

SPE8EL24F14WR\_Manpack Flowdowns\_08-09-2024

**U.S. GOVERNMENT CLAUSES**

**Prime Contract Number: SPE8EL24F14WR**

**Date of Creation: 08-09-2024**

***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**

<b>Clause</b>	<b>Date</b>	<b>Reference</b>
52.203-6	SEPT 2006	Restrictions on Subcontractor Sales to the Government
52.203-13	OCT 2015	Contractor Code of Business Ethics and Conduct (Applies if this Purchase Order exceeds \$5,500,000 and the period of performance is more than 120 days.)
52.203-17	JUN 2020	Contractor Employee Whistleblower Rights and Requirement to Inform Employees of Whistleblower Rights
52.203-19	JAN 2017	Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements
52.204-10	OCT 2016	Reporting Executive Compensation and First-Tier Subcontract Awards
52.204-18	JUL 2016	Commercial and Government Entity Code Maintenance
52.204-23	JUL 2018	Prohibition on Contracting for Hardware, Software, and Services Developed or Provided by Kaspersky Lab and Other Covered Entities
52.204-25	Aug 2020	Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment
52.209-6	OCT 2015	Protecting the Government's Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment (Applies if this Purchase Order exceeds \$35,000 and is not for commercial items.)
52.215-14	JUN 2020	Integrity of Unit Prices (Applies to Purchase Orders for \$250,000 or more that are not for commercial items)
52.215-21	OCT 2020	Requirements for Certified Cost or Pricing Data and Data Other than Certified Cost or Pricing Data - Modifications
52.219-8	NOV 2016	Utilization of Small Business Concerns
52.222-21	APR 2015	Prohibition of Segregated Facilities
52.222-26	SEP 2016	Equal Opportunity
52.222-35	OCT 2015	Equal Opportunity for Veterans
52.222-36	JUL 2014	Equal Opportunity for Workers with Disabilities (Applies if this Purchase Order exceeds \$15,000; paragraph (b)(2) is revised to delete "and provided by or through the Contracting Officer" and insert "and provided upon request by the Contracting Officer through the Buyer.")
52.222-37	FEB 2016	Employment Reports on Veterans
52.222-40	DEC 2010	Notification of Employee Rights Under the National Labor Relations Act
52.222-50	MAR 2015	Combating Trafficking in Persons
52.223-13	Jun 2014	Acquisition of EPEAT® -Registered Imaging Equipment (applies if the Purchase Order includes "imaging equipment" as defined at FAR 52.223-13(a)).
52.223-14	Jun 2014	Acquisition of EPEAT® -Registered Television (applies if the Purchase Order includes "televvisions" as defined at FAR 52.223-14(a)).
52.223-15	Dec 2007	Energy Efficiency in Energy-Consuming Products

Clause	Date	Reference
52.223-16	Oct 2015	Acquisition of EPEAT® -Registered Personal Computer Products (applies if the Purchase Order includes “personal computer products” as defined at FAR 52.223-16(a)).
52.225-13	JUN 2008	Restrictions on Certain Foreign Purchases
52.232-40	DEC 2013	Providing Accelerated Payments to Small Business Subcontractors
52.242-13	JUL 1995	Bankruptcy
52.244-6	JAN 2017	Subcontracts for Commercial Items
52.242-15	AUG 1989	Stop-Work Order
52.247-64	FEB 2006	Preference for Privately-Owned U.S. Flag Commercial Vessels

### **DFARS CLAUSES**

Clause	Date	Reference
252.203-7002	SEP 2013	Requirements to Inform Employees of Whistleblower Rights
252.203-7003	AUG 2019	Agency Office of the Inspector General
252.203-7995	NOV 2016	Prohibition on Contracting with Entities that Require Certain Internal Confidentiality Agreements
252.204-7000	OCT 2016	Disclosure of Information
252.204-7012	DEC 2019	Safeguarding Covered Defense Information and Cyber Incident Reporting
252.204-7015	MAY 2016	Notice of Authorized Disclosure of Information for Litigation Support
252.204-7018	DEC 2019	Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services
252.204-7020	NOV 2020	Notice of NIST SP 800-171 DOD Assessment Requirements
252.223-7008	JUN 2013	Prohibition of Hexavalent Chromium
252.223-7999	OCT 2021	Ensuring Adequate COVID-19 Safety Protocols for Federal Contractors (DEVIATION 2021-O0009)
252.225-7001	DEC 2017	Buy American and Balance of Payments Program—Basic
252.225-7009	JUN 2012	Restriction on Acquisition of Certain Articles Containing Specialty Metals
252.225-7012	DEC 2017	Preference for Certain Domestic Commodities
252.225-7013	JUL 2020	Duty-Free Entry (DEVIATION 2020-O0019)
252.225-7015	JUN 2005	Restriction on Acquisition of Hand or Measuring Tools
252.225-7040	OCT 2015	Contractor Personnel Authorized to Accompany U.S. Armed Forces Deployed Outside the United States
252.225-7043	JUN 2015	Antiterrorism/Force Protection Policy for Defense Contractors Outside the United States

<b>Clause</b>	<b>Date</b>	<b>Reference</b>
252.225-7048	JUNE 2013	Export Controlled Items
252.225-7975	AUG 2020	Additional Access to Contractor and Subcontractor Records(DEVIATION 2020-O0022)
252.225-7980	JUN 2016	Contractor Personnel Performing in the United States Africa Command Area of Responsibility (DEVIATION 2016-O0008)
252.225-7993	AUG 2020	Prohibition on Providing funds to the enemy (DEVIATION 2020-O0022)
252.225-7995	SEPT 2017	Contractor Personnel Performing in the United States Central Command Area of Responsibility (DEV 2017-O0004)
252.227-7015	FEB 2014	Technical Data - Commercial Items
252.227-7037	JUN 2013	Validation of Restrictive Markings on Technical Data
252.244-7000	JUN 2013	Subcontracts for Commercial Items and Commercial Components
252.246-7003	JUN 2013	Notification of Potential Safety Issues (Applies if the Purchase Order is for parts identified as critical safety items; systems and subsystems, assemblies, and subassemblies integral to a system; or repair, maintenance, logistics support, or overhaul services for systems and subsystems, assemblies, subassemblies, and parts integral to a system; change "5 working days" at 252.246-7003(c)(2) to read "3 working days".)
252.247-7023	FEB 2019	Transportation of Supplies by Sea