGING MATERIALS (TACOM)	
86.	52.247-4017	DEPOT ADDRESS FOR THE APPLICABLE MODE OF SHIPMENTS IN THE CLEAR ADDRESSES	MAY-2004
87.	52.247-52	CLEARANCE AND DOCUMENTATION REQUIREMENTS--SHIPMENTS TO DOD AIR OR WATER TERMINAL TRANSSHIPMENT POINTS	FEB-2006
88.	52.247-55	F.O.B. POINT FOR DELIVERY OF GOVERNMENT FURNISHED PROPERTY	JUN-2003
89.	52.247-58	LOADING, BLOCKING & BRACING OF FRIEGHT CAR SHIPMENTS	APR-1984
90.	52.247-59	F.O.B. ORIGIN CARLOAD AND TRUCKLOAD SHIPMENTS	APR-1984
91.	52.247-60	GUARANTEED SHIPPING CHARACTERISTICS	DEC-1989
92.	52.247-63	PREFERENCE FOR U.S.-FLAG AIR CARRIERS	JUN-2003
93.	52.247-65	F.O.B. ORIGIN PREPAID FREIGHT - SMALL PACKAGE SHIPMENTS	JAN-1991
94.	52.247-68	REPORT OF SHIPMENT (RESHIP)	FEB-2006
95.	52.248-1	VALUE ENGINEERING	OCT-2010
96.	52.249-2	TERMINATION FOR CONVENIENCE OF THE GOVERNMENT (FIXED-PRICE)	MAY-2004
97.	52.249-8	DEFAULT (FIXED-PRICE SUPPLY AND SERVICE)	APR-1984
98.	52.249-14	EXCUSABLE DELAYS	APR-1984
99.	52.252-2	CLAUSES INCORPORATED BY REFERENCE	FEB-1998
100.	52.252-6	AUTHORIZED DEVIATIONS IN CLAUSES	APR-1984
101.	52.253-1	COMPUTER GENERTED FORMS	JAN-1991
102.	252.201-7000	CONTRACTING OFFICER'S REPRESENTITIVE	DEC-1991
103.	252.203-7000	REQUIREMETNS RELATING TO COMPENSATION OF FORMER DOD OFFICIALS	JAN-2009
104.	252.203-7001	PROHIBITION ON PERSONS CONVICTED OF FRAUD OR OTHER DEFENSE CONTRACT-RELATED FELONIES	DEC-2008
105.	252.203-7002	REQUIREMETN TO INFORM EMPLOYEES OF WHISTLEBLOWER RIGHTS	JAN-2009

**CONTRACT NUMBER: W56HZV-11-C-0114**

<b>ITEM</b>	<b>CITATION</b>	<b>CLAUSE TITLE</b>	<b>DATE</b>
106.	252.203-7003	AGENCY OFFICE THE INSPECTOR GENERAL	SEP-2010
107.	252.204-7000	DISCLOSURE OF INFORMATION	DEC-1991
108.	252.204-7003	CONTROL OF GOVERNMENT PERSONNEL WORK PRODUCT	APR-1992
109.	252.204-7005	ORAL ATTESTATION OF SECURITY RESPONSIBILITIES	NOV-2001
110.	252.204-7006	BILLING INSTRUCTIONS	OCT-2005
111.	252.204-7008	REQUIREMENTS FOR CONTRACTS INVOLVING EXPORT – CONTROLLED ITEMS	APR-2010
112.	252.205-7000	PROVISION OF INFORMATION TO COOPERATIVE AGREEMENT HOLDERS	DEC-1991
113.	252.209-7004	SUBCONTRACTING WITH FIRMS THAT ARE OWNED OR CONTROLLED BY THE GOVERNMENT OF A TERRORIST COUNTRY	DEC-2006
114.	252.211-7000	ACQUISITION STREAMLINING	OCT-2010
115.	252.211-7006	RADIO FREQUENCY IDENTIFICATION	FEB-2007
116.	252.211-7007	REPORTING OF GOVNT FURNISHED EQUIPMENT IN THE DOD ITEM UNIQUE IDENTIFICATION (IUID) REGISTRY	NOV-2008
117.	252.211-7008	USE OF GOVERNMENT-ASSIGNED SERIAL NUMBERS	SEP-2010
118.	252.215-7000	PRICING ADJUSTMENTS	DEC-1991
119.	252.215-7002	COST ESTIMATING SYSTEM REQUIREMENTS	DEC-2006
120.	252.219-7003	SMALL BUSINESS SUBCONTRACTING PLAN (DoD Contracts)	OCT-2010
121.	252.223-7004	DRUG FREE WORKPLACE	SEP-1988
122.	252.225-7002	QUALIFYING COUNTRY SOURCES AS SUBCONTRACTS	APR-2003
123.	252.225-7004	REPORT OF INTENDED PERFORMANCE OUTSIDE OF THE UNITED STATES AND CANADA-SUBMISSION AFTER AWARD	OCT-2010
124.	252.225-7005	IDENTIFICATION OF EXPENDITURES IN THE UNITED STATES	JUN-2005
125.	252.225-7006	QUARTERLY REPORTING OF ACTUAL CONTRACT PERFORMANCE OUTSIDE THE UNITED STATES	OCT-2010

