

Federal Acquisition Regulation
Federal Acquisition Circular 2005-62 Summary of Rules

<u>Item</u>	<u>Subject</u>	<u>FAR Case</u>
I.	Updates to Contract Reporting and Central Contractor Registration	2010-014
II.	Interagency Acquisitions: Compliance by Nondefense Agencies with Defense Procurement Requirements.	2012-010
III.	Free Trade Agreement—Panama	2012-027

Item I-- Updates to Contract Reporting and Central Contractor Registration
(FAR Case 2010-014)

This final rule amends the FAR to limit the use of generic substitutes instead of Data Universal Numbering System (DUNS) numbers, and update the policies and procedures associated with reporting in the Federal Procurement Data System (FPDS). Additionally, this final rule changes the clauses requiring contractor registration in the Central Contractor Registration (CCR) database and DUNS number reporting. FAR 1.106 will be amended to reflect two new clauses, 52.204–12 and 52.204–13, containing language instructing contractors to maintain their DUNS number and Central Contractor Registration, respectively. This final rule will not have a significant economic impact on a substantial number of small entities.
Effective: December 20, 2012.

Item II-- Interagency Acquisitions: Compliance by Nondefense Agencies with Defense Procurement Requirements. (FAR Case 2012-010)

This interim rule amends FAR to add new requirements specific to the acquisition of supplies and services by nondefense agencies on behalf of the DoD. This rule implements a section of the National Defense Authorization Act for Fiscal Year 2008, