



Department of Defense FAR Supplement (DFARS) Government Contract Provisions

1. When the products or services furnished are for use in connection with a U.S. Government Department of Defense prime contract or subcontract, in addition to the XMW General Purchase Order Terms and Conditions and the Supplement 1 FAR provisions, the following provisions shall apply, as required by the terms of the prime contract or by operation of law or regulation. The effective version of each Department of Defense FAR Supplement (hereinafter “DFARS”) clause shall be the same version as that which appears in Buyer’s prime contract (as amended) or higher tier subcontract (as amended) under which this Order is a subcontract. For the acquisition of commercial products or commercial services under Orders placed in support of, and charged to, a U.S. Government Department of Defense prime contract or subcontract, the only DFARS clauses that are flowed down are those required by a particular DFARS clause to be flowed down and are annotated with *. For the definition of a commercial product or commercial service see FAR 2.101.
2. In the event of a conflict between these DFARS provisions, or the Supplement 1 FAR provisions, and the General Purchase Order Terms and Conditions, the DFARS provisions shall control.
3. If applicable, Seller shall insert these provisions in selected lower tier subcontracts, either verbatim or in substance, and by incorporation-by-reference or otherwise, as appropriate.
4. In all clauses listed herein, the terms “Government,” “Contracting Officer” and “Contractor” shall be deemed revised to suitably identify the contracting parties herein and effect the proper intent of the provision except where further clarified or modified below. “Subcontractor,” however, shall mean “Seller’s Subcontractor” under the Order.
5. If any DFARS clauses do not apply to a specific Order, such clauses are considered self-deleting.

A. Applicable to All Purchase Orders

252.203-7002* Requirement to Inform Employees of Whistleblower Rights

252.204-7000* Disclosure of Information

252.204-7009* Limitations on the Use or Disclosure of Third-Party Contractor Reported Cyber Incident Information (applies if Order is for services that include support for the Government’s activities related to safeguarding covered defense information and cyber incident reporting)
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 if the Order is subject to provisions in U.S.-

252.204-7010* International Atomic Energy Agency Additional Protocol)

252.204-7012* Safeguarding Covered Defense Information and Cyber Incident Reporting (applies to Orders for operationally critical support or for which performance will involve a covered contractor information system)



252.204-7014* Limitations on the Use or Disclosure of Information by Litigation Support Contractors

252.204-7015* Disclosure of Information to Litigation Support Contractors

252.204-7018* Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services

252.204-7020* NIST SP 800-171 DOD Assessment Requirements (applies to Orders issued under prime contracts awarded on or after November 30, 2020; does not apply to COTS items)

252.208-7000* Intent to Furnish Precious Metals as Government-Furnished Material

252.211-7003* Item Unique Identification and Valuation (applies if the Order requires the Work to contain “unique item identification”; items subject to unique item identification are identified elsewhere in this Order; all reports required to be submitted under this clause shall be made through Buyer’s Purchasing Representative)

252.223-7001* Hazard Warning Labels (applies if this Order requires delivery, treatment, or disposal of hazardous materials)

252.223-7002* Safety Precautions for Ammunition and Explosives (applies if the Order involves ammunition or explosives; “Government” means “Government and Buyer”; any communication to the Contracting Officer shall be through Buyer’s Purchasing Representative; delete “prime” in paragraph (g)(1)(ii) and add “and Buyer’s Purchasing Representative,” and delete “substituting its name for references to the Government”)

252.223-7003* Change in Place of Performance – Ammunition and Explosives (applies if DFARS 252.223-7002 applies to this Order; “Government” shall mean “Government or Buyer”)

252.223-7007* Safeguarding Sensitive Conventional Arms, Ammunition, and Explosives (applies if Order is for the development, production, manufacture, or purchase of arms, ammunition, and explosives or when arms, ammunition, and explosives will be provided to Seller as Government Furnished Property)

252.223-7008* Prohibition of Hexavalent Chromium

252.225-7001* Buy American and Balance of Payments Program (applies if the Work contains other than domestic components; applies in lieu of FAR 52.225-1)

252.225-7007* Prohibition on Acquisition of United States Munitions List Items from Communist Chinese Military Companies (applies if Seller is supplying items on the U.S. Munitions list)

252.225-7012* Preference for Certain Domestic Commodities

252.225-7019* Restriction on Acquisition of Anchor and Mooring Chain (applies to Orders for items containing welded shipboard anchor and mooring chain, 4-inches or less in diameter)



252.225-7027* Restriction on Contingent Fees for Foreign Military Sales (applies to Orders for Foreign Military Sales)

252.225-7028* Exclusionary Policies and Practices of Foreign Governments (applies to Orders for Foreign Military Sales)

252.225-7030* Restriction on Acquisition of Carbon, Alloy, and Armor Steel Plate (applies to Orders that (1) require delivery to the Government of carbon, alloy, or armor steel plate that will be used in a Government-owned facility or (2) require contractors operating in a Government-owned facility or a facility under the control of the DoD to purchase carbon, alloy, or armor steel plate)

252.225-7031* Secondary Arab Boycott of Israel

252.225-7060* Prohibition on Certain Procurements from the Xinjiang Uyghur Autonomous Region

252.227-7013* Rights in Technical Data – Noncommercial Items (applies in lieu of FAR 52.227- 14)

252.227-7014* Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation (applies in lieu of FAR 52.227-14)

252.227-7015* Technical Data – Commercial Items (applies whenever any technical data related to commercial items developed in any part at private expense will be provided under this Order for delivery to the Government)

252.227-7019* Validation of Asserted Restrictions – Computer Software (applies to Orders where computer software will be furnished to the Government)

252.227-7037* Validation of Restrictive Markings on Technical Data (no substitutions for “Government” or “Contracting Officer” are made)

252.236-7013* Requirement for Competition Opportunity for American Steel Producers, Fabricators and Manufacturers (applies only to Orders that involve the acquisition of steel as a construction material)

252.237-7019* Training for Contractor Personnel Interacting with Detainees (applies only to Orders that may require Seller’s personnel to interact with detainees in the course of their duties)

252.239-7010* Cloud Computing Services (applies if Order involves or may involve cloud services)

252.239-7018* Supply Chain Risk (includes Orders for information technology, whether acquired as a service or as a supply)

252.244-7000* Subcontracts for Commercial Products or Commercial Services

252.246-7003* Notification of Potential Safety Issues (applies if this Order is 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; Seller shall provide notifications to Buyer and the Contracting Officer identified to Seller)

252.246-7007* Contractor Counterfeit Electronic Part Detection and Avoidance System (applies to Orders for electronic parts or assemblies containing electronic parts)

252.246-7008* Sources of Electronic Parts (applies to Orders for electronic parts or assemblies containing electronic parts, including for commercial items, unless the Seller is the original manufacturer)