

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

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

**CONTRACT NUMBER: W56HZV-11-C-0418**

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**

#### **Armored Security Vehicle (ASV) RESET**

### **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-0418**

<b>ITEM</b>	<b>CITATION</b>	<b>CLAUSE TITLE</b>	<b>DATE</b>
1.	52.204-4	PRINTED OR COPIED DOUBLE-SIDED ON RECYCLED PAPER	AUG-2000
2.	52.204-7	CENTRAL CONTRACTOR REGISTRATION	APR-2008
3.	52.204-10	REPORTING EXECUTVE COMPENSATION AND FIRST TIER SUBCONTRACT AWARDS	JUL-2010
4.	52.208-9	UPDATES OF INFORMATION REGARDING RESPONSIBILITY MATTERS (DEV -- 2011-0001)	OCT-2010
5.	52.209-6	PROTECTING THE GOVERNMENT'S INTEREST WHEN SUBCONTRACTING WITH CONTRACTORS DEBARRED, SUSPENDED, OR PROPOSED FOR DEBARMENT	DEC-2010
6.	52.209-9	LIQUIDATED DAMAGES --SUPPLIES, SERVICES, OR RESEARCH AND DEVELOPMENT	JAN-2011
7.	52.210-1	MARKET RESEARCH	APR-2011
8.	52.215-8	ORDER OF PRECEDENCE—UNIFORM CONTRACT FORMAT	OCT-1997
9.	52.215-23	LIMITATION OF PASSTHROUGH CHARGES	OCT-2009
10.	52.216-16	INCENTIVE PRICE REVISION-FIRM TARGET	APR-1984
11.	52.216-18	ORDERING	OCT-1995
12.	52.217-7	OPTION FOR INCREASED QUANTITY-SEPERATELY PRICED LINE ITEM	MAR-1989
13.	52.217-9	OPTION TO EXTEND THE TERMOF THE CONTRACT	MAR-2000
14.	52.217-4001	SEPERATELY PRICE OPTION FOR INCREASED QUANTITY	FEB-2007
15.	52.219-4	NOTICE OF PRICE EVALUATION PREFERENCE FOR HUBZONESMALL BUSINESS CONCERNS	JAN-2011
16.	52.219-16	LIQUIDATED DAMAGES -SUBCONTRACTING PLAN	JAN-2009
17.	52.219-25	SMALL DISADVANTAGED BUSINESS PARTICIPATION PROGRAM--DISADVANTAGED STATUS AND REPORTING	DEC-2010

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<b>ITEM</b>	<b>CITATION</b>	<b>CLAUSE TITLE</b>	<b>DATE</b>
		(DEV 2009-O0009)	
18.	52.219-28	POST AWARD SMALL BUSINESS PROGRAM REPRESENTATION	APR-2009
19.	52.219-4070	PILOT MENTOR-PROTÉGÉ PROGRAM	APR-2006
20.	52.222-19	CHILD LABOR – COOPERATION WITH AUTHORITIES AND REMEDIES	JUL -2010
21.	52.222-40	NOTIFICATION OF EMPLOYEE RIGHTS UNDER THE NATIONAL LABOR RELATIONS ACT	DEC-2010
22.	52.222-99	(DEV) NOTIFICATION OF EMPLOYEE RIGHTS UNDER THE NATIONAL RELATIONS ACT (DEVIATION 2010-O0013)	JUN-2010
23.	52.223-6	DRUG FREE WORKPLACE	MAY-2001
24.	52.223-12	REFRIGERATION EQUIPMENT AND AIR CONDITIONERS	MAY-1995
25.	52.223-18	CONTRACTOR POLICY TO BAN TEXT MESSAGING WHILE DRIVING	SEP-2010
26.	52.227-9	REFUND OF ROYALTIES	APR-1984
27.	52.229-3	FEDERAL, STATE, AND LOCAL TAXES	APR-2003
28.	52.232-1	PAYMENTS	APR-1984
29.	52.232-8	DISCOUNTS FOR PROMPT PAYMENT	FEB-2002
30.	52.232-9	REFUND OF ROYALTIES	APR-1984
31.	52.232-11	EXTRAS	APR-1984
32.	52.232-16	PROGRESS PAYMENTS	AUG-2010
33.	52.232-17	INTEREST	OCT-2010
34.	52.232-23	ASSIGNMENT OF CLAIMS (JAN 1986) – ALTERNATE I (APR 1984)	JAN-1986
35.	52.232-25	PROMPT PAYMENT	OCT-2008
36.	52.232-33	PAYMENT BY ELECTRONIC FUNDS TRANSFER -CENTRAL CONTRACTOR REGISTRATION	OCT-2003
37.	52.233-1	DISPUTES	JUL-2002

