

**245.7310-6**

(b) *Narcotic Drugs and Chemicals.* Bids will be rejected unless the Bidder submits the following certification with its bid:

The undersigned represents and warrants that it is registered under Federal narcotics laws and is authorized by law and by the Bureau of Narcotics, United States Treasury Department, as a manufacturer of narcotics.

**245.7310-6 Radioactive material.**

The following shall be used whenever the property offered for sale is capable of emitting ionized radiation:

**RADIOACTIVE MATERIAL**

Purchasers are warned that the property may be capable of emitting ionized radiation. The Contractor and the Government assume no liability for damage to the property of the Purchaser, or for personal injuries or disabilities to the Purchaser or the Purchaser's employees, or to any other person arising from or incident to the purchase of the property or its use or disposition by the Purchaser. The Purchaser shall hold the Contractor and the Government harmless from all such claims. The Purchase should warn possessors or users of the property that it may be capable of emitting ionized radiation.

**245.7310-7 Scrap warranty.**

The following condition shall be used whenever property, other than production scrap, is offered for sale as scrap:

**SCRAP WARRANTY**

The Purchaser represents and warrants that the property will be used only as scrap, and will not be resold until—

- (a) Scrapping has been accomplished; or
- (b) The Purchaser obtains an identical warranty from any subsequent purchaser.

**245.7310-8 Antitrust clearance.**

When property with an acquisition cost of \$3 million or more is to be sold, include the following in the invitation:

**ANTITRUST**

When the property offered for sale has an acquisition cost of \$3 million or more, or consists of patents, processes, techniques, or inventions, irrespective of cost, the successful Bidder shall be required to furnish additional information and shall allow up to 60 days for acceptance of its bid. Award shall be made only upon advice from the Department of Justice that the proposed sale would not create or maintain a situation inconsistent with the antitrust laws.

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**245.7311 Optional conditions.**

The following special conditions of sale may be added at the option of the contractor:

**245.7311-1 Sales and use tax liability.**

For purchases of property subject to a state sales or use tax, a special condition of sale may stipulate that the Purchaser shall pay and the Contractor shall collect the amount of the tax, which shall be itemized separately on the billing document.

**245.7311-2 Safety, security, and fire regulations.**

**245.7311-3 Bid deposits.**

**245.7311-4 Other special conditions.**

Other special conditions considered necessary by the Contractor are subject to the prior approval of the plant clearance officer. Approval will normally be granted provided the prescribed conditions of sale are not altered or affected and the interest of the Government is not adversely affected.

**PART 246—QUALITY ASSURANCE**

**Subpart 246.1—General**

**Sec.**

- 246.101 Definitions.
- 246.102 Policy.
- 246.103 Contracting office responsibilities.
- 246.104 Contract administration office responsibilities.

**Subpart 246.2—Contract Quality Requirements**

- 246.202 Types of contract quality requirements.
- 246.202-4 Higher-level contract quality requirements.
- 246.203 Criteria for use of contract quality requirements.

**Subpart 246.3—Contract Clauses**

- 246.370 Material inspection and receiving report.

**Subpart 246.4—Government Contract Quality Assurance**

- 246.406 Foreign governments.
- 246.407 Nonconforming supplies or services.
- 246.408 Single-agency assignments of Government contract quality assurance.
- 246.408-70 Subsistence.