

SP SECTION 0200 APPLICABLE GENERAL PROVISIONS

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SP SECTION 0200 – APPLICABLE GENERAL PROVISIONS

SP 0271

SUBJECT: **Commercial Non-production Purchase Contracts Under \$2,500**

SPECIAL PROVISION TEXT:

Boeing-Mesa General Provisions for Short Form – Commercial Non-production Goods Contracts (Boeing-Mesa General Provisions, 05/02, Section 5) are hereby incorporated by reference and made a part of this Purchase Contract.

The following Purchase Contract Special Provision(s) (SP's) are incorporated into this contract: SP 0100 (05/02) – Order of Precedence, SP 0101 (05/02) – Assignment, SP 0190 (05/02) – Code of Conduct, SP 3500 (05/02) – Packaging, SP 4000 (05/02) – Early Shipments, SP 4500 (05/02) – Autopay.

SP 0272

SUBJECT: **Cost Reimbursement Purchase Contracts – Government Contract.**

SPECIAL PROVISION TEXT:

The Boeing Company General Provisions, Cost Reimbursement Contract Under Government Prime Contract, GP4, dated 05/02, are hereby incorporated and made a part of this Purchase Contract.

The following Purchase Contract Special Provision(s) (SP's) are incorporated into this contract: SP 0100 (05/02) – Order of Precedence, SP 0101 (05/02) – Assignment, SP 0190 (05/02) – Code of Conduct, SP 3500 (05/02) – Packaging, SP 4000 (05/02) – Early Shipments, SP 4500 (05/02) – Autopay, SP 6079 (11/00) – Tooling, SP 7585 (05/02) – Single Process Initiatives, SP 8000 (05/02) - Flowdowns.

SP 0275

SUBJECT: **Services Contract/Purchase Contract – Commercial**

SPECIAL PROVISION TEXT:

The Boeing Company General Provisions, Fixed Price Services Contract, GP2, dated 05/02 are hereby incorporated and made a part of this Purchase Contract.

The following Purchase Contract Special Provision(s) (SP's) are incorporated into this contract: SP 0100 (05/02) – Order of Precedence, SP 0101 (05/02) – Assignment, SP 0190 (05/02) – Code of Conduct, SP 3500 (05/02) – Packaging, SP 4000 (05/02) – Early Shipments, SP 4500 (05/02) – Autopay, SP 6079 (11/00) - Tooling.

SP 0276

SUBJECT: **Services Contract/Purchase Contract – Government.**

SPECIAL PROVISION TEXT:

The Boeing Company General Provisions, Fixed Price Services Contract, GP2, dated 05/02 are hereby incorporated and made a part of this Purchase Contract.

The following Purchase Contract Special Provision(s) (SP's) are incorporated into this contract: SP 0100 (05/02) – Order of Precedence, SP 0101 (05/02) – Assignment, SP 0190 (05/02) – Code of Conduct, SP 3500 (05/02) – Packaging, SP 4000 (05/02) – Early Shipments, SP 4500 (05/02) – Autopay, SP 6079 (11/00) – Tooling, SP 7585 (05/02) – Single Process Initiatives, SP 8000 (05/02) - Flowdowns.

SP 0291

SUBJECT: **Labor, Time and Material – Commercial PC's.**

SPECIAL PROVISION TEXT:

The Boeing Company General Provisions, Labor Hour/Time and Material Contract, GP3, dated 05/02 are hereby incorporated and made a part of this Purchase Contract.

The following Purchase Contract Special Provision(s) (SP's) are incorporated into this contract: SP 0100 (05/02) – Order of Precedence, SP 0101 (05/02) – Assignment, SP 0190 (05/02) – Code of Conduct, SP 3500 (05/02) – Packaging, SP 4000 (05/02) – Early Shipments, SP 4500 (05/02) – Autopay, SP 6079 (11/00) - Tooling.

SP 0292

SUBJECT: **Labor, Time and Material – Government PC's.**

SPECIAL PROVISION TEXT:

The Boeing Company General Provisions, Labor Hour/Time and Material Contract, GP3, dated 05/02 are hereby incorporated and made a part of this Purchase Contract.

The following Purchase Contract Special Provision(s) (SP's) are incorporated into this contract: SP 0100 (05/02) – Order of Precedence, SP 0101 (05/02) – Assignment, SP 0190 (05/02) – Code of Conduct, SP 3500 (05/02) – Packaging, SP 4000 (05/02) – Early Shipments, SP 4500 (05/02) – Autopay, SP 6079 (11/00) – Tooling, SP 7585 (05/02) – Single Process Initiatives, SP 8000 (05/02) - Flowdowns.

The following FAR Clauses are applicable to this procurement:

- (1) FAR 52.215-2 Audit – Negotiation.
- (2) FAR 52.216-5 Price Redetermination – Prospective, paragraphs (h) and (i), modified as required by subparagraph (i) (1).
- (3) FAR 52.216-6 Price Redetermination – Retroactive, paragraphs (g) and (h), modified as required by subparagraph (h) (1).
- (4) FAR 52.232-7 Payments Under Time-and-Materials and Labor-Hour Contracts.

