

3.3.1-10 Availability of Funds (February 2003)

Funds are not presently available for this contract. The government's obligation under this contract is contingent upon the availability of appropriated funds from which payment for contract purposes can be made. No legal liability on the part of the government for any payment may arise until funds are made available to the Contracting Officer for this contract and until the Contractor receives notice of such availability, in writing from the Contracting Officer.

(End of clause)

PRESCRIPTION

Shall be used in RFI/RFP's and contracts (in accordance with 31 U.S.C. 1341) if the contract will be chargeable to funds of the new fiscal year and the contracting action is to be initiated before the funds are available.