

47QFCA23F0015_Athena Flowdowns_03-04-2024

U.S. GOVERNMENT CLAUSES

Prime Contract Number: 47QFCA23F0015
Date of Creation: 03-04-2024

The following customer contract requirements apply to any Purchase Order referencing the above U.S. Government prime contract number and are hereby incorporated into the Purchase Order by full text or by reference with the same force and effect as if they were given in full text. The terms and conditions of the versions of the “Flowdown of U.S. Government Contract Clauses Under U.S. Government Contracts” and “Flowdown Updates” documents in effect on the date of the particular Order shall also apply. These documents are made available at the RTX Supplier Site. The full text of FAR/DFARS clauses may be accessed at <https://www.acquisition.gov/>.

In all provisions and clauses listed herein, terms shall be revised to suitably identify the party to establish Supplier's obligations to Buyer and to the Government, and to enable Buyer to meet its obligations under the prime contract. Without limiting the generality of the foregoing, and except where further clarified or modified below, the term “Government” and equivalent phrases shall mean “Buyer”, the term “Contracting Officer” shall mean “Buyer's Purchasing Representative”, the term “Contractor” or “Offeror” shall mean “Supplier”, “Subcontractor” shall mean “Supplier's Subcontractor” under this Purchase Order, and the term “Contract” shall mean this “Purchase Order”. For the avoidance of doubt, the words “Government” and “Contracting Officer” do not change: (1) when a right, act, authorization or obligation can be granted or performed only by the Government or the prime contract Contracting Officer or duly authorized representative, such as in FAR 52.227- 1 and FAR 52.227- 2 or (2) when title to property is to be transferred directly to the Government. Supplier shall incorporate into each lower tier contract issued in support of this Purchase Order all applicable FAR and DFARS provisions and clauses in accordance with the flow down requirements specified in such clauses. Nothing in this Purchase Order grants Supplier a direct right of action against the Government. If any of the following FAR or DFARS clauses do not apply to this Purchase Order, such clauses are considered to be self-deleting.

Buyer or Buyer Affiliates reserve the right to add or update any FAR or DFAR clause or special contract provision based on customer contract directives.

Capitalized words used herein and not otherwise defined shall have the meanings ascribed to them in the Terms and Conditions.

The requirements below are in accordance with the U.S. Government prime contract and are not modified by Buyer for each individual Supplier. Supplier will remain at all times responsible for providing to any government agency, Buyer, or Buyer's customer, evidence of compliance with the requirements herein or that such requirements are not applicable to the extent satisfactory to the requesting party.

CLAUSES INCORPORATED BY REFERENCE:

