



Reference	APPENDIX A – GENERAL TERMS AND CONDITIONS OF PURCHASE – FEDERAL ACQUISITION REGULATION (FAR) CLAUSES
Category	GENERAL CORPORATE
Issue Date	August 4, 2020
Issued By	Vice President, Operations
Revision	B
Supersedes	Appendix A – General Terms and Conditions of Purchase – Federal Acquisition Regulation (FAR) Clauses, dated December 15, 2014

Clause

52.203-3 Gratuities

52.203-5 Covenant Against Contingent Fees

52.203-6 Restrictions on Subcontractor Sales to the Government [Applicable if contract exceeds the simplified acquisition threshold; KVH shall not be substituted for the Government]

52.203-7 Anti-Kickback Procedures [Delete subparagraph (c)(1) of the clause; applicable if subcontract exceeds \$150,000]

52.203-8 Cancellation, Rescission and Recovery of Funds for Illegal or Improper Activity

52.203-10 Price or Fee Adjustment for Illegal or Improper Activity

52.203-12 Limitation on Payments to Influence Certain Federal Transactions [Applicable if subcontract exceeds \$150,000; KVH shall not be substituted for the Government]

52.203-13 Contractors Code of Business Ethics And Conduct [Applicable if subcontract exceeds \$5,000,000 and has a performance period of more than 120 days; KVH shall not be substituted for the Government]

52.204-2 Security Requirements [Applicable if subcontract involves access to classified information]

52.204-4 Printed or Copied Double-Sided on Postconsumer Fiber Content Paper

52.204-9 Personal Identity Verification of Contractor Personnel [Applies when subcontractor's employees are required to have routine physical access to a Federally-controlled facility and/or routine access to a Federally-controlled information system]

52.204-10 Reporting Executive Compensation and First-Tier Subcontract Awards [Subparagraph (d)(2) does not apply. If subcontractor meets the thresholds specified in paragraphs (d)(3) and (g)(2) of the clause, subcontractor shall report required executive compensation by posting the information to the System for Award Management. All information posted will be available to the general public]

52.204-25 Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment [Applicable unless an exception at paragraph (c) of this clause applies or the covered telecommunication equipment or services are covered by a waiver described in Federal Acquisition Regulation 4.2104]





Clause

52.209-6 Protecting the Government's Interest when Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment [Applicable if this subcontract exceeds \$30,000 unless it is for a subcontract for commercially available off-the-shelf items]

52.211-5 Material Requirements [The meaning of the terms "Government" shall remain unchanged]

52.211-15 Defense Priority And Allocation Requirements [Applicable if this is a rated Purchase Order]

52.215-2 Audit And Records - Negotiations [Applicable if subcontract exceeds simplified acquisition threshold and: (1) the subcontract is cost-reimbursement, incentive, time-and-materials, labor-hour, or price-redeterminable or any combination of these; (2) certified cost or pricing data are required; or (3) the subcontractor is required to furnish reports as discussed in paragraph (e) of this clause]

52.215-10 Price Reduction for Defective Cost Or Pricing Data [Applicable if cost or pricing data is required, based on threshold found at FAR 15.403-4]

52.215-11 Price Reduction for Defective Cost or Pricing Data--Modifications [Applicable if cost or pricing data is required for modifications, based on threshold found at FAR 15.403-4]

52.215-12 Subcontractor Cost or Pricing Data [Applicable unless otherwise exempt under FAR 15.403]

52.215-13 Subcontractor Cost or Pricing Data – Modifications [Applicable unless otherwise exempt under FAR 15.403]

52.215-14 Integrity of Unit Prices [Delete paragraph (b) of the clause]

52.215-20 Requirements for Cost or Pricing Data or Information Other Than Cost or Pricing Data [Applicable unless otherwise exempt; substitute "KVH" for "Contracting Officer" in paragraph (a)(1)]

52.215-21 Requirements For Cost or Pricing Data or Information Other Than Cost or Pricing Data [substitute "KVH" for "Contracting Officer" in paragraph (a)(1) and (b)]

52.219-8 Utilization of Small Business Concerns [Not applicable if all of the work under this Contract (including work done by Seller's subcontractors) will be performed entirely outside of the United States and its outlying areas]

52.222-1 Notice to the Government of Labor Disputes [Applicable if program is subject to notification requirements under FAR 22.101-1]

52.222-3 Convict Labor

52.222-19 Child Labor – Cooperation with Authorities and Remedies [Applicable if subcontract exceeds Micro-Purchase threshold]

52.222-20 Contracts for Materials, Supplies, Articles and Equipment Exceeding \$15,000 [Applies to subcontracts for the manufacture or furnishing of materials, supplies, articles or equipment in an amount that exceeds or may exceed \$15,000, and is subject to 41 U.S.C. chapter 65]

52.222-21 Prohibition of Segregated Facilities [Not applicable if the work under this Contract is performed outside of the United States by employees who were not recruited within the United States]

52.222-26 Equal Opportunity [Applicable if subcontract is not exempted by the rules, regulations, or orders of the Secretary of Labor issued under Executive Order 11246, as amended, so that these terms and conditions will be binding upon each subcontractor or vendor]





Clause

52.222-35 Equal Opportunity Veterans [Applies to subcontracts of \$100,000 or more unless the work under this Contract is performed outside of the United States by employees who were not recruited within the United States]