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38.	52.233-3	PROTEST AFTER AWARD	AUG-1996
39.	52.233-4	APPLICABLE LAW FOR BREACH OF CONTRACT CLAIM	OCT-2004
40.	52.234-4	EARNED VALUE MANAGEMENT SYSTEM	JUL-2006
41.	52.242-2	PRODUCTION PROGRESS REPORTS	APR-1991
42.	52.242-3	PENALTIES FOR UNALLOWABLE COSTS	MAY-2001
43.	52.242-4	CERTIFICATION OF FINAL INDIRECT COSTS	JAN-1997
44.	52.242-13	BANKRUPTCY	JUL-1995
45.	52.242-17	GOVERNMENT DELAY OF WORK	APR-1984
46.	52.242-4011	WORK DIRECTIVES	FEB-1998
47.	52.242-4022	DELIVERY SCHEDULE	SEP-2008
48.	52.243-1	CHANGES – FIXED PRICE	AUG-1987
49.	52.243-6	CHANGE ORDER ACCOUNTING	APR-1984
50.	52.243-7	NOTIFICATION OF CHANGES	APR-1984
51.	52.244-2	SUBCONTRACTS	OCT-2010
52.	52.244-5	COMPETITION IN SUBCONTRACTING	DEC-1996
53.	52.245-9	USE AND CHARGES	AUG-2010
54.	52.246-2	INSPECTION OF SUPPLIES - FIXED PRICE	AUG-1996
55.	52.246-3	INSPECTION OF SUPPLIES – COST REIMBURSEMENT	MAY-2001
56.	52.246-4	INSPECTION OF SERVICES - FIXED PRICE	AUG-1996
57.	52.246-5	INSPECTION OF SERVICES – COST REIMBURSEMENT	DEC-1996
58.	52.246-11	HIGHER -LEVEL CONTRACT QUALITY REQUIREMENT	FEB-1999
59.	52.246-15	CERTIFICATION OF CONFORMANCE	APR-1984
60.	52.246-16	RESPONSIBILITY FOR SUPPLIES	APR-1984

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<b>ITEM</b>	<b>CITATION</b>	<b>CLAUSE TITLE</b>	<b>DATE</b>
61.	52.246-18	WARRANTY OF SUPPLIES OF A COMPLEX NATURE	MAY-2001
62.	52.246-24	LIMITATION OF LIABILITY-HIGH VALUE ITEMS	FEB-1997
63.	52.246-25	LIMITATION OF LIABILITY-SERVICES	FEB-1997
64.	52.247-1	COMMERCIAL BILL OF LADING NOTATIONS	FEB-2006
65.	52.247-29	F.O.B. ORIGIN	FEB-2006
66.	52.247-17	CHARGES	APR-1984
67.	52.247-29	F.O.B. ORGIN	FEB-2006
68.	52.247-55	F.O.B. ORIGIN POINT FOR DELIVERY OF GOVERNMENT FURNISHED PROPERTY	JUN-2003
69.	52.247-63	PREFERENCE FOR U.S.-FLAG AIR CARRIERS	JUN-2003
70.	52.247-68	REPORT OF SHIPMENT (RESHIP)	FEB-2006
71.	52.249-8	DEFAULT (FIXED-PRICE SUPPLY AND SERVICE) ALTERNATE II-DEVIATION)	APR-1984
72.	52.249-14	EXCUSABLE DELAYS	APR-1984
73.	52.252-1	GOVERNMENT SUPPLY SOURCES	AUG-2010
74.	52.252-2	CLAUSES INCORPORATED BY REFERENCE	FEB-1998
75.	52.252-6	AUTHORIZED DEVIATIONS IN CLAUSES	APR-1984
76.	52.253-1	COMPUTER GENERATED FORMS	JAN-1991
77.	252.201-7000	CONTRACTING OFFICER'S REPRESENTATIVE	DEC-1991
78.	252.203-7000	REQUIREMETNS RELATING TO COMPENSATION OF FORMER DOD OFFICIALS	JAN-2009
79.	252.203-7002	REQUIREMETN TO INFORM EMPLOYEES OF WHISTLEBLOWER RIGHTS	JAN-2009
80.	252.203-7003	AGENCY OFFFICE THE INSPECTOR GENERAL	SEP-2010
81.	252.204-7003	CONTROL OF GOVERNMENT PERSONNEL WORK PRODUCT	APR-1992