FAR CLAUSES

CLAUSE	TITLE	DATE
52.203-12	Limitation on Payments to Influence Certain Federal Transactions.	1-Jun-20
52.203-13	Contractor Code of Business Ethics and Conduct.	1-Nov-21
52.203-15	Whistleblower Protections Under the American Recovery and Reinvestment Act of 2009.	1-Jun-10
52.203-17	Contractor Employee Whistleblower Rights.	1-Nov-23
52.203-19	Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements.	1-Jan-17
52.203-6 Alt I	Restrictions on Subcontractor Sales to the Government. Alternate I	
52.203-7	Anti-Kickback Procedures.	1-Jun-20
52.204-21	Basic Safeguarding of Covered Contractor Information Systems.	1-Nov-21
52.204-23	Prohibition on Contracting for Hardware Software and Services Developed or Provided by Kaspersky Lab Covered Entities.	1-Dec-23
52.204-25	Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment.	1-Nov-21
52.209-6	Protecting the Government GÇOs Interest When Subcontracting with Contractors Debarred Suspended or Proposed for Debarment.	1-Nov-21
52.212-5	Contract Terms and Conditions Required To Implement Statutes or Executive Products and Commercial Services.	1-Dec-23
52.219-8	Utilization of Small Business Concerns.	1-Sep-23
52.222-21	Prohibition of Segregated Facilities.	1-Apr-15
52.222-26	Equal Opportunity.	1-Sep-16
52.222-35	Equal Opportunity for Veterans.	1-Jun-20
52.222-36	Equal Opportunity for Workers with Disabilities.	1-Jun-20
52.222-37	Employment Reports on Veterans.	1-Jun-20
52.222-40	Notification of Employee Rights Under the National Labor Relations Act.	1-Dec-10
52.222-41	Service Contract Labor Standards.	1-Aug-18
52.222-50	Combating Trafficking in Persons.	1-Nov-21
52.222-50 Alt I	Combating Trafficking in Persons. Alternate I	
52.222-54	Employment Eligibility Verification.	1-May-22
52.222-55	Minimum Wages for Contractor Workers Under Executive Order 14026.	1-Jan-22
52.222-62	Paid Sick Leave Under Executive Order 13706.	1-Jan-22
52.223-18	Encouraging Contractor Policies to Ban Text Messaging While Driving.	1-Jun-20
52.224-3	Privacy Training.	1-Jan-17
52.225-13	Restrictions on Certain Foreign Purchases.	1-Feb-21
52.225-26	Contractors Performing Private Security Functions Outside the United States.	1-Oct-16
52.227-1	Authorization and Consent.	1-Jun-20
52.227-9	Refund of Royalties.	1-Apr-84
52.228-3	Workers GÇO Compensation Insurance (Defense Base Act).	1-Jul-14
52.232-40	Providing Accelerated Payments to Small Business Subcontractors.	1-Mar-23
52.244-6	Subcontracts for Commercial Products and Commercial Services.	1-Dec-23
52.245-1	Government Property.	1-Sep-21
52.247.64	Preference for Privately Owned U.S. Flag Commercial Vessels.	1-Nov-21

DFAR CLAUSES

CLAUSE	TITLE	DATE
252.203-7002	Requirement to Inform Employees of Whistleblower Rights	1-Dec-22
252.204-7000	Disclosure of Information	1-Oct-16
252.204-7009	Limitations on the Use or Disclosure of Third-Party Contractor Reported Cyber Incident Information	1-Jan-23
252.204-7012	Safeguarding of Unclassified Controlled Technical Information	1-Jan-23
252.204-7014	Limitations on the Use or Disclosure of Information by Litigation Support Contractors	1-Jan-23
252.204-7015	Disclosure of Information to Litigation Support Contractors	1-Jan-23
252.204-7018	Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services	1-Jan-23
252.204-7020	NIST SP 800-171 DoD Assessment Requirements	1-Jan-23
252.211-7003	Item Unique Identification and Validation	1-Jan-23
252.223-7002	Safety Precautions for Ammunition and Explosives	1-May-94
252.223-7008	Prohibition Of Hexavalent Chromium	1-Jan-23
252.225-7007	Prohibition on Acquisition of Certain Items from CommunistChinese Military Companies	1-Dec-18
252.225-7009	Restriction on Acquisition of Certain Articles Containing Specialty Metals	1-Jan-23
252.225-7039	Defense Contractors Performing Private Security Functions Outside the United States	1-Jan-23
252.225-7048	Export-Controlled Items.	1-Jun-13
252.226-7001	Utilization of Indian Organizations and Indian-Owned Economic Hawaiian Small Business Concerns	1-Jan-23
252.227-7013	Rights in Technical Data--Noncommercial Items	1-Mar-23
252.227-7014	Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation	1-Mar-23
252.227-7015	Technical Data--Commercial Items	1-Mar-23
252.227-7037	Validation of Restrictive Markings on Technical Data	1-Jan-23
252.232-7017	Reserved	N/A
252.239-7018	Supply Chain Risk	1-Dec-22
252.244-7000	Subcontracts for Commercial Items and Commercial Components (DoD Contracts)	1-Jan-23
252.246-7003	Notification of Potential Safety Issues	1-Jan-23
252.246-7007	Contractor Counterfeit Electronic Part Detection and Avoidance System	1-Jan-23
252.246-7008	Sources of Electronic Parts	1-Jan-23
252.247-7023	Transportation of Supplies by Sea	1-Jan-23
252.249-7002	Notification of Anticipated Contract Termination or Reduction	1-Dec-22