

Subchapter B - Competition and Acquisition Planning

- **Federal Acquisition Regulation**
- Federal Acquisition Regulation
 - Part 5 - Publicizing Contract Actions
 - 5.000 Scope of part.
 - 5.001 Definition.
 - 5.002 Policy.
 - 5.003 Governmentwide point of entry.
 - Subpart 5.1 - Dissemination of Information
 - 5.101 Methods of disseminating information.
 - 5.102 Availability of solicitations.
 - Subpart 5.2 - Synopses of Proposed Contract Actions
 - 5.201 General.
 - 5.202 Exceptions.
 - 5.203 Publicizing and response time.
 - 5.204 Presolicitation notices.
 - 5.205 Special situations.
 - 5.206 Notices of subcontracting opportunities.
 - 5.207 Preparation and transmittal of synopses.
 - Subpart 5.3 - Synopses of Contract Awards
 - 5.301 General.
 - 5.302 Preparation and transmittal of synopses of awards.
 - 5.303 Announcement of contract awards.
 - Subpart 5.4 - Release of Information
 - 5.401 General.
 - 5.402 General public.
 - 5.403 Requests from Members of Congress.
 - 5.404 Release of long-range acquisition estimates.
 - 5.404-1 Release procedures.
 - 5.404-2 Announcements of long-range acquisition estimates.
 - 5.405 Exchange of acquisition information.
 - 5.406 Public disclosure of justification documents for certain contract actions.
 - Subpart 5.5 - Paid Advertisements
 - 5.501 Definitions.
 - 5.502 Authority.
 - 5.503 Procedures.
 - 5.504 Use of advertising agencies.
 - Subpart 5.6 - Publicizing Multi-Agency Use Contracts
 - 5.601 Governmentwide database of contracts.
 - Subpart 5.7 - Publicizing Requirements Under the American Recovery and Reinvestment Act of 2009
 - 5.701 Scope.

- [5.702 Applicability.](#)
- [5.703 Definition.](#)
- [5.704 Publicizing preaward.](#)
- [5.705 Publicizing postaward.](#)
- [Part 6 - Competition Requirements](#)
 - [6.000 Scope of part.](#)
 - [6.001 Applicability.](#)
 - [6.002 Limitations.](#)
 - [6.003 \[Reserved\]](#)
 - [Subpart 6.1 - Full and Open Competition](#)
 - [6.100 Scope of subpart.](#)
 - [6.101 Policy.](#)
 - [6.102 Use of competitive procedures.](#)
 - [Subpart 6.2 - Full and Open Competition After Exclusion of Sources](#)
 - [6.200 Scope of subpart.](#)
 - [6.201 Policy.](#)
 - [6.202 Establishing or maintaining alternative sources.](#)
 - [6.203 Set-asides for small business concerns.](#)
 - [6.204 Section 8\(a\) competition.](#)
 - [6.205 Set-asides for HUBZone small business concerns.](#)
 - [6.206 Set-asides for service-disabled veteran-owned small business \(SDVOSB\) concerns eligible under the SDVOSB Program.](#)
 - [6.207 Set-asides for economically disadvantaged women-owned small business \(EDWOSB\) concerns or women-owned small business \(WOSB\) concerns eligible under the WOSB Program.](#)
 - [6.208 Set-asides for local firms during a major disaster or emergency.](#)
 - [Subpart 6.3 - Other Than Full and Open Competition](#)
 - [6.300 Scope of subpart.](#)
 - [6.301 Policy.](#)
 - [6.302 Circumstances permitting other than full and open competition.](#)
 - [6.302-1 Only one responsible source and no other supplies or services will satisfy agency requirements.](#)
 - [6.302-2 Unusual and compelling urgency.](#)
 - [6.302-3 Industrial mobilization; engineering, developmental, or research capability; or expert services.](#)
 - [6.302-4 International agreement.](#)
 - [6.302-5 Authorized or required by statute.](#)
 - [6.302-6 National security.](#)
 - [6.302-7 Public interest.](#)
 - [6.303 Justifications.](#)
 - [6.303-1 Requirements.](#)
 - [6.303-2 Content.](#)
 - [6.304 Approval of the justification.](#)
 - [6.305 Availability of the justification.](#)
 - [Subpart 6.4 - Sealed Bidding and Competitive Proposals](#)
 - [6.401 Sealed bidding and competitive proposals.](#)
 - [Subpart 6.5 - Advocates for Competition](#)
 - [6.501 Requirement.](#)
 - [6.502 Duties and responsibilities.](#)
- [Part 7 - Acquisition Planning](#)
 - [7.000 Scope of part.](#)

