



SPECIAL PRIME CONTRACT REQUIREMENTS
POLCHEM SPM4AR-07-D-0001 Non-Direct Vendor Delivery (DVD)
(Applicable to Purchase Orders for Items Shipped to Buyer's Inventory Locations)

In all such clauses, unless the context of the clause requires otherwise, the term "Contractor" shall mean Seller, the term "Contract" shall mean this Order, and the terms "Government," "Contracting Officer" and equivalent phrases shall mean Buyer and Buyer's Purchasing Representative, respectively. It is intended that the referenced clauses shall apply to Seller in such manner as is necessary to reflect the position of Seller as a subcontractor to Buyer, to insure Seller's obligations to Buyer and to the United States Government, and to enable Buyer to meet its obligations under its Prime Contract or Subcontract.

The following definitions apply unless otherwise specifically stated:

- "Buyer" - The legal entity issuing this Order
- "Purchasing Representative" - Buyer's authorized representative. "Seller" - The legal entity which contracts with the Buyer
- "This Order" - This contractual instrument, including changes
- "Prime Contract" - The Government contract under which this Order is issued. "FAR" - The Federal Acquisition Regulation

References to Agency Specific Regulations

All References to "FAR" shall mean Federal Acquisition Regulation.

All References herein to "DFARS" shall mean the Defense Federal Acquisition Regulation Supplement with supplements the Federal Acquisition Regulation for contracts with the Department of Defense.

All References here in to "DLAD" shall mean "Defense Logistics Acquisition Directive" which supplements Defense Federal Acquisition Regulation Supplement for contracts with Defense Logistics Agency.

All references herein to "DSCR" shall mean "Defense Supply Center Richmond Acquisition Reference List" which supplements the Defense Acquisition Directive for contracts with the Defense Supply Center Richmond, a contracting activity of Defense Logistics Agency.

| REFERENCE | TITLE OF CLAUSE |
|---------------------|--|
| A12A02 52.219-9 | Small Business Subcontracting Plan (APR 2008) [15 U.S.C. 637(d)(4)] FAR |
| A12A02 52.222-39 | Notification of Employee Rights Concerning Payment of Union Dues or Fees (DEC 2004) (E.O. 13201) FAR |
| A12A02 52.223-9 | Estimate of Percentage of Recovered Material Content for EPA - Designated Products (AUG 2000) FAR |
| A12B01 52.203-3 | Gratuities (APR 1984) (10 U.S.C. 2207) FAR |
| A12B01 252.219-7003 | Small, Small Disadvantaged and Women-Owned Small Business Subcontracting Plan (DoD Contracts) (APR 2007) (15 U.S.C. 637) DFARS |
| A12B01 252.225-7014 | Preference for Domestic Specialty Metals (Jun 2005) (DEVIATION) (10 U.S.C. 2533a) DFARS |
| A12B01 252.225-7021 | Trade Agreements (MAR 2007) (19 U.S.C. 2501-2518 and 19 U.S.C. 3301 note) DFARS |
| A12B01 252.225-7028 | Exclusionary Policies and Practices of Foreign Governments (APR 2003) (22 U.S.C. 2755) DFARS |



