

## Department of Defense

233.215-70

military sales requirements, the contracting officer shall provide instructions for distribution of the contract financing payments to each country's account.

### **232.1007 Administration and payment of performance-based payments.**

(b)(2) If the contract contains foreign military sales requirements, each approval shall specify the amount of contract financing to be charged to each country's account.

## **Subpart 232.11—Electronic Funds Transfer**

SOURCE: 65 FR 46626, July 31, 2000, unless otherwise noted.

### **232.1108 Payment by Governmentwide commercial purchase card.**

The Governmentwide commercial purchase card is the mandatory EFT payment method for purchases valued at or below the micropurchase threshold, except as provided in 213.270.

### **232.1110 Solicitation provision and contract clauses.**

Use the clause at 252.232-7009, Mandatory Payment by Governmentwide Commercial Purchase Card, in solicitations, contracts, and agreements when—

- (1) Placement of orders or calls valued at or below the micropurchase threshold is anticipated; and
- (2) Payment by Governmentwide commercial purchase card is required for orders or calls valued at or below the micropurchase threshold under the contract or agreement.

## **PART 233—PROTESTS, DISPUTES, AND APPEALS**

### **Subpart 233.2—Disputes and Appeals**

Sec.  
233.204 Policy.  
233.204-70 Limitations on payment.  
233.210 Contracting officer's authority.  
233.215 Contract clause.  
233.215-70 Additional contract clause.

AUTHORITY: 41 U.S.C. 421 and 48 CFR chapter 1.

SOURCE: 56 FR 36416, July 31, 1991, unless otherwise noted.

## **Subpart 233.2—Disputes and Appeals**

### **233.204 Policy.**

When it would be helpful in reviewing the current claim, the contracting officer should get information on claims previously filed by the contractor with other contracting officers.

### **233.204-70 Limitations on payment.**

See 10 U.S.C. 2410(b) for limitations on Congressionally directed payment of a claim under the Contract Disputes Act of 1978, a request for equitable adjustment to contract terms, or a request for relief under Pub. L. 85-804.

[63 FR 11537, Mar. 9, 1998]

### **233.210 Contracting officer's authority.**

DFARS 243.105(a) limits contracting officer authority.

### **233.215 Contract clause.**

Use Alternate I of the clause at FAR 52.233-1, Disputes, when—

- (1) The acquisition is for—
  - (i) Aircraft
  - (ii) Spacecraft and launch vehicles
  - (iii) Naval vessels
  - (iv) Missile systems
  - (v) Tracked combat vehicles
  - (vi) Related electronic systems;
- (2) The contracting officer determines that continued performance is—
  - (i) Vital to the national security, or
  - (ii) Vital to the public health and welfare; or
- (3) The head of the contracting activity determines that continued performance is necessary pending resolution of any claim that might arise under or be related to the contract.

[56 FR 36416, July 31, 1991. Redesignated at 62 FR 34126, June 24, 1997]

### **233.215-70 Additional contract clause.**

Use the clause at 252.233-7001, Choice of Law (Overseas), in solicitations and contracts when contract performance will be outside of the United States, its possessions, and Puerto Rico, unless otherwise provided for in a government-to-government agreement.

[62 FR 34126, June 24, 1997]