- Subpart 7.1 - Acquisition Plans
 - 7.101 Definitions.
 - 7.102 Policy.
 - 7.103 Agency-head responsibilities.
 - 7.104 General procedures.
 - 7.105 Contents of written acquisition plans.
 - 7.106 Additional requirements for major systems.
 - 7.107 Additional requirements for acquisitions involving consolidation, bundling, or substantial bundling.
 - 7.107-1 General.
 - 7.107-2 Consolidation.
 - 7.107-3 Bundling.
 - 7.107-4 Substantial bundling.
 - 7.107-5 Notifications.
 - 7.107-6 Solicitation provision.
 - 7.108 Additional requirements for telecommuting.
- Subpart 7.2 - Planning for the Purchase of Supplies in Economic Quantities
 - 7.200 Scope of subpart.
 - 7.201 [Reserved]
 - 7.202 Policy.
 - 7.203 Solicitation provision.
 - 7.204 Responsibilities of contracting officers.
- Subpart 7.3 - Contractor Versus Government Performance
 - 7.300 [Reserved]
 - 7.301 Definitions.
 - 7.302 Policy.
 - 7.303 [Reserved]
 - 7.304 [Reserved]
 - 7.305 Solicitation provisions and contract clause.
- Subpart 7.4 - Equipment Acquisition
 - 7.400 Scope of subpart.
 - 7.401 Acquisition considerations.
 - 7.402 Acquisition methods.
 - 7.403 General Services Administration assistance and OMB guidance.
 - 7.404 Contract clause.
- Subpart 7.5 - Inherently Governmental Functions
 - 7.500 Scope of subpart.
 - 7.501 [Reserved]
 - 7.502 Applicability.
 - 7.503 Policy.
- Part 8 - Required Sources of Supplies and Services
 - 8.000 Scope of part.
 - 8.001 General.
 - 8.002 Priorities for use of mandatory Government sources.
 - 8.003 Use of other mandatory sources.
 - 8.004 Use of other sources.
 - 8.005 Contract clause.
 - Subpart 8.1 - Excess Personal Property
 - 8.101 [Reserved]
 - 8.102 Policy.
 - 8.103 Information on available excess personal property.

- [8.104 Obtaining nonreportable property.](#)
- [Subpart 8.2 - \[Reserved\]](#)
- [Subpart 8.3 - \[Reserved\]](#)
- [Subpart 8.4 - Federal Supply Schedules](#)
 - [8.401 Definitions.](#)
 - [8.402 General.](#)
 - [8.403 Applicability.](#)
 - [8.404 Use of Federal Supply Schedules.](#)
 - [8.405 Ordering procedures for Federal Supply Schedules.](#)
 - [8.405-1 Ordering procedures for supplies, and services not requiring a statement of work.](#)
 - [8.405-2 Ordering procedures for services requiring a statement of work.](#)
 - [8.405-3 Blanket purchase agreements \(BPAs\).](#)
 - [8.405-4 Price reductions.](#)
 - [8.405-5 Small business.](#)
 - [8.405-6 Limiting sources.](#)
 - [8.405-7 Payment.](#)
 - [8.406 Ordering activity responsibilities.](#)
 - [8.406-1 Order placement.](#)
 - [8.406-2 Inspection and acceptance.](#)
 - [8.406-3 Remedies for nonconformance.](#)
 - [8.406-4 Termination for cause.](#)
 - [8.406-5 Termination for the Government's convenience.](#)
 - [8.406-6 Disputes.](#)
 - [8.406-7 Contractor Performance Evaluation.](#)
- [Subpart 8.5 - \[Reserved\]](#)
- [Subpart 8.6 - Acquisition from Federal Prison Industries, Inc.](#)
 - [8.601 General.](#)
 - [8.602 Policy.](#)
 - [8.603 Purchase priorities.](#)
 - [8.604 Waivers.](#)
 - [8.605 Exceptions.](#)
 - [8.606 Evaluating FPI performance.](#)
 - [8.607 Performance as a subcontractor.](#)
 - [8.608 Protection of classified and sensitive information.](#)
- [Subpart 8.7 - Acquisition from Nonprofit Agencies Employing People Who Are Blind or Severely Disabled](#)
 - [8.700 Scope of subpart.](#)
 - [8.701 Definitions.](#)
 - [8.702 General.](#)
 - [8.703 Procurement List.](#)
 - [8.704 Purchase priorities.](#)
 - [8.705 Procedures.](#)
 - [8.705-1 General.](#)
 - [8.705-2 Direct-order process.](#)
 - [8.705-3 Allocation process.](#)
 - [8.705-4 Compliance with orders.](#)
 - [8.706 Purchase exceptions.](#)
 - [8.707 Prices.](#)
 - [8.708 Shipping.](#)