SP 0293

SUBJECT: Foreign Purchase Contracts – Government

SPECIAL PROVISION TEXT:

1. The Boeing Company General Provisions, Form GP1, Fixed Price Contract, dated 05/02 are hereby incorporated by reference and made a part of this Purchase Contract. The official version of GP1 is located on the Internet at: <http://www.boeing.com/companyoffices/doingbiz/>
2. The following Purchase Contract Special Provision(s) (SP's) are incorporated into this contract: SP 0100 (05/02) - Order of Precedence, SP 0101 (05/02) - Assignment, SP 0190 (05/02) – Code of Conduct, SP 3500 (05/02) - Packaging, SP4000 (05/02) - Early Shipments, SP 4500 (05/02) - Autopay, SP 6079 (11/00) – Tooling, SP 7585 (05/02) - Single Process Initiatives, SP 8000 (05/02) - Flowdowns.
3. The following listed FAR clauses are not applicable to Seller, but are applicable to any subcontracts placed by Seller for work in the U.S.:
 - (A) 52.211-15 Defense Priority and Allocation Requirements. This clause is applicable if a priority rating is noted in this contract.
 - (B) 52.219-8 Utilization of Small, Small Disadvantaged and Woman-Owned Small Business Concerns.

- (C) 52.219-9 Small, Small Disadvantaged and Woman-Owned Small Business Subcontracting Plan. In paragraph (c), “Contracting Officer” means Buyer. This clause applies only if this contract exceeds \$500,000. and Seller is not a small business concern.
 - (D) 52.222-4 Contract Work Hours and Safety Standards Act — Overtime Compensation. This clause applies only if this contract exceeds \$100,000. Buyer may withhold or recover from Seller the amount of any sums the Contracting Officer withholds or recovers from Buyer because of liabilities of Seller or its subcontractors under this clause.
 - (E) 52.222-20 Walsh-Healy Public Contracts Act. This clause applies only if this contract exceeds \$10,000.
 - (F) 52.222-26 Equal Opportunity (subparagraph (b)(1) through (11)).
 - (G) 52.222-27 Affirmative Action Compliance Requirements for Construction. This clause applies only if this contract exceeds \$10,000.
 - (H) 52.222-35 Affirmative Action for Special Disabled and Vietnam Era Veterans. This clause applies only if this contract exceeds \$10,000.
 - (I) 52.222-36 Affirmative Action for Handicapped Workers. This clause applies only if this contract exceeds \$2,500.
 - (J) 52.222-37 Employment Reports on Special Disabled Veterans and Veterans of the Viet Nam Era. This clause applies only if this contract exceeds \$10,000.
 - (K) 52.223-2 Clean Air and Water. This clause applies only if this contract exceeds \$100,000.
 - (L) 52.225-3 Buy American Act — Supplies. This clause does not apply if this contract is placed under a Department of Defense contract.
4. The following listed DFARS clauses are not applicable to Seller, but are applicable to any subcontracts placed by Seller for work in the U.S.:
- (A) 252.203-7001 Special Prohibition on Employment (excluding paragraph (g)). This clause applies only if this contract exceeds the FAR Part 13 simplified acquisition threshold and does not apply to the purchase of commercial items or commercial components.
 - (B) 252.225-7001 Buy American Act and Balance of Payment Program.

5. If this contract is issued to a United Kingdom company, and work will be performed in the United Kingdom, the following listed FAR clause is applicable:

(A) 52.230-4 Consistency in Cost Accounting Practices.

SP 0295

SUBJECT: Commercial Purchase Contracts.

SPECIAL PROVISION TEXT:

The Boeing Company General Provisions, Fixed Price Contract, GP1, dated 05/02 are hereby incorporated by reference and made a part of this Purchase Contract.

The following Purchase Contract Special Provision(s) (SP's) are incorporated into this contract: SP 0100 (05/02) – Order of Precedence, SP 0101 (05/02) – Assignment, SP 0190 (05/02) – Code of Conduct, SP 3500 (05/02) – Packaging, SP 4000 (05/02) – Early Shipments, SP 4500 (05/02) – Autopay, SP 6079 (11/00) - Tooling.

SP 0297

SUBJECT: Fixed Price Purchase Contracts – Government.

SPECIAL PROVISION TEXT:

The Boeing Company General Provisions, Fixed Price Contract, GP1, dated 05/02 are hereby incorporated by reference and made a part of this Purchase Contract.

The following Purchase Contract Special Provision(s) (SP's) are incorporated into this contract: SP 0100 (05/02) – Order of Precedence, SP 0101 (05/02) – Assignment, SP 0190 (05/02) – Code of Conduct, SP 3500 (05/02) – Packaging, SP 4000 (05/02) – Early Shipments, SP 4500 (05/02) – Autopay, SP 6079 (11/00) – Tooling, SP 7585 (05/02) – Single Process Initiatives, SP 8000 (05/02) - Flowdowns.