

Procurement & Property Division Policy Memorandum

Subject: Change in Levels Authorized to Make Determinations to Cancel Invitations for Bids and Convert from Sealed Bidding to Negotiation Procedures		Number: FAR 14-01A
Distribution: ARS: PAOs FD PPD	Date: 7/31/97 phone number and contact updated 8/9/99	This Replaces: N/A

Background

The Agriculture Acquisition Regulation (AGAR) has changed the level at which the determinations under FAR 14.404-1(c) and (e)(1) are authorized to be made. This memorandum sets forth guidance to reflect those changes.

Policy Guidance

In accordance with AGAR 414.404-1, the determinations required under FAR 14.404-1(c) and (e)(1) may now be made by an acquisition official at a level above the contracting officer. AGAR 402.101 defines an acquisition official as “an individual who has been delegated authority to manage or to exercise acquisition functions and responsibilities.” For example, the Head of the Contracting Activity Designee is only required to make such determinations if the contracting officer on the action is a Procurement Assistance Officer (PAO), the Facilities Division Director, or a Procurement and Property Division (PPD) Branch Chief. PAOs would make determinations for Area Contract Specialists, etc.

The format included in PPD Policy Memorandum 14-01 is required for these determinations.

Action Required by REE
Contracting Officers

Ensure that the criteria included in FAR 14.404-1 are addressed for each proposed Invitation For Bid cancellation and request for conversion from sealed bid to negotiation, using the enclosures to PPD Policy Memorandum 14-01.

PPD Point of Contact

Policy Branch, 301-504-1725.

Approved:

_____/s/_____
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Procurement and Property Division