

**Federal Acquisition Regulation**

**1.201-1**

(2) 41 U.S.C. chapter 67, Service Contract Labor Standards; or

(3) The United States Trade Representative pursuant to the authority of the Trade Agreements Act of 1979 (19 U.S.C. 2511 *et seq.*).

(d) A matrix showing calculation of the most recent escalation adjustments of statutory acquisition-related dollar thresholds is available via the Internet at <http://www.regulations.gov> (search FAR case 2008-024).

[71 FR 57365, Sept. 28, 2006, as amended at 75 FR 53131, Aug. 30, 2010; 79 FR 24194, Apr. 29, 2014]

**1.110 Positive law codification.**

(a) Public Law 107-217 revised, codified, and enacted as title 40, United States Code, Public Buildings, Property, and Works, certain general and permanent laws of the United States.

(b) Public Law 111-350 revised, codified, and enacted as title 41, United States Code, Public Contracts, certain general and permanent laws of the United States.

(c) The following table provides cross references between the historical titles of the acts, and the current reference in title 40 or title 41.

| Historical title of act  | Division/chapter/subchapter                    | Title  |
|--|--|--|
| Anti-Kickback Act .....  | 41 U.S.C. chapter 87 .....                     | Kickbacks.   |
| Brooks Architect-Engineer Act .....                                  | 40 U.S.C. chapter 11 .....                     | Selection of Architects and Engineers.   |
| Buy American Act .....   | 41 U.S.C. chapter 83 .....                     | Buy American.  |
| Contract Disputes Act of 1978 .....                                  | 41 U.S.C. chapter 71 .....                     | Contract Disputes.   |
| Contract Work Hours and Safety Standards Act .....                   | 40 U.S.C. chapter 37 .....                     | Contract Work Hours and Safety Standards.                                      |
| Davis-Bacon Act .....  | 40 U.S.C. chapter 31, Subchapter IV.           | Wage Rate Requirements (Construction).   |
| Drug-Free Workplace Act .....  | 41 U.S.C. chapter 81 .....                     | Drug-Free Workplace.   |
| Federal Property and Administrative Services Act of 1949, Title III. | 41 U.S.C. Div. C of sub-title 1 <sup>1</sup> . | Procurement.   |
| Javits-Wagner-O'Day Act .....  | 41 U.S.C. chapter 85 .....                     | Committee for Purchase from People Who Are Blind or Severely Disabled.         |
| Miller Act .....   | 40 U.S.C. chapter 31, subchapter III.          | Bonds.   |
| Office of Federal Procurement Policy Act .....                       | 41 U.S.C. Div. B of sub-title 1 <sup>2</sup> . | Office of Federal Procurement Policy.  |
| Procurement Integrity Act .....                                      | 41 U.S.C. chapter 21 .....                     | Restrictions on Obtaining and Disclosing Certain Information.                  |
| Service Contract Act of 1965 .....                                   | 41 U.S.C. chapter 67 .....                     | Service Contract Labor Standards.  |
| Truth in Negotiations Act .....                                      | 41 U.S.C. chapter 35 .....                     | Truthful Cost or Pricing Data.   |
| Walsh-Healey Public Contracts Act .....                              | 41 U.S.C. chapter 65 .....                     | Contracts for Materials, Supplies, Articles, and Equipment Exceeding \$15,000. |

<sup>1</sup> Except sections 3302, 3501(b), 3509, 3906, 4710, and 4711.  
<sup>2</sup> Except sections 1704 and 2303.

[79 FR 24194, Apr. 29, 2014]

**Subpart 1.2—Administration**

**1.201 Maintenance of the FAR.**

**1.201-1 The two councils.**

(a) Subject to the authorities discussed in 1.103, revisions to the FAR will be prepared and issued through the coordinated action of two councils, the Defense Acquisition Regulations Council (DAR Council) and the Civilian Agency Acquisition Council (CAA Council). Members of these councils shall—

(1) Represent their agencies on a full-time basis;

(2) Be selected for their superior qualifications in terms of acquisition experience and demonstrated professional expertise; and

(3) Be funded by their respective agencies.

(b) The chairperson of the CAA Council shall be the representative of the Administrator of General Services. The other members of this council shall be one each representative from the (1) Departments of Agriculture, Commerce, Energy, Health and Human Services, Homeland Security, Interior, Labor, State, Transportation, and

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Treasury, and (2) Environmental Protection Agency, Social Security Administration, Small Business Administration, and Department of Veterans Affairs.

(c) The Director of the DAR Council shall be the representative of the Secretary of Defense. The operation of the DAR Council will be as prescribed by the Secretary of Defense. Membership shall include representatives of the military departments, the Defense Logistics Agency, the Defense Contract Management Agency, and the National Aeronautics and Space Administration.

(d) Responsibility for processing revisions to the FAR is apportioned by the two councils so that each council has cognizance over specified parts or subparts.

(e) Each council shall be responsible for—

(1) Agreeing on all revisions with the other council;

(2) Submitting to the FAR Secretariat (see 1.201-2) the information required under paragraphs 1.501-2(b) and (e) for publication in the FEDERAL REGISTER of a notice soliciting comments on a proposed revision to the FAR;

(3) Considering all comments received in response to notice of proposed revisions;

(4) Arranging for public meetings;

(5) Preparing any final revision in the appropriate FAR format and language; and

(6) Submitting any final revision to the FAR Secretariat for publication in the FEDERAL REGISTER and printing for distribution.

[48 FR 42103, Sept. 19, 1983, as amended at 50 FR 2269, Jan. 15, 1985; 50 FR 26903, June 28, 1985; 51 FR 2649, Jan. 17, 1986; 54 FR 29280, July 11, 1989; 62 FR 64940, Dec. 9, 1997; 63 FR 9069, Feb. 23, 1998; 65 FR 16286, Mar. 27, 2000; 68 FR 69258, Dec. 11, 2003; 77 FR 23370, Apr. 18, 2012]

### 1.201-2 FAR Secretariat.

(a) The General Services Administration is responsible for establishing and operating the FAR Secretariat to print, publish, and distribute the FAR through the Code of Federal Regulations system (including a loose-leaf edition with periodic updates).

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(b) Additionally, the FAR Secretariat shall provide the two councils with centralized services for—

(1) Keeping a synopsis of current FAR cases and their status;

(2) Maintaining official files;

(3) Assisting parties interested in reviewing the files on completed cases; and

(4) Performing miscellaneous administrative tasks pertaining to the maintenance of the FAR.

[48 FR 42103, Sept. 19, 1983, as amended at 62 FR 40236, July 25, 1997]

### 1.202 Agency compliance with the FAR.

Agency compliance with the FAR (see 1.304) is the responsibility of the Secretary of Defense (for the military departments and defense agencies), the Administrator of General Services (for civilian agencies other than NASA), and the Administrator of NASA (for NASA activities).

## Subpart 1.3—Agency Acquisition Regulations

### 1.301 Policy.

(a)(1) Subject to the authorities in paragraph (c) below and other statutory authority, an agency head may issue or authorize the issuance of agency acquisition regulations that implement or supplement the FAR and incorporate, together with the FAR, agency policies, procedures, contract clauses, solicitation provisions, and forms that govern the contracting process or otherwise control the relationship between the agency, including any of its suborganizations, and contractors or prospective contractors.

(2) Subject to the authorities in (c) below and other statutory authority, an agency head may issue or authorize the issuance of internal agency guidance at any organizational level (e.g., designations and delegations of authority, assignments of responsibilities, work-flow procedures, and internal reporting requirements).