

(d) Use the clause at 252.247-7025, Re-flagging or Repair Work, in all time charter solicitations and contracts for the use of a vessel for the transportation of supplies, unless a waiver has been granted in accordance with 247.572(c).

(e) Use the provision at 252.247-7026, Evaluation Preference for Use of Domestic Shipyards—Applicable to Acquisition of Carriage by Vessel for DoD Cargo in the Coastwise or Noncontiguous Trade, in solicitations that require a covered vessel for carriage of cargo for DoD. See 247.573-3 for reporting of the information received from offerors in response to the provision. See 247.573-2(c)(3) for the required evaluation criterion.

(f) Use the clause at 252.247-7027, Riding Gang Member Requirements, in solicitations and contracts for the charter of, or contract for carriage of cargo by, a U.S.-flag vessel documented under chapter 121 of title 46 U.S.C.

[56 FR 36466, July 31, 1991, as amended at 59 FR 10580, Mar. 7, 1994; 60 FR 29501, June 5, 1995; 64 FR 2598, Jan. 15, 1999; 65 FR 14401, Mar. 16, 2000; 67 FR 38021, May 31, 2002. Redesignated and amended at 72 FR 49206, Aug. 28, 2007; 73 FR 70911, Nov. 24, 2008; 75 FR 65438, Oct. 25, 2010]

**PART 249—TERMINATION OF CONTRACTS**

**Subpart 249.1—General Principles**

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- 249.105 Duties of termination contracting officer after issuance of notice of termination.
- 249.105-1 Termination status reports.
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**Subpart 249.70—Special Termination Requirements**

- 249.7000 Terminated contracts with Canadian Commercial Corporation.
- 249.7001 Congressional notification on significant contract terminations.
- 249.7002 [Reserved]

249.7003 Notification of anticipated contract terminations or reductions.

AUTHORITY: 41 U.S.C. 421 and 48 CFR chapter 1.

SOURCE: 56 FR 36471, July 31, 1991, unless otherwise noted.

**Subpart 249.1—General Principles**

**249.105 Duties of termination contracting officer after issuance of notice of termination.**

**249.105-1 Termination status reports.**

Follow the procedures at PGI 249.105-1 for reporting status of termination actions.

[71 FR 27645, May 12, 2006]

**249.105-2 Release of excess funds.**

See PGI 249.105-2 for guidance on recommending the release of excess funds.

[71 FR 27645, May 12, 2006]

**249.109 Settlement agreements.**

**249.109-7 Settlement by determination.**

Follow the procedures at PGI 249.109-7 for settlement of a convenience termination by determination.

[71 FR 27645, May 12, 2006]

**249.110 Settlement negotiation memorandum.**

Follow the procedures at PGI 249.110 for preparation of a settlement negotiation memorandum.

[71 FR 27645, May 12, 2006]

**Subpart 249.5—Contract Termination Clauses**

**249.501 General.**

**249.501-70 Special termination costs.**

(a) The clause at 252.249-7000, Special Termination Costs, may be used in an incrementally funded contract when its use is approved by the agency head.

(b) The clause is authorized when—  
 (1) The contract term is 2 years or more;

(2) The contract is estimated to require—

(i) Total RDT&E financing in excess of \$25 million; or