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Defense Acquisition Program, if the solicitation includes the clause at 252.209-7009, Organizational Conflict of Interest—Major Defense Acquisition Program; and

(b) Use the clause at 252.209-7009, Organizational Conflict of Interest—Major Defense Acquisition Program, in solicitations and contracts for systems engineering and technical assistance for major defense acquisition programs or pre-major defense acquisition programs.

[75 FR 81913, Dec. 29, 2010]

PART 210—MARKET RESEARCH

Sec.

210.001 Policy.

210.002 Procedures.

AUTHORITY: 41 U.S.C. 1303 and 48 CFR chapter 1.

SOURCE: 71 FR 53043, Sept. 8, 2006, unless otherwise noted.

210.001 Policy.

(a) In addition to the requirements of FAR 10.001(a), agencies shall—

(i) Conduct market research appropriate to the circumstances before—

(A) Soliciting offers for acquisitions that could lead to a consolidation of contract requirements as defined in 207.170-2; or

(B) Issuing a solicitation with tiered evaluation of offers (Section 816 of Public Law 109-163); and

(ii) Use the results of market research to determine—

(A) Whether consolidation of contract requirements is necessary and justified in accordance with §207.170-3; or

(B) Whether the criteria in FAR part 19 are met for setting aside the acquisition for small business or, for a task or delivery order, whether there are a sufficient number of qualified small business concerns available to justify limiting competition under the terms of the contract. If the contracting officer cannot determine whether the criteria are met, the contracting officer shall include a written explanation in the contract file as to why such a determination could not be made (Section 816 of Public Law 109-163).

48 CFR Ch. 2 (10-1-12 Edition)

(c)(2) In addition to the notification requirements at FAR 10.001(c)(2)(i) and (ii), see 205.205-70 for the bundling notification publication requirement.

[71 FR 53043, Sept. 8, 2006, as amended at 75 FR 40716, <July 13, 2010]

210.002 Procedures.

When contracting for services, see the market research report guide for improving the tradecraft in services acquisition at PGI 210.070.

[77 FR 52253, Aug. 29, 2012]

PART 211—DESCRIBING AGENCY NEEDS

Sec.

211.002 Policy.

211.002-70 Contract clause.

Subpart 211.1—Selecting and Developing Requirements Documents

211.105 Items peculiar to one manufacturer.

211.106 Purchase descriptions for service contracts.

211.107 Solicitation provision.

211.170 Requiring the use of fire-resistant rayon fiber.

Subpart 211.2—Using and Maintaining Requirements Documents

211.201 Identification and availability of specifications.

211.204 Solicitation provisions and contract clauses.

211.270 [Reserved]

211.271 Elimination of use of class I ozone-depleting substances.

211.272 Alternate preservation, packaging, and packing.

211.273 Substitutions for military or Federal specifications and standards.

211.273-1 Definition.

211.273-2 Policy.

211.273-3 Procedures.

211.273-4 Contract clause.

211.274 Item identification and valuation requirements.

211.274-1 General.

211.274-2 Policy for unique item identification.

211.274-3 Policy for valuation.

211.274-4 Policy for reporting of Government-furnished property.

211.274-5 Policy for assignment of Government-assigned serial numbers.

211.274-6 Contract clauses.

211.275 Passive radio frequency identification.

211.275-1 Definitions.