- [8.709 Payments.](#)
- [8.710 Quality of merchandise.](#)
- [8.711 Quality complaints.](#)
- [8.712 Specification changes.](#)
- [8.713 Optional acquisition of supplies and services.](#)
- [8.714 Communications with the central nonprofit agencies and the Committee.](#)
- [8.715 Replacement commodities.](#)
- [8.716 Change-of-name and successor in interest procedures.](#)
- [Subpart 8.8 - Acquisition of Printing and Related Supplies](#)
 - [8.800 Scope of subpart.](#)
 - [8.801 Definitions.](#)
 - [8.802 Policy.](#)
- [Subpart 8.9 - \[Reserved\]](#)
- [Subpart 8.10 - \[Reserved\]](#)
- [Subpart 8.11 - Leasing of Motor Vehicles](#)
 - [8.1100 Scope of subpart.](#)
 - [8.1101 Definitions.](#)
 - [8.1102 Presolicitation requirements.](#)
 - [8.1103 Contract requirements.](#)
 - [8.1104 Contract clauses.](#)
- [Part 9 - Contractor Qualifications](#)
 - [9.000 Scope of part.](#)
 - [Subpart 9.1 - Responsible Prospective Contractors](#)
 - [9.100 Scope of subpart.](#)
 - [9.101 Definitions.](#)
 - [9.102 Applicability.](#)
 - [9.103 Policy.](#)
 - [9.104 Standards.](#)
 - [9.104-1 General standards.](#)
 - [9.104-2 Special standards.](#)
 - [9.104-3 Application of standards.](#)
 - [9.104-4 Subcontractor responsibility.](#)
 - [9.104-5 Representation and certifications regarding responsibility matters.](#)
 - [9.104-6 Federal Awardee Performance and Integrity Information System.](#)
 - [9.104-7 Solicitation provisions and contract clauses.](#)
 - [9.105 Procedures.](#)
 - [9.105-1 Obtaining information.](#)
 - [9.105-2 Determinations and documentation.](#)
 - [9.105-3 Disclosure of preaward information.](#)
 - [9.106 Preaward surveys.](#)
 - [9.106-1 Conditions for preaward surveys.](#)
 - [9.106-2 Requests for preaward surveys.](#)
 - [9.106-3 Interagency preaward surveys.](#)
 - [9.106-4 Reports.](#)
 - [9.107 Surveys of nonprofit agencies participating in the AbilityOne Program.](#)
 - [9.108 Prohibition on contracting with inverted domestic corporations.](#)
 - [9.108-1 Definitions.](#)
 - [9.108-2 Prohibition.](#)