52.222-36 Affirmative Action for Workers With Disabilities [Applicable to subcontracts over \$150,000, unless both the performance of the work and the recruitment of workers will occur outside the United States, its territories and possessions]

52.222-37 Employment Reports on Special Disabled Veterans, Veterans of the Vietnam Era, and Other Eligible Veterans [Applies to subcontracts of \$100,000 or more unless the work is performed outside the United States by employees who were not recruited within the United States]

52.222-40 Notification of Employee Rights Under the National Labor Relations Act [Applicable if subcontract is over \$10,000 and will be performed wholly or partially in the United States, unless exempted by the rules, regulations, or orders of the Secretary of Labor issued pursuant to section 3 of Executive Order 13496 of January 30, 2009]

52.222-41 Service Contract Act of 1965 [Applies to service contracts over \$2,500 that are subject to the Service Contract Act and will be performed in the U.S. or its territories or possessions]

52.222-50 Combating Trafficking in Persons [Substitute “KVH” for “Contracting Officer.”]

52.222-51 Exemption from Application of the Service Contract Act to Contracts for Maintenance, Calibration, or Repair of Certain Equipment—Requirements [Applicable if subcontract is for exempt services]

52.222-53 Exemption from Application of the Service Contract Act to Contracts for Certain Services—Requirements [Applicable if subcontract is for exempt services]

52.222-54 Employment Eligibility Verification [Applicable unless exempt by paragraph (e) of this clause]

52.223-2 Affirmative Procurement of Biobased Products Under Service And Construction Contracts

52.223-3 Hazardous Material Identification and Material Safety Data

52.223-5 Pollution Prevention and Right-to-Know Information [Applies to services performed on federal facilities]

52.223-6 Drug-Free Workplace [Not applicable if subcontract is to be performed outside the United States and its outlying areas]

52.223-15 Energy Efficiency in Energy-Consuming Products [Applicable unless exempt under FAR 23.204, applies to subcontracts when energy-consuming products listed in the ENERGY STAR program or Federal Energy Management Program will be (1) delivered, (2) acquired for use in performing services at a federally-controlled facility, (3) furnished for use by the government, or (4) specified in the design of a building or work, or incorporated during its construction, renovation, or maintenance]

52.223-16 IEEE 1680 Standard for Environmental Assessment of Personal Computer Products

52.223-18 – Encouraging Contractor Policies to Ban Text Messaging While Driving [Applicable to subcontracts over the Mico-Purchase threshold]





Clause

52.224-1 Privacy Act Notification [Applicable to subcontracts that require the redesign, development, or operation of a system of records on individuals that is subject to the Privacy Act]

52.224-2 Privacy Act Notification [Applicable to subcontracts that require the redesign, development, or operation of a system of records on individuals that is subject to the Privacy Act]

52.225-1 Buy American Act – Supplies [Applicable to subcontracts over the Micro-Purchase threshold, unless exempt under FAR Subpart 25]

52.225-3 Buy American Act – Free Trade Agreement – Israeli Trade Act

52.225-5 Trade Agreements

52.225-13 Restrictions on Certain Foreign Purchases

52.226-6 Promoting Excess Food Donation to Nonprofit Organizations [Applies to subcontracts for the provision, service, or sale of food in the United States]

52.227-1 Authorization and Consent [Applicable if subcontract expected to exceed the simplified acquisition threshold]

52.227-2 Notice and Assistance Regarding Patent and Copyright Infringement [Applicable if subcontract expected to exceed the simplified acquisition threshold]

52.227-3 Patent Indemnity

52.227-9 -- Refund of Royalties [Applies to any subcontract in which the amount of royalties reported during negotiation of the subcontract exceeds \$250]

52.227-19 Commercial Computer Software License

52.228-5 Insurance -- Work on a Government Installation [Applicable to contracts that require work on a Government installation]

52.232-40 – Providing Accelerated Payments to Small Business Subcontractors [Applicable to subcontracts with small business concerns]

52.233-3 Protest After Award

52.236-13 Accident Prevention

52.242-15 Stop Work Order

52.242-17 Government Delay of Work

52.243-1 Changes – Fixed Price

52.243-6 Change Order Accounting

52.244-5 Competition in Subcontracting

52.244-6 Subcontracts for Commercial Items

52.245-1 Government Property

52.245-9 Use and Charges





Clause

52.246-2 Inspection Of Supplies – Fixed Price

52.246-4 Inspection Of Services – Fixed Price

52.247-63 Preference For U.S.-Flag Air Carriers [Applicable if this contract requires international air transportation]

52.247-64 Preference for Privately-Owned U.S. Flag Commercial Vessels [Applicable unless exempt under paragraph (e) of this clause]

52.248-1 Value Engineering [Applicable to subcontracts over \$65,000]



KVH Industries, Inc.
World Headquarters
Middletown, RI U.S.A.
Tel: +1.401.847.3327 Fax: +1.401.849.0045
E-mail: info@kvh.com

KVH Industries A/S
EMEA Headquarters
Kokkedal, Denmark
Tel: +45.45.160.180 Fax: +45.45.160.181
E-mail: info@emea.kvh.com

KVH Industries Pte Ltd.
Asia-Pacific Headquarters
Singapore
Tel: +65.6513.0290 Fax: +65.6472.3469
E-mail: info@apac.kvh.com

