

(b) Use the provision at 252.225-7018, Photovoltaic Devices—Certificate, in solicitations, including solicitations using FAR part 12 procedures for the acquisition of commercial items, that contain the clause at 252.225-7017.

[76 FR 78860, Dec. 20, 2011, as amended at 78 FR 37988, June 25, 2013]

**Subpart 225.71—Other Restrictions on Foreign Acquisition**

SOURCE: 68 FR 15631, Mar. 31, 2003, unless otherwise noted.

**225.7100 Scope of subpart.**

This subpart contains foreign product restrictions that are based on policies designed to protect the defense industrial base.

**225.7101 Definitions.**

“Component” and “domestic manufacture,” as used in this subpart, are defined in the clause at 252.225-7025, Restriction on Acquisition of Forgings.

[74 FR 68384, Dec. 24, 2009]

**225.7102 Forgings.**

**225.7102-1 Policy.**

When acquiring the following forging items, whether as end items or components, acquire items that are of domestic manufacture to the maximum extent practicable:

Items	Categories
Ship propulsion shafts .....	Excludes service and landing craft shafts.
Periscope tubes .....	All.
Ring forgings for bull gears ...	All greater than 120 inches in diameter.

**225.7102-2 Exceptions.**

The policy in 225.7102-1 does not apply to acquisitions—

(a) Using simplified acquisition procedures, unless the restricted item is the end item being purchased;

(b) Overseas for overseas use; or

(c) When the quantity acquired exceeds the amount needed to maintain the U.S. defense mobilization base (provided the excess quantity is an economical purchase quantity). The requirement for domestic manufacture does not apply to the quantity above

that required to maintain the base, in which case, qualifying country sources may compete.

**225.7102-3 Waiver.**

Upon request from a contractor, the contracting officer may waive the requirement for domestic manufacture of the items listed in 225.7102-1.

**225.7102-4 Contract clause.**

Use the clause at 252.225-7025, Restriction on Acquisition of Forgings, in solicitations and contracts, unless—

(a) The supplies being acquired do not contain any of the items listed in 225.7102-1; or

(b) An exception in 225.7102-2 applies. If an exception applies to only a portion of the acquisition, specify the excepted portion in the solicitation and contract.

**Subpart 225.72—Reporting Contract Performance Outside the United States**

SOURCE: 70 FR 20839, Apr. 22, 2005, unless otherwise noted.

**225.7201 Policy.**

(a) 10 U.S.C. 2410g requires offerors and contractors to notify DoD of any intention to perform a DoD contract outside the United States and Canada when the contract could be performed inside the United States or Canada.

(b) DoD requires contractors to report the volume, type, and nature of contract performance outside the United States.

**225.7202 Exception.**

This subpart does not apply to contracts for commercial items, construction, ores, natural gas, utilities, petroleum products and crudes, timber (logs), or subsistence.

**225.7203 Contracting officer distribution of reports.**

Follow the procedures at PGI 225.7203 for distribution of reports submitted with offers in accordance with the provision at 252.225-7003, Report of Intended Performance Outside the United States and Canada—Submission with Offer.