- 9.108-3 Representation by the offeror.
 - 9.108-4 Waiver.
 - 9.108-5 Solicitation provision and contract clause.
- 9.109 Prohibition on contracting with an entity involved in activities that violate arms control treaties or agreements with the United States.
 - 9.109-1 Authority.
 - 9.109-2 Prohibition.
 - 9.109-3 Exception.
 - 9.109-4 Certification by the offeror.
 - 9.109-5 Solicitation provision.
- 9.110 Reserve Officer Training Corps and military recruiting on campus.
 - 9.110-1 Definitions.
 - 9.110-2 Authority
 - 9.110-3 Policy.
 - 9.110-4 Procedures.
 - 9.110-5 Contract clause.
- Subpart 9.2 - Qualifications Requirements
 - 9.200 Scope of subpart.
 - 9.201 Definitions.
 - 9.202 Policy.
 - 9.203 QPL's, QML's, and QBL's.
 - 9.204 Responsibilities for establishment of a qualification requirement.
 - 9.205 Opportunity for qualification before award.
 - 9.206 Acquisitions subject to qualification requirements.
 - 9.206-1 General.
 - 9.206-2 Contract clause.
 - 9.206-3 Competition.
 - 9.207 Changes in status regarding qualification requirements.
- Subpart 9.3 - First Article Testing and Approval
 - 9.301 Definition.
 - 9.302 General.
 - 9.303 Use.
 - 9.304 Exceptions.
 - 9.305 Risk.
 - 9.306 Solicitation requirements.
 - 9.307 Government administration procedures.
 - 9.308 Contract clauses.
 - 9.308-1 Testing performed by the contractor.
 - 9.308-2 Testing performed by the Government.
- Subpart 9.4 - Debarment, Suspension, and Ineligibility
 - 9.400 Scope of subpart.
 - 9.401 Applicability.
 - 9.402 Policy.
 - 9.403 Definitions.
 - 9.404 Exclusions in the System for Award Management.
 - 9.405 Effect of listing.
 - 9.405-1 Continuation of current contracts.
 - 9.405-2 Restrictions on subcontracting.
 - 9.406 Debarment.
 - 9.406-1 General.
 - 9.406-2 Causes for debarment.

- 9.406-3 Procedures.
 - 9.406-4 Period of debarment.
 - 9.406-5 Scope of debarment.
- 9.407 Suspension.
 - 9.407-1 General.
 - 9.407-2 Causes for suspension.
 - 9.407-3 Procedures.
 - 9.407-4 Period of suspension.
 - 9.407-5 Scope of suspension.
- 9.408 [Reserved]
- 9.409 Contract clause.
- Subpart 9.5 - Organizational and Consultant Conflicts of Interest
 - 9.500 Scope of subpart.
 - 9.501 Definition.
 - 9.502 Applicability.
 - 9.503 Waiver.
 - 9.504 Contracting officer responsibilities.
 - 9.505 General rules.
 - 9.505-1 Providing systems engineering and technical direction.
 - 9.505-2 Preparing specifications or work statements.
 - 9.505-3 Providing evaluation services.
 - 9.505-4 Obtaining access to proprietary information.
 - 9.506 Procedures.
 - 9.507 Solicitation provisions and contract clause.
 - 9.507-1 Solicitation provisions.
 - 9.507-2 Contract clause.
 - 9.508 Examples.
- Subpart 9.6 - Contractor Team Arrangements
 - 9.601 Definition.
 - 9.602 General.
 - 9.603 Policy.
 - 9.604 Limitations.
- Subpart 9.7 - Defense Production Pools and Research and Development Pools
 - 9.701 Definition.
 - 9.702 Contracting with pools.
 - 9.703 Contracting with individual pool members.
- Part 10 - Market Research
 - 10.000 Scope of part.
 - 10.001 Policy.
 - 10.002 Procedures.
 - 10.003 Contract clause.
- Part 11 - Describing Agency Needs
 - 11.000 Scope of part.
 - 11.001 Definitions.
 - 11.002 Policy.
 - Subpart 11.1 - Selecting and Developing Requirements Documents
 - 11.101 Order of precedence for requirements documents.
 - 11.102 Standardization program.
 - 11.103 Market acceptance.
 - 11.104 Use of brand name or equal purchase descriptions.
 - 11.105 Items peculiar to one manufacturer.

