



DFARS FLOWDOWN PROVISIONS FOR COMMERCIAL ITEMS

1. The following DFARS clauses apply to all commercial orders. “Commercial Item” means a Commercial item as defined in FAR 2.101:

DFARS Number	Title	Latest Update
252.204-7008	REQUIREMENTS FOR CONTRACTS INVOLVING EXPORT-CONTROLLED ITEMS	APR 2010
252.227-7015	TECHNICAL DATA – COMMERCIAL ITEMS	MAR 2011
252.247-7024	NOTIFICATION OF TRANSPORTATION OF SUPPLIES BY SEA (Applicable if the contract meets the criteria set forth in Paragraph (b) (2) (ii) of the clause.	MAR 2000

2. The following DFARS clause applies to all commercial orders that equal or exceed \$150,000:

DFARS Number	Title	Latest Update
252.247-7023	TRANSPORTATION OF SUPPLIES BY SEA (Applicable in lieu of FAR 52.247-64 in all Contracts for ocean transportation of supplies. In the first sentence of paragraph (g), insert a period after “Contractor” and delete the balance of the sentence. Paragraph (f) and (g) shall not apply if this Contract is at or below \$150,000.	MAY 2002

3. The following DFARS clause applies to all Purchase Orders as indicated in which the value equals or exceeds \$500,000:

DFARS Number	Title	Latest Update
252.226-7001	UTILIZATION OF INDIAN ORGANIZATIONS, INDIAN-OWNED ECONOMIC ENTERPRISES AND NATIVE HAWAIIAN SMALL BUSINESS CONCERNS In subparagraph (f)(1) "Contractor" shall mean "DATA DEVICE CORPORATION." DATA DEVICE CORPORATION shall have no liability to Seller for any incentive payment under this clause unless and until the Government provides said incentive payment to DATA DEVICE CORPORATION.	SEP 2004



4. The following DFARS clause applies to all Purchase Orders that equal or exceed \$650,000:

DFARS Number	Title	Latest Update
252.249-7002	NOTIFICATION OF ANTICIPATED CONTRACT TERMINATION OR REDUCTION Delete paragraph (d) (1) and the first five words of paragraph (d) (2).	OCT 2010

5. The following DFARS clauses apply to all Purchase Orders only when applicable as indicated below:

DFARS Number	Title	Latest Update
252.211-7003	ITEM IDENTIFICATION AND VALUATION (Applicable if the Contract requires the Work to contain unique item identification. In (c)(3)(i), (c)(4)(i), (d), (e), and (f) "Contractor" shall mean "Subcontractor;" all reports required to be submitted under this clause shall be submitted to DATA DEVICE CORPORATION at a location to be provided; delete paragraph (g) and insert the following in lieu thereof: "(g) Lower-Tier Subcontracts. SELLER shall include this clause, including this paragraph (g), in all lower tier subcontracts issued under this Subcontract for the acquisition of components identified herein as requiring UID.)	AUG 2008
252.211-7007	REPORTING OF GOVERNMENT-FURNISHED EQUIPMENT IN THE DOD ITEM UNIQUE IDENTIFICATION (IUID) REGISTRY (Applicable if the Contract requires Government property in Seller's possession to contain unique item identification.)	NOV 2008
252.223-7001	HAZARD WARNING LABELS (Applicable if the Contract requires the delivery of hazardous materials.)	DEC 1991
252.225-7001	BUY AMERICAN ACT AND BALANCE OF PAYMENTS PROGRAM (Applicable if the Work contains other than domestic components. Applicable in lieu of FAR 52.225-1.)	JAN 2009
252.225-7007	PROHIBITION ON ACQUISITION OF UNITED STATES MUNITIONS LIST ITEMS FROM COMMUNIST CHINESE MILITARY COMPANIES (Applicable if Seller is supplying items on the U.S. Munitions list.)	SEP 2006
252.225-7009	RESTRICTION ON ACQUISITION OF CERTAIN ARTICLES CONTAINING SPECIALTY METALS (Applicable if the Work to be furnished contains specialty metals. Paragraph (d) is deleted.)	JAN 2011



DFARS Number	Title	Latest Update
252.225-7021	TRADE AGREEMENTS (Applicable if the Work contains other than U.S.-made, qualifying country, or designated country end products. Applicable in lieu of FAR 52.225-5.)	NOV 2009
252.246-7003	NOTIFICATION OF POTENTIAL SAFETY ISSUES (Applicable if this Contract 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. Contractor shall provide notifications to DATA DEVICE CORPORATION and the contracting officer identified to Contractor.)	JAN 2007

6. The following FAR clauses are modified as shown below:

FAR Number	Title	Latest Update
52.219-8	UTILIZATION OF SMALL BUSINESS CONCERNS <i>DEVIATION</i> - The version of the clause in DoD Class Deviation 2009-O0009 applies in lieu of the standard FAR version of the clause.	JAN 2011
52.245-1	GOVERNMENT PROPERTY <i>DEVIATION</i> -The version of the clause in DoD Class Deviation 2007-O0012 applies in lieu of the standard FAR version of the clause.	AUG 2010