

**FAR/DFARS Clauses – Firm Fixed Price Orders under a U.S. Government Contract/Subcontract**

The Federal Acquisition Regulations (FAR) and US Department of Defense Supplement (DFARS) clauses provided in this document are incorporated herein by reference with the same force and effect as if provided in full text. The full text of all FAR/DFARS clauses is available at <https://www.acquisition.gov/> for the FAR clauses and at <http://www.acq.osd.mil/dpap/dars/dfarspgi/current/index.html> for the DFAR clauses

**Definitions.** Unless otherwise provided, the below FAR/DFARS terms are modified as follows where necessary to derive the proper meaning in a subcontract situation:

- “Contract” or “Schedule” or “Order” means this Purchase Order, Subcontract or related Schedule.
- “Contractor” and “Prime Contractor” and “Offeror” means Seller.
- “Subcontractor” means Seller’s suppliers and/or subcontractors.
- “Buyer” or “Government” means Jabil.
- “Contracting Officer” means Jabil’s Authorized Representative, except for those specific clauses where the context refers to rights, acts, authorizations, or obligations that are uniquely performed or granted by the U.S. Government.

However, the words “Government” and “Contracting Officer” do not change: (i) when a right, act, authorization or obligation can be granted or performed only by the Government or the Prime Contract Contracting Officer or duly authorized representative, or (ii) when title to property is to be transferred directly to the Government. Any inconsistencies between the FAR/DFARS clauses and the foregoing terms and conditions shall be resolved by giving precedence to the FAR/DFARS clauses.

**Administration.** The FAR/DFARS clauses listed below that are not applicable to this Contract due to monetary threshold, place, performance, type of effort or contract shall be treated as self-deleting.

**Disputes.** The Contract Disputes Act is not applicable to the Contract. Whenever a FAR/DFARS clause includes a requirement for the resolution of disputes between the parties in accordance with the “Disputes” FAR/DFARS clause, the dispute must be disposed of in accordance with the clause entitled “Disputes” as set forth in Jabil’s General Terms and Conditions of Purchase (SCO111885).

Clause No.	Clause Description
52.203-11	Certification and Disclosure Regarding Payments to Influence Certain Federal Transactions
52.203-12	Limitation on Payments to Influence Certain Federal Transactions
52.203-13	Contractor Code of Business Ethics and Conduct
52.203-17	Contractor Employee Whistleblower Rights and Requirements to Inform Employees of Whistleblower Rights
52.203-19 <sub>1</sub>	Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements
52.203-6	Restrictions on Subcontractor Sales to the Government
52.203-7	Anti-Kickback Procedures
52.204-21	Basic Safeguarding of Covered Contractor Information Systems
52.204-23 <sub>1</sub>	Prohibition on Contracting for Hardware, Software, and Services Developed or Provided by Kaspersky Lab and Other Covered Entities
52.204-25 <sub>1</sub>	Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment.
52.209-6	Protecting the Government’s Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment.
52.212-5 <sub>1</sub>	Contract Terms and Conditions Required to Implement Statutes or Executive Orders - Commercial Items
52.215-13	Subcontractor Certified Cost or Pricing Data- Modifications
52.219-8	Utilization of Small Business Concerns
52.219-9	Small Business Subcontracting Plan
52.222-21	Prohibition of Segregated Facilities
52.222-26	Equal Opportunity
52.222-35	Equal Opportunity for Veterans
52.222-36	Equal Opportunity for Workers with Disabilities
52.222-37	Employment Reports on Veterans
52.222-4	Contract Work Hours and Safety Standards - Overtime Compensation
52.222-40	Notification of Employee Rights Under the National Labor Relations Act
52.222-50 <sub>1</sub>	Combatting Trafficking in Person
52.223-18	Encouraging Contractor Policies to Ban Text Messaging While Driving
52.224-3	Privacy Training
52.225-13 <sub>1</sub>	Restrictions on Certain Foreign Purchases
52.225-8	Duty-Free Entry
52.227-1	Authorization and Consent
52.227-14 <sub>1</sub>	Rights in Data-General
52.227-2	Notice and Assistance Regarding Patent and Copyright Infringement
52.234-1 <sub>1</sub>	Industrial Resources Developed Under Title III Defense Production Act
52.244-6 <sub>1</sub>	Subcontracts for Commercial Products and Commercial Services
52.247-63	Preference for U.S.-Flag Air Carriers
52.248-1	Value Engineering
252.203-7002 <sub>1</sub>	Requirement to Inform Employees of Whistleblower Rights
252.204-2018 <sub>1</sub>	Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services
252.204-7000 <sub>1</sub>	Disclosure of Information
252.204-7012	Safeguarding Covered Defense Information and Cyber Incident Reporting
252.204-7018 <sub>1</sub>	Prohibition on the Acquisition of Covered Defense Telecommunications Equipment or Services
252.204-7020	NIST SP 800-171 DoD Assessment Requirements
252.204-7021	Cybersecurity Maturity Model Certification Requirements

Clause No	Clause Description
252.208-7000	Intent to Furnish Precious Metals as Government-Furnished Material
252.211-7003	Item Unique Identification and Valuation
252.222-7006 <sub>1</sub>	Restrictions on the Use of Mandatory Arbitration Agreements
252.223-7008 <sub>1</sub>	Prohibition of Hexavalent Chromium
252.225-7007	Prohibition on Acquisition of Certain Items from Communist Chinese Military Companies
252.225-7009	Restriction on Acquisition of Certain Articles Containing Specialty Metals
252.225-7013	Duty-Free Entry
252.225-7048 <sub>1</sub>	Export Controlled Items
252.226-7001	Utilization of Indian Organizations, Indian-Owned Economic Enterprises, and Native Hawaiian Small Business Concerns
252.227-7013	Rights in Technical Data - Noncommercial Items
252-227-7014	Rights in Noncommercial Computer Software and Noncommercial Computer Software Documentation
252-227-7015 <sub>1</sub>	Technical Data - Commercial Items
252.227-7016 <sub>1</sub>	Rights in Bid or Proposal Information
252-227-7037	Validation of Restrictive Markings on Technical Data
252.228-7001 <sub>1</sub>	Ground and Flight Risk
252.244-7000 <sub>1</sub>	Subcontracts for Commercial Items and Commercial Components (DoD Contracts)
252.246-7007 <sub>1</sub>	Contractor Counterfeit Electronic Part Detection and Avoidance System
252.246-7008 <sub>1</sub>	Sources of Electronics Parts
252.247-7023 <sub>1</sub>	Transportation of Supplies by Sea-Basic (Alternate I, II)

<sub>1</sub>Clauses required to flow down on all subcontracts.