

the official U.S. Mission including the Embassy, USAID, Peace Corps, U.S. Information Services and the Military. Normally, the agreements do not permit these facilities to be made available to non-U.S. citizens if they are under contract to the United States Government. However, in those cases where the facilities are open to TCN contractor personnel, they may be used.

17. Release Of Information (DEC 1986)

[For use in both CNN and TCN Contracts].

All rights in data and reports shall become the property of the U.S. Government. All information gathered under this contract by the contractor and all reports and recommendations hereunder shall be treated as privileged information by the contractor and shall not, without the prior written approval of the Contracting Officer, be made available to any person, party, or government, other than USAID, except as otherwise expressly provided in this contract.

18. Notices (DEC 1986)

[For use in both CNN and TCN Contracts].

Any notice, given by any of the parties hereunder, shall be sufficient only if in writing and delivered in person or sent by telegraph, telegram, registered, or regular mail as follows:

(a) TO USAID: To the Mission Director of the Mission in the Cooperating Country with a copy to the appropriate Contracting Officer.

(b) TO THE CONTRACTOR: At his/her post of duty while in the Cooperating Country and at the contractor's address shown on the Cover Page of this contract or to such other address as either of such parties shall designate by notice given as herein required.

Notices hereunder shall be effective when delivered in accordance with this clause or on the effective date of the notice, whichever is later.

19. Incentive Awards (DEC 1996)

[For CNN and TCN Contracts].

(a) All Cooperating Country National (CCN) Personal Services Contractors (PSCs) and Third Country Nationals (TCNs) of the Foreign Affairs Community are eligible for the Joint Embassy Incentive Awards Program. The program is administered by each post's (Embassy) Joint Country Awards Committee.

(b) Meritorious Step Increases
Meritorious step increases may be granted to CNNs and TCNs paid under the local compensation plan provided the granting of such increases is the general practice locally.

20. Training (JUL 1993)

[For CNN and TCN Contracts].

The contractor may be provided job related training to develop growth potential, expand capabilities and increase knowledge and skills. The training may be funded under the personal services contract.

21. Medical Evacuation (MEDEVAC) Services (JUL 1993)

[For TCN Contracts Only].

(a) The contractor agrees to obtain medevac service coverage for himself/herself and his/her authorized dependents while performing personal services abroad. Coverage shall be obtained pursuant to the terms of the contract between USAID and USAID's medevac service provider unless exempted in accordance with paragraph (b).

(b) The following are exempted from the requirements in paragraph (a):

(i) Contractors and their dependents with a health insurance program that includes sufficient medevac coverage as approved by the Contractor Officer.

(ii) Contractors and their dependents located at Missions where the Mission Director makes a written determination to waive the requirement for such coverage based on findings that the quality of local medical services or other circumstances obviate the need for such coverage.

(c) Information on the current medevac service provider, including application procedures, is available from the Contracting Officer.

13. FAR Clauses

The following FAR Clauses are always to be used along with the General Provisions. They are required in full text.

1. Covenant Against Contingent Fees 52.203-5
2. Disputes 52.233-1 (Alternate 1)
3. Preference for U.S. Flag Air Carriers 52.247-63

The following FAR Clauses are to be used along with the General Provisions, and when appropriate, be incorporated in each personal services contract by reference:

1. Anti-Kickback Procedures 52.203-7
2. Limitation on Payments to Influence Certain Federal Transactions 52.203-12
3. Audit and Records—Negotiation 52.215-2
4. Privacy Act Notification 52.224-1
5. Privacy Act 52.224-2
6. Taxes—Foreign Cost Reimbursement Contracts 52.229-8
7. Interest 52.232-17
8. Limitation of Cost 52.232-20
9. Limitation of Funds 52.232-22
10. Assignment of Claims 52.232-23
11. Protection of Government Buildings, Equipment, and Vegetation 52.237-2
12. Notice of Intent to Disallow Costs 52.242-1
13. Inspection 52.246-5
14. Limitation of Liability—Services 52.246-25

[62 FR 42929, Aug. 11, 1997]

CHAPTER 8—DEPARTMENT OF VETERANS AFFAIRS

EDITORIAL NOTE: Nomenclature changes affecting chapter 8 appear at 54 FR 40062, Sept. 29, 1989.

SUBCHAPTER A—GENERAL

<i>Part</i>		<i>Page</i>
801	Veterans Affairs Acquisition Regulations System ..	137
802	Definitions of words and terms	153
803	Improper business practices and personal conflicts of interest	154
804	Administrative matters	155

SUBCHAPTER B—ACQUISITION PLANNING

805	Publicizing contract actions	156
806	Competition requirements	156
807	Acquisition planning	159
808	Required sources of supplies and services	159
809	Contractor qualifications	161
811	Describing agency needs	165
812	Acquisition of commercial items	170

SUBCHAPTER C—CONTRACTING METHODS AND CONTRACT TYPES

813	Small purchase and other simplified purchase pro- cedures	172
814	Sealed bidding	172
815	Contracting by negotiation	178
816	Types of contracts	181
817	Special contracting methods	182

SUBCHAPTER D—SOCIOECONOMIC PROGRAMS

819	Small business and small disadvantaged business concerns	184
822	Application of labor laws to Government acqui- sitions	190
824	Protection of privacy and freedom of information	191

<i>Part</i>		<i>Page</i>
825	Foreign acquisition	191
SUBCHAPTER E—GENERAL CONTRACTING REQUIREMENTS		
828	Bonds and insurance	195
829	Taxes	196
831	Contract cost principles and procedures	198
832	Contract financing	202
833	Protests, disputes, appeals	203
SUBCHAPTER F—SPECIAL CATEGORIES OF CONTRACTING		
836	Construction and architect-engineer contracts	208
837	Service contracting	212
SUBCHAPTER G—CONTRACT MANAGEMENT		
842	Contract administration	217
846	Quality assurance	219
847	Transportation	221
849	Termination of contracts	222
SUBCHAPTER H—CLAUSES AND FORMS		
852	Solicitation provisions and contract clauses	225
853	Forms	251
SUBCHAPTER I—DEPARTMENT SUPPLEMENTARY REGULATIONS		
870	Special procurement controls	253
871	Loan guaranty and vocational rehabilitation and counseling programs	255