

Federal Acquisition Regulation (FAR) Clauses

This Purchase Order/Consultant Contract/Subcontract involves funds from a Federal government contract, or funds from a subcontract relating to a Federal government contract, relevant clauses from the Federal Acquisition Regulation (FAR) are hereby incorporated into this Purchase Order/Consultant Contract/Subcontract by reference with the same force and effect as if they were given in full text, and are applicable to this Purchase Order/Consultant Contract/Subcontract. The full text of the FAR clauses referenced below may be found at <https://www.acquisition.gov/Far/>. Vendor/Consultant/Subcontractor agrees to flow down all applicable FAR and supplementary clauses to any lower-tier subcontractors working pursuant to this Purchase Order/Consultant Contract/Subcontract.

Where necessary to make the language of the FAR clauses applicable to this Purchase Order/Consultant Contract/Subcontract, the term "Contractor" shall mean "Vendor," "Consultant" or "Subcontractor" as appropriate, the term "Contract" shall mean the "Purchase Order," "Consultant Contract" or "Subcontract" as appropriate, the terms "Government," "Covered Entity," "Contracting Officer," and equivalent terms and phrases shall mean "Research Triangle Institute." Those clauses referenced herein containing monetary thresholds for applicability of an amount higher than the Purchase Order Total of the Purchase Order shall be deemed inapplicable to the Purchase Order, until such time as the Purchase Order Total has been increased to an amount greater than or equal to such monetary threshold. Those clauses referenced herein that contain requirements inapplicable to the Statement of Work shall be deemed inapplicable to the Purchase Order, until such time as the Statement of Work has been amended to include work where such clauses would apply.

No provision contained in a FAR clause shall be taken to imply any direct access on the part of the Vendor/Consultant/Subcontractor to the Disputes process as defined in the terms of RTI's Prime Contract, but rather shall be governed by the "Disputes" provision included in this Purchase Order/Consultant Contract/Subcontract.

The following instances are exceptions to the general rules as provided above:

1. Where it is clear, by the context of the provision itself or the conditions under which it is being applied, that the reference is intended to refer to the Government, its officers or agents, or the prime contractor specifically;
2. Where an explicit provision of the Purchase Order/Consultant Contract/Subcontract states a contrary intent;
3. Where access to proprietary financial information or other proprietary data is required; or
4. Where interpretation in accordance with the rules stated above would place the prime contractor in a position of violating the equivalent or related provisions of the Prime Contract whereas construction of the terms without modification would not.

Clause Number	Title	Date
52.202-1	Definitions	Nov 2013
52.203-3	Gratuities	Apr 1984
52.203-5	Covenant Against Contingent Fees	May 2014
52.203-6	Restrictions on Subcontractor Sales to the Government	Sep 2006
52.203-7	Anti-Kickback Procedures	May 2014
52.203-8	Cancellation, Rescission and Recovery of Funds for Illegal and	May 2014
52.203-10	Price or Fee Adjustment for Illegal or Improper Activity	May 2014
52.203-11	Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions	Sep 2007
52.203-12	Limitation on Payments to Influence Certain Federal Transactions	Oct 2010
52.203-13	Contractor Code of Business Ethics and Conduct	Oct 2015
52.203-14	Display of Hotline Poster(s)	Oct 2015

52.203-17	Contractor Employee Whistleblower Rights and Requirement to Inform Employees of Whistleblower Rights	Apr 2014
52.204-2	Security Requirements	Aug 1996
52.204-4	Printed or Copied Double-Sided On Recycled Paper	May 2011
52.204-9	Personal Identity Verification of Contractor Personnel	Jan 2011
52.204-10	Reporting Executive Compensation and First-Tier Subcontract Awards	Oct 2016
52.204-19	Incorporation by Reference of Representations and Certifications	Dec 2014
52.204-25	Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services	August 2019
52.208-8	Required Sources for Helium and Helium Usage Data	Apr 2014
52.209-6	Protecting the Governments Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment	Oct 2015
52.211-5	Material Requirements	Aug 2000
52.211-15	Defense Priority and Allocation Requirements	Apr 2008
52.214-26	Audit and Records -- Sealed Bidding	Oct 2010
52.214-28	Subcontractor Certified Cost or Pricing Data -- Modifications -- Sealed Bidding	Oct 2010
52.215-2	Audit and Records—Negotiation	Oct 2010
52.215-2 (Alt. II)	Audit and Records—Negotiation	Aug 2016
52.215-10	Price Reduction for Defective Cost or Pricing Data	Aug 2011
52.215-11	Price Reduction for Defective Cost or Pricing Data - Modifications	Aug 2011
52.215-12	Subcontractor Cost or Pricing Data	Oct 2010
52.215-13	Subcontractor Cost or Pricing Data - Modifications	Oct 2010
52.215-14	Integrity of Unit Prices (excluding paragraph (b))	Oct 2010
52.215-15	Pension Adjustments and Asset Reversions	Oct 2010
52.215-16	Facilities Capital Cost of Money	Jun 2003
52.215-17	Waiver of Facilities Capital Cost of Money	Oct 1997
52.215-18	Reversion or Adjustment of Plans for Post Retirement Benefits (PRB) Other Than Pensions	Jul 2005
52.215-19	Notification of Ownership Changes	Oct 1997
52.215-20	Requirements for Cost or Pricing Data or Information other than Cost or Pricing Data	Oct 2010
52.215-21	Requirements for Cost or Pricing Data or Information other than Cost or Pricing Data--Modifications	Oct 2010
52.215-22	Limitations on Pass-Through Charges. Identification of Subcontract Effort	Oct 2009
52.215-23	Limitation on Pass-Through Charges	Oct 2009