**CONTRACT NUMBER: W56HZV-11-C-0114**

<b>ITEM</b>	<b>CITATION</b>	<b>CLAUSE TITLE</b>	<b>DATE</b>
126.	252.225-7012	PREFERENCE FOR CERTAIN DOMESTIC COMMODITIES	JUN-2010
127.	252.225-7015	RESTRICTION ON ACQUISITION OF HAND OR MEASURING TOOLS	JUN-2005
128.	252.225-7021	TRADE AGREEMENTS	NOV-2009
129.	252.225-7028	EXCLUSIONARY POLICIES AND PRACTICES OF FOREIGN GOVERNMENTS	APR-2003
130.	252.225-7030	RESTRICTIONS OF ACQUISITION OF CARBON, ALLOY, AND ARMOR STEEL PLATE	DEC-2006
131.	252.225-7033	WAIVER OF UNITED KINGDON LEVIES	APR-2003
132.	252.225-7041	CORRESPONDENCE IN ENGLISH	JUN-2007
133.	252.226-7001	UTILIZATION OF INDIAN ORGANIZATIONS, INDIAN-OWNED ECONOMIC ENTERPRISES, AND NATIVE HAWAIIAN SMALL BUSINESS CONCERNS	SEP-2004
134.	252.228-7003	CAPTURE AND DETENTION	DEC-1991
135.	252.229-7011	REPORTING OF FOREIGN TAXES – U.S. ASSISTANCE PROGRAMS	SEP-2005
136.	252.231-7000	SUPPLEMENTAL COST PRINCIPALS	DEC-1991
137.	252.232-7002	PROGRESS PAYMENTS FOR FOREIGN MILITARY SALES ACQUISITIONS	DEC-1991
138.	252.232-7008	ASSIGNMENT OF CLAIM S (OVERSEAS)	JUN-1997
139.	252.232-7010	LEVIES ON CONTRACT PAYMENTS	DEC-2006
140.	252.233-7001	CHOICE OF LAW (OVERSEAS)	JUN-1997
141.	252.242-7003	APPLICATION FOR U.S. GOVERNMENT SHIPPING DOCUMENTATION/INSTRUCTIONS	DEC-1991
142.	252.242-7004	MATERIAL MANAGEMENT AND ACCOUNTING SYSTEM	JUL-2009
143.	252.243-7002	REQUESTS FOR EQUITABLE ADJUSTMENT	MAR-1998
144.	252.244-7000	SUBCONTRACTS FOR COMMERCIAL ITEMS AND COMMERCIAL COMPONENTS (DOD CONTRACTS)	MAR-2000
145.	252.246-7000	MATERIAL INSPECTION AND RECEIVING REPORT	MAR-2008
146.	252.249-7002	NOTIFICATION OF ANTICIPATED CONTRACT TERMINATION OR REDUCTION	OCT-2010