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| B09F03 9-5-9G | First Article Delivery Under Indefinite Delivery Contracts (MAR 1999) DSCR | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|-------------------------|--|-------------------------|---------------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--|------------------|--|------------------|--|------------------|--|------------------|--|------------------|--|------------------|--|------------------|--|------------------|--|------------------|--|
| B09F04 9-8-9G | Source Approval (Aircraft Launch and Recovery Equipment) (FEB 2000) DSCR | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| C11F31 52.211-9G35 | Lubricating Oil, Internal Combustion Engine MS9250 (A Qualified Product) (FEB 1996) DSCR | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| D11C04 52.211-9013 | Shipper's Declaration of Dangerous Goods (AUG 2005) DLAD | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| D47C01 52.247-9012 | Requirements for Treatment of Wood packaging Material (WPM) (FEB 2007) DLAD | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| E46A14 52.246-11 | Higher-Level Contract Quality Requirement (FEB 1999) FAR | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| B46F31 52.246-9G-10 | Liquid Petroleum Gases Quality Assurance (SEP 1996) DSCR | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| E46F34 52.246-9G21 | Product Verification Testing of Packaged Petroleum Products (JAN 1996) DSCR | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| E46F38 52.246-9G39 | Inspection -Aircraft Launch and Recovery Equipment (FEB 2002) DSCR | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| F11A06 52.211-16 | <p>Variation in Quantity (APR 1984) FAR</p> <p><u>Notes:</u></p> <p>1. Paragraph (b): Insert <u>5%</u> Increase, <u>5%</u> Decrease as applicable only to the following bulk NSNs delivered by Seller:</p> <table style="margin-left: 40px;"> <thead> <tr> <th style="text-align: left;">Bulk NSNs Active</th> <th style="text-align: left;">Bulk NSNs Inactive</th> </tr> </thead> <tbody> <tr><td>6850-00-264-9039</td><td>6810-00-127-5668</td></tr> <tr><td>6850-00-637-6135</td><td>6810-00-297-9541</td></tr> <tr><td>6850-00-656-0810</td><td>6810-00-985-7098</td></tr> <tr><td>6850-01-341-9856</td><td>6850-01-390-9558</td></tr> <tr><td>6850-01-432-7105</td><td>6850-01-434-3973</td></tr> <tr><td>6850-01-435-6471</td><td>6850-01-435-4289</td></tr> <tr><td>6850-01-435-8899</td><td>6850-01-440-5664</td></tr> <tr><td>6850-01-440-5096</td><td>6850-01-506-7706</td></tr> <tr><td>6850-01-450-4747</td><td></td></tr> <tr><td>6850-01-569-2619</td><td></td></tr> <tr><td>6850-01-569-2621</td><td></td></tr> <tr><td>9150-01-359-8567</td><td></td></tr> <tr><td>9150-01-472-9364</td><td></td></tr> <tr><td>9150-01-487-8530</td><td></td></tr> <tr><td>9150-01-488-4045</td><td></td></tr> <tr><td>9150-01-496-1962</td><td></td></tr> <tr><td>6850-01-569-2619</td><td></td></tr> <tr><td>6850-01-569-2622</td><td></td></tr> </tbody> </table> <p>2. Paragraph (b): Insert <u>0%</u> Increase, <u>0%</u> Decrease as applicable to all NSNs not listed above delivered by Seller.</p> | Bulk NSNs Active | Bulk NSNs Inactive | 6850-00-264-9039 | 6810-00-127-5668 | 6850-00-637-6135 | 6810-00-297-9541 | 6850-00-656-0810 | 6810-00-985-7098 | 6850-01-341-9856 | 6850-01-390-9558 | 6850-01-432-7105 | 6850-01-434-3973 | 6850-01-435-6471 | 6850-01-435-4289 | 6850-01-435-8899 | 6850-01-440-5664 | 6850-01-440-5096 | 6850-01-506-7706 | 6850-01-450-4747 | | 6850-01-569-2619 | | 6850-01-569-2621 | | 9150-01-359-8567 | | 9150-01-472-9364 | | 9150-01-487-8530 | | 9150-01-488-4045 | | 9150-01-496-1962 | | 6850-01-569-2619 | | 6850-01-569-2622 | |
| Bulk NSNs Active | Bulk NSNs Inactive | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 6850-00-264-9039 | 6810-00-127-5668 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 6850-00-637-6135 | 6810-00-297-9541 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 6850-00-656-0810 | 6810-00-985-7098 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 6850-01-341-9856 | 6850-01-390-9558 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 6850-01-432-7105 | 6850-01-434-3973 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 6850-01-435-6471 | 6850-01-435-4289 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 6850-01-435-8899 | 6850-01-440-5664 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 6850-01-440-5096 | 6850-01-506-7706 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 6850-01-450-4747 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 6850-01-569-2619 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 6850-01-569-2621 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 9150-01-359-8567 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 9150-01-472-9364 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 9150-01-487-8530 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 9150-01-488-4045 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 9150-01-496-1962 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 6850-01-569-2619 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 6850-01-569-2622 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| F11A07 52.211-17 | Delivery of Excess Quantities (SEP 1989) FAR | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| F11F06 11.19-9G | DSCR Note To Clause 52.211-16 Variation in Quantity (APR 1984) | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| F11F36 52.211-9G22 | DSCR Palletization for Mil-Std-2073 IAW MD00100452, Rev. A (04090) (DEC 2007) DSCR | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| F11F45 52.211-9G56 | Determination of Quantity (SEP 1996) DSCR | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |



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|---------------------|--|
| F11F48 52.211-9G59 | Shipment and Routing (FEB 1996) DSCR |
| F11F49 52.211-9G60 | Annotation of Shipping Documents (FEB 1996) DSCR |
| F42A02 52.242-15 | Stop-Work Order (AUG 1989) FAR |
| F42A05 52.242-17 | Government Delay of Work (APR 1984) FAR |
| F47A06 52.247-48 | F.o.b. Destination - Evidence of Shipment (FEB 1999) FAR |
| H23B01 252.223-7001 | Hazard Marking Labels (DEC 1991) DFARS |
| H29F30 52.229-9G01 | Tax Exemption Forms (JAN 1997) DSCR |
| H46F30 52.246-9G07 | Inspection Fees (JAN 1996) DSCR |
| H47F30 52.247-9G12 | Acquisition of Liquids in Bulk Quantities (JAN 1996) DSCR |
| I03B02 252.203-7002 | Display of DOD Hotline Poster (DEC 1991) DFARS |
| I04B01 252.204-7000 | Disclosure of Information (DEC 1991) DFARS |
| I05B01 252.205-7000 | Provision of Information to Cooperative Agreement Holders (DEC 1991) DFARS |
| I08A02 52.208-9 | Contractor Use of Mandatory Sources of Supply or Services (JUN 2006) FAR |
| I08F30 52.208-9G01 | Notification to Government of Contemplated Production Phase-out (NOV 2006) DSCR |
| I09A01 52.209-1 | Qualification Requirements (FEB 1995) FAR |
| I09A02 52.209-3 | First Article Approval – Contractor Testing (SEP 1989) FAR |
| I09A5 52.209-4 | First Article Approval – Government Testing (SEP 1989) FAR |
| I11A01 52.211-5 | Material Requirements (AUG 2000) FAR |
| I11B01 252.211-7005 | Substitutions for Military or Federal Specifications and Standards (NOV 2005) DFARS |
| I11C01 52.211-9000 | Government Surplus Material (APR 2002) DLAD |
| I11C05 52.211-9006 | Changes in Contractor Status, Item Acquired, And /Or Manufacturing Process/ Facility – Critical safety Items (JUL 2002) DLAD |
| I11C06 52.211-9007 | Withholding of Material Review Board (MRB) Authority – Critical Safety Items (JULY 2002) DLAD |
| I11F33 52.211-9G42 | Preference for Recycled Toner Cartridges (FEB 1996) DSCR |
| I11C08 52.211-9014 | Contractor Retention of Traceability Documentation (Feb 2006) DLAD |
| I23A01 52.233-3 | Hazardous Material Identification and Material Safety Data (JAN 1997) FAR |
| I23A06 52.223-9 | Estimate of Percentage of Recovered Material Content for EPA Designated Products (AUG 2000) FAR |
| I23C01 52.223-9000 | Material Safety Data Sheets and Hazard Warning Labels (MAR 1992) DLAD |
| I25B02 252.225-7002 | Qualifying Country Sources as Subcontractors (APR 2003) DFARS |
| I25B06 525.225-7013 | Duty-Free Entry (OCT 2006) DFARS |
| I29C01 52.227-1 | Authorization and Consent (JUL 1995) FAR |



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| | |
|---------------------|--|
| I29C01 52.229-9000 | Kentucky Sales and Use Tax Exemption (DEC 1984) DLAD |
| I29F31 52.229-9G02 | Federal Excise, State and Local Taxes Excluded from Contract Price Alt I (MAR 1998) DSCR |
| I39C01 52.239-9000 | Y2K Compliance Notice (JUN 2002) DLAD |
| I46B05 252.247-7003 | Notification of Potential Safety Issues (JAN 2007) DFARS |
| I48A01 52.248-1 | Value Engineering (FEB 2000) FAR |
| I52A01 52.252-2 | Clauses Incorporated by Reference (FEB 1998) FAR |
| K09B01 252.209-7001 | Disclosure of Ownership or Control by the Government of a Terrorist Country (SEP 2004) DFARS |
| K23A01 52.233-4 | Recovered Material Certification (OCT 1997) FAR |
| K23F30 52.223-9G03 | Environmental Protection Agency Registration (JAN 1996) DSCR |
| K23F31 52.223-9006 | Estimate of Re-Refined Oil Content (JAN 1996) DSCR |
| K25B03 52.225-7020 | Trade Agreements Certificate (JAN 2005) DFARS |
| K47F30 52.247-9G17 | Production Facilities (Aug 2000) DSCR |

Section 5452.211-9014: Contractor Retention of Traceability Documentation. As prescribed in 11.304-92(a), insert the following clause:

CONTRACTOR RETENTION OF TRACEABILITY DOCUMENTATION (OCT 2008) – DLAD

(a) This clause applies whenever the Contractor is not the manufacturer of the item(s) to be furnished.

(b)(1) The Contractor shall retain evidence to document that items furnished under this contract conform to contract requirements. Evidence will generally include information tracing the items back to the manufacturing source or its authorized distributor. At a minimum, evidence shall be sufficient to establish the identity of the item, its manufacturing source, and conformance to the item description.

(2) Examples of traceability documentation include, but are not limited to, the following:

(i) Purchase order(s)/invoice(s) between manufacturer(s)/distributor(s), identifying part number (and/or technical data package (TDP) with revision level) and quantities;

(ii) Original Equipment Manufacturer (OEM) or approved/qualified source's packing slips, identifying part number (and/or TDP with revision level) and quantities;

(iii) OEM or approved/qualified source's certification, identifying part number (and/or TDP with revision level) and quantities; and/or

(iv) OEM or approved/qualified source's identifiable standard packaging, with part number (and/or TDP with revision level) cited on the package.

(3) The Contractor shall be responsible for the assurance of type, kind, count, and condition. Preservation, packing, packaging, and marking shall be in accordance with contractual requirements.



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(4) The Contractor shall provide documentation of traceability for review-

(i) Upon request by the Contracting Officer at any time prior to or after award;

(ii) At time of Government source inspection, if applicable; and/or

(iii) During random or directed post-award audits.

(5) The Contractor shall retain documentation in accordance with this clause for **5 years** after final payment under this contract.

(c) The Contracting Officer determines the acceptability and sufficiency of documentation or other evidence, at his or her sole discretion. If the Contracting Officer finds the evidence to be unacceptable, or if the Contractor fails to retain or provide the requested evidence, the award may be cancelled.

(d) At the Contracting Officer's discretion, documentation of traceability provided by the Contractor, in accordance with provisions in the solicitation and/or clauses included in this contract, may be used to determine the acceptability of documentation retained in accordance with this clause.

(End of clause)