52.215-23 (Alt.I)	Limitation on Pass-Through Charges	Oct 2009
52.216-4	Economic Price Adjustment - Labor and Material	Jan 2017
52.216-7	Allowable Cost and Payment (Subcontractor agrees to execute assignment documents in order to comply with subsection (h) and is applicable if Cost type contract is contemplated)	Jun 2013
52.216-8	Fixed Fee	Jun 2011
52.216-11	Cost Contract – No Fee	Apr 1984
52.216-22	Indefinite Quantity	Oct 1995
52.217-2	Cancellation Under Multi-Year Contracts	Oct 1997
52.217-8	Option to Extend Services	Nov 1999
52.219-8	Utilization of Small Business Concerns	Nov 2016
52.219-9	Small Business Subcontracting Plan	Jan 2017
52.219-16	Liquidated Damages - Subcontracting Plan	Jan 1999
52.222-1	Notice to Government of Labor Disputes	Feb 1997
52.222-3	Convict Labor	Jun 2003
52.222-4	Contract Work Hours and Safety Standards Act - Overtime Compensation	May 2014
52.222-17	Nondisplacement of Qualified Workers	May 2014
52.222-20	Walsh-Healey Public Contracts Act	May 2014
52.222-21	Prohibition of Segregated Facilities	Apr 2015
52.222-26	Equal Opportunity (subparagraphs (b)(1) through (b)(11) only)	Sep 2016
52.222-27	Affirmative Action Compliance	Apr 2015
52.222-29	Notification of Visa Denial	Apr 2015
52.222-35	Equal Opportunity for Special Disabled Veterans, Veterans of the Vietnam Era, and Other Eligible Veterans	Oct 2015
52.222-36	Affirmative Action for Workers with Disabilities	Jul 2014
52.222-37	Employment Reports on Veterans	Feb 2016
52.222-40	Notification of Employee Rights Under the National Labor Relations Act	Dec 2010
52.222-41	Service Contract Act of 1965	May 2014
52.222-50	Combating Trafficking in Persons	Mar 2015
52.222-54	Employment Eligibility Verification	Oct 2015

52.223-3	Hazardous Material Identification and Material Safety Data	Jan 1997
52.223-3 (Alt. I)	Hazardous Material Identification and Material Safety Data	Jul 1995
52.223-6	Drug Free Workplace	May 2001
52.223-7	Notice of Radioactive Materials	Jan 1997
52.223-18	Encouraging Contractor Policies to Ban Text Messaging While Driving	Aug 2011
52.224-1	Privacy Act Notification	Apr 1984
52.224-2	Privacy Act	Apr 1984
52.225-1	Buy American Act – Supplies	May 2014
52.225-3	Buy American Act—Free Trade Agreement—Israeli Trade Act	May 2014
52.225-5	Trade Agreements	Oct 2016
52.225-8	Duty Free Entry	Oct 2010
52.225-13	Restrictions on Certain Foreign Purchases	Jun 2008
52.225-18	Place of Manufacture	Mar 2015
52.225-25	Prohibition on Contracting with Entities Engaging in Certain Activities or Transactions Relating to Iran. Representations and	Oct 2015
52.225-26	Contractors Performing Private Security Functions Outside the United States	Oct 2016
52.227-1	Authorization and Consent	Dec 2007
52.227-2	Notice and Assistance Regarding Patent and Copyright Infringement	Dec 2007
52.227-3	Patent Indemnity Alt. III	Apr 1984
52.227-9	Refund of Royalties	Apr 1984
52.227-10	Filing of Patent Applications—Classified Subject Matter	Dec 2007
52.227-11	Patent Rights— Ownership by the Contractor	May 2014
52.227-13	Patent Rights— Ownership by the Government	Dec 2007
52.227-14	Rights in Data – General	May 2014
52.227-23	Rights to Proposal Data (Technical)	Jun 1987
52.228-3	Worker's Compensation Insurance	Jul 2014
52.228-5	Insurance - Work on a Government Installation	Jan 1997
52.228-7	Insurance - Liability to Third Persons	Mar 1996
52.228-8	Liability and Insurance - Leased Motor Vehicles	May 1999
52.229-2	North Carolina State and Local Sales and Use Tax	Apr 1984