- [11.106 Purchase descriptions for service contracts.](#)
 - [11.107 Solicitation provision.](#)
- [Subpart 11.2 - Using and Maintaining Requirements Documents](#)
 - [11.201 Identification and availability of specifications.](#)
 - [11.202 Maintenance of standardization documents.](#)
 - [11.203 Customer satisfaction.](#)
 - [11.204 Solicitation provisions.](#)
- [Subpart 11.3 - Acceptable Material](#)
 - [11.301 Policy.](#)
 - [11.302 Contract clause.](#)
- [Subpart 11.4 - Delivery or Performance Schedules](#)
 - [11.401 General.](#)
 - [11.402 Factors to consider in establishing schedules.](#)
 - [11.403 Supplies or services.](#)
 - [11.404 Contract clauses.](#)
- [Subpart 11.5 - Liquidated Damages](#)
 - [11.500 Scope.](#)
 - [11.501 Policy.](#)
 - [11.502 Procedures.](#)
 - [11.503 Contract clauses.](#)
- [Subpart 11.6 - Priorities and Allocations](#)
 - [11.600 Scope of subpart.](#)
 - [11.601 Definitions.](#)
 - [11.602 General.](#)
 - [11.603 Procedures.](#)
 - [11.604 Solicitation provision and contract clause.](#)
- [Subpart 11.7 - Variation in Quantity](#)
 - [11.701 Supply contracts.](#)
 - [11.702 Construction contracts.](#)
 - [11.703 Contract clauses.](#)
- [Subpart 11.8 - Testing](#)
 - [11.801 Preaward in-use evaluation.](#)
- [Part 12 - Acquisition of Commercial Products and Commercial Services](#)
 - [12.000 Scope of part.](#)
 - [12.001 Definition.](#)
 - [Subpart 12.1 - Acquisition of Commercial Products and Commercial Services](#)
 - [12.101 Policy.](#)
 - [12.102 Applicability.](#)
 - [12.103 Commercially available off-the-shelf \(COTS\) items.](#)
 - [Subpart 12.2 - Special Requirements for the Acquisition of Commercial Products and Commercial Services](#)
 - [12.201 General.](#)
 - [12.202 Market research and description of agency need.](#)
 - [12.203 Procedures for solicitation, evaluation, and award.](#)
 - [12.204 Solicitation/contract form.](#)
 - [12.205 Offers.](#)
 - [12.206 Use of past performance.](#)
 - [12.207 Contract type.](#)
 - [12.208 Contract quality assurance.](#)
 - [12.209 Determination of price reasonableness.](#)
 - [12.210 Contract financing.](#)

- [12.211 Technical data.](#)
- [12.212 Computer software.](#)
- [12.213 Other commercial practices.](#)
- [12.214 Cost Accounting Standards.](#)
- [12.215 Notification of overpayment.](#)
- [12.216 Unenforceability of unauthorized obligations.](#)
- [Subpart 12.3 - Solicitation Provisions and Contract Clauses for the Acquisition of Commercial Products and Commercial Services](#)
 - [12.300 Scope of subpart.](#)
 - [12.301 Solicitation provisions and contract clauses for the acquisition of commercial products and commercial services.](#)
 - [12.302 Tailoring of provisions and clauses for the acquisition of commercial products and commercial services.](#)
 - [12.303 Contract format.](#)
- [Subpart 12.4 - Unique Requirements Regarding Terms and Conditions for Commercial Products and Commercial Services](#)
 - [12.401 General.](#)
 - [12.402 Acceptance.](#)
 - [12.403 Termination.](#)
 - [12.404 Warranties.](#)
- [Subpart 12.5 - Applicability of Certain Laws to the Acquisition of Commercial Products, Commercial Services and Commercially Available Off-the-Shelf Items](#)
 - [12.500 Scope of subpart.](#)
 - [12.501 Applicability.](#)
 - [12.502 Procedures.](#)
 - [12.503 Applicability of certain laws to Executive agency contracts for the acquisition of commercial products and commercial services.](#)
 - [12.504 Applicability of certain laws to subcontracts for the acquisition of commercial products and commercial services.](#)
 - [12.505 Applicability of certain laws to contracts for the acquisition of COTS items.](#)
- [Subpart 12.6 - Streamlined Procedures for Evaluation and Solicitation for Commercial Products and Commercial Services](#)
 - [12.601 General.](#)
 - [12.602 Streamlined evaluation of offers.](#)
 - [12.603 Streamlined solicitation for commercial products or commercial services.](#)