**CONTRACT NUMBER: W56HZV-11-C-0114**

<b>ITEM</b>	<b>CITATION</b>	<b>CLAUSE TITLE</b>	<b>DATE</b>
147.	52.209-4	FIRST ARTICLE APPROVAL-GOVERNMENT TESTING (SEP 1989) ALTERNATE II (SEP 1989)	SEP1989
148.	52.222-42	STATEMENT OF EQUIVALENT RATES FOR FEDERAL HIRES	MAY-1989
149.	252-225-7040	CONTRACTOR PERSONNEL AUTHORIZED TO ACCOMPANY U.S. ARMED FORCES DEPLOYED OUTSIDE OF THE UNITED STATES	JUL-2009
150.	52.208-8	REQUIRED SOURCES FOR HELIUM AND HELIUM USAGE DATA	APR-2002
151.	252-211-7005	SUBSTITUTIONS FOR MILITARY OR FEDERAL SPECIFICATIONS AND STANDARDS	NOV-2005
152.	252.225-7997	ADDITIONAL REQUIREMENTS AND RESPONSIBILITIES RELATING TO ALLEGED CRIMES BY OR AGAINST CONTRACTOR PERSONNEL IN IRAQ AND AFGHANISTAN (DEVIATION 2010-O0014)	AUG-2010
153.	52.204-4009	MANDATORY USE OF CONTRACTOR TO GOVERNMENT ELECTRONIC COMMUNICATION	MAR-2005

**SPECIAL AND JOINT CONTRACTING COMMAND (JCC) CONTRACT REQUIREMENTS:**

CONTRACT NUMBER: W56HZV-11-C-0114

<b>ITEM</b>	<b>CITATION</b>	<b>CLAUSE TITLE</b>	<b>DATE</b>
1.	252.222-7006	RESTRICTIONS ON THE USE OF MANATORY ARBITRATION AGREEMENTS	DEC-2010
2.	52.204-4005	REQUIRED USE OF ELECTRONIC CONTRACTING	SEP-2004
3.	52.246-4026	LOCAL ADDRESSES FOR DD FORM 250 AND WAWF RECEIVING REPORTS	AUG-2010
4.	52.234-1	INDUSTRIAL RESOURCES DEVELOPED UNDER PRODUCTION ACT TITLE III	DEC-1994
5.	952.222-0001	PROHIBITION AGAINST HUMAN TRAFFICKING, INHUMANE LIVING CONDITIONS AND WITHHOLDING OF EMPLOYEE PASS BOARDS	MAR-2009
6.	952.223-0001	REPORTING KIDNAPPINGS, SERIOUS INJURIES, AND DEATHS	MAR-2009
7.	952.225-0001	ARMING REQUIREMENTS AND PROCEDURES FOR PERSONAL SECURITY SERVICES CONTRACTORS AND FOR REQUESTS FOR PERSONAL PROTECTION	MAR-2009
8.	952.225-0002	ARMED PERSONNEL INCIDENT REPORTS	JAN-2010

CONTRACT NUMBER: W56HZV-11-C-0114

<b>ITEM</b>	<b>CITATION</b>	<b>CLAUSE TITLE</b>	<b>DATE</b>
9.	952.225-0003	FITNESS FOR DUTY AND MEDICAL/DENTAL CARE LIMITATIONS	MAR-2009
10.	952.225-0004	COMPLIANCE WITH LAWS AND REGULATIONS	MAR-2009
11.	952.225-0005	MONTHLY CONTRACTOR CENSUS REPORTING	MAR-2009
12.	952.225-0008	SHIPPING INSTRUCTIONS FOR WEAPONS	JUL-2010
13.	952.225-0009	MEDICAL SCREENING & VACCINATION REQUIREMENTS	NOV-2010
14.	952.225-0011	GOVERNMENT FURNISHED CONTRACTOR SUPPORT (C3)	JUL-2010
15.	952.225-0013	CONTRACTOR HEALTH AND SAFETY	NOV-2010
16.	952.225-0016	CONTRACTOR DEMOBILIZATION (C3)	NOV-2010