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<b>ITEM</b>	<b>CITATION</b>	<b>CLAUSE TITLE</b>	<b>DATE</b>
82.	252.204-7005	ORAL ATTESTATION OF SECURITY RESPONSIBILITIES	NOV-2001
83.	252.204-7006	BILLING INSTRUCTIONS	OCT-2005
84.	252.204-7008	REQUIREMENTS FOR CONTRACTS INVOLVING EXPORT – CONTROLLED ITEMS	APR-2010
85.	252.205-7000	PROVISION OF INFORMATION TO COOPERATIVE AGREEMENT HOLDERS	DEC-1991
86.	252.209-7004	SUBCONTRACTING WITH FIRMS THAT ARE OWNED OR CONTROLLED BY THE GOVERNMENT OF A TERRORIST COUNTRY	DEC-2006
87.	252.211-7005	SUBSTITUTIONS FOR MILITARY OR FEDERAL SPECIFICATIONS AND STANDARDS	NOV-2005
88.	252.211-7006	RADIO FREQUENCY IDENTIFICATION	FEB-2007
89.	252.211-7007	ITEM UNIQUE IDENTIFICATION OF GOVERNMENT PROPERTY	NOV-2008
90.	252.211-7008	USE OF GOVERNMENT-ASSIGNED SERIAL NUMBERS	SEP-2010
91.	252.215-7002	COST ESTIMATING SYSTEM REQUIREMENTS	DEC-2006
92.	252.219-7004	SMALL , SMALL DISADVANTAGED AND WOMAN-OWNED SMALL BUSINESS SUBCONTRACTING PLAN (TEST PROGRAM	JAN-2011
93.	252.223-7004	DRUG FREE WORKPLACE	SEP-1988
94.	252.225-7002	QUALIFYING COUNTRY SOURCES AS SUBCONTRACTS	APR-2003
95.	252.225-7005	IDENTIFICATION OF EXPENDITURES IN THE UNITED STATES	OCT-2010
96.	252.225-7006	QUARTERLY REPORTING OF ACTUAL CONTRACT PERFORMANCE OUTSIDE THE UNITED STATES	OCT-2010
97.	252.225-7008	RESTRICTION ON ACQUISITION OF SPECIALTY METALS	JUN-2009
98.	252.225-7012	PREFERENCE FOR CERTAIN DOMESTIC COMMODITIES	JUN-2010
99.	252.225-7015	RESTRICTION ON ACQUISITION OF HAND OR MEASURING TOOLS	JUN-2005
100.	252.225-7019	RESTRICTION ON ACQUISITION OF ANCHOR	DEC-2009

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		AND MOORING CHAINS	
101.	252.225-7021	TRADE AGREEMENTS	NOV-2009
102.	252.225-7031	SECOND ARAB BOYCOTT OF ISRAEL	JUN-2005
103.	252.225-7033	WAIVER OF UNITED KINGDON LEVIES	APR-2003
104.	252.225-7038	RESTRICTION ON ACQUISITION OF AIR CIRCUIT BREAKERS	JUN-2005
105.	252.227-7038	PATENT RIGHTS OWNERSHIPBY THE CONTRACTOR (LARGE BUSINESS)	DEC-2007
106.	252.227-7039	PATENTS-REPORTING OF SUBJECT INVENTIONS	APR-1990
107.	252.232-7003	ELECTRONIC SUBMISSION OF PAYMENT REQUESTS & RECEIVING	MAR-2008
108.	252.232-7007	LIMITATION OF GOVERNMENTS'S OBLIGATION	MAY-2006
109.	252.232-7010	LEVIES ON CONTRACT PAYMENTS	DEC-2006
110.	252.234-7002	EARNED VALUE MANAGEMENT SYSTEM	APR-2008
111.	252.234-7004	COST AND SOFTWARE DATA REPORTING SYSTEM	NOV-2010
112.	252.235-7010	ACKNOWLEDGEMENT OF SUPPORT AND DISCLAIMER	MAY-1995
113.	252.235-7011	FINAL SCIENTIFIC OR TECHNICAL REPORT	NOV-2004
114.	252.242-7003	APPLICATION FOR U.S. GOVERNMENT SHIPPING DOCUMENTATION/INSTRUCTIONS	DEC-1991
115.	252.242-7004	MATERIAL MANAGEMENT AND ACCOUNTING SYSTEM	MAY-2011
116.	252.243-7002	REQUESTS FOR EQUITABLE ADJUSTMENT	MAR-1998
117.	252.244-7000	SUBCONTRACTS FOR COMMERCIAL ITEMS AND COMMERCIAL COMPONENTS (DOD CONTRACTS)	NOV-2010
118.	252.245-7001	TAGGING,LABELING & MARKETING OF GOVERNMENT FURNISHED PROPERTY	FEB-2011
119.	252.245-7002	REPORTING LOSS OF GOVERNMENT PROPERTY	FEB-2011
120.	252.246-7000	MATERIAL INSPECTION AND RECEIVING	MAR-2008

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		REPORT	
121.	252.251-7000	ORDERING MATERIAL FROM GOVERNMENT SUPPLY SOURCES	NOV-2004