52.229-10	State of New Mexico Gross Receipts and Compensating Tax	Apr 2003
52.230-2	Cost Accounting Standards	Oct 2015
52.230-3	Disclosure and Consistency of Cost Accounting Practices	Oct 2013
52.230-5	Cost Accounting Standards—Educational Institutions	Aug 2016
52.230-6	Administration of Cost Accounting Standards	Jun 2010
52.232-1	Payments	Apr 1984
52.232-7	Payments Under Time and Materials and Labor Hour Contracts	Aug 2012
52.232-16	Progress Payments	Apr 2012
52.232-20	Limitation of Cost	Apr 1984
52.232-22	Limitation of Funds	Apr 1984
52.232-39	Unenforceability of Unauthorized Obligations	Jun 2013
52.232-40	Providing Accelerated Payments to Small Business Subcontractors	Dec 2013
52.234-1	Industrial Resources Developed Under Defense Production Act Title III	Sep 2016
52.236-13	Accident Prevention	Nov 1991
52.237-7	Indemnification and Medical Liability Insurance	Jan 1997
52.237-9	Waiver of Limitation on Severance Payments to Foreign Nationals	May 2014
52.242-1	Notice of Intent to Disallow Costs	Apr 1984
52.242-13	Bankruptcy	Jul 1995
52.242-15	Stop Work Order	Aug 1989
52.242-15 (Alt I.)	Stop Work Order (Cost Reimbursement)	Apr 1984
52.243-1	Changes - Fixed Price	Aug 1987
52.243-2	Changes—Cost Reimbursement	Aug 1987
52.243-3	Changes—Time and Material or Labor Hours	Sep 2000
52.244-2	Subcontracts (paragraphs (h) and (i) only)	Oct 2010
52.244-5	Competition in Subcontracting	Dec 1996
52.244-6	Subcontracts for Commercial Items	Nov 2017
52.245-1	Government Property	Jan 2017
52.245-2	Government Property Installation Operation Services	Apr 2012
52.246-2	Inspection of Supplies—Fixed Price	Aug 1996

52.246-3	Inspection of Supplies (Cost Reimbursement) ("Contracting Officer" means "RTI Subcontract Administrator" and "Government" means "RTI and Government" (an inspection system accepted by the Government will be deemed accepted by RTI) and where "Government" first appears in paragraph (k) it shall mean "RTI and the Government." The provisions in this clause for access, right to inspect, safety protection, and relief from liability apply equally to RTI and the Government)	May 2001
52.246-4	Inspection of Services - Fixed Price	Aug 1996
52.246-5	Inspection of Services (Cost Reimbursement) ("Contracting Officer" means "RTI Subcontract Administrator" and "Government" means "RTI and Government" (an inspection system accepted by the Government will be deemed accepted by RTI) and where "Government" first appears in paragraph (k) it shall mean "RTI and the Government." The provisions in this clause for access, right to inspect, safety protection, and relief from liability apply equally to RTI and the Government)	Apr 1984
52.246-6	Inspection of Time and Material and Labor Hour ("Contracting Officer" means "RTI Subcontract Administrator" and "Government" means "RTI and Government" (an inspection system accepted by the Government will be deemed accepted by RTI) and where "Government" first appears in paragraph (k) it shall mean "RTI and the Government." The provisions in this clause for access, right to inspect, safety protection, and relief from liability apply equally to RTI and the Government)	May 2001
52.246-16	Responsibility for Supplies	Apr 1984
52.247-3	Capability to Perform a Contract for the Relocation of a Federal Office	Feb 2006
52.247-63	Preference for U.S.-flag Carriers	Jun 2003
52.247-64	Preference for Privately Owned U.S.-Flag Commercial Vessels	Feb 2006
52.248-1	Value Engineering	Oct 2010
52.249-1	Termination for the Convenience of the Government (Fixed Price) (Short Form) ("Government" shall mean "RTI")	Apr 1984
52.249-2	Termination for the Convenience of the Government (Fixed Price) ("Government" shall mean "RTI")	Apr 2012
52.249-6	Termination (Cost Reimbursement)	May 2004
52.249-6 (Alt. IV)	Termination (Time & Materials or Labor Hour)	Sep 1996
52.249-8	Default (Firm Fixed Price contracts for Supplies and Services)	Apr 1984
52.249-14	Excusable Delays	Apr 1984
52.252-2	Clauses Incorporated by Reference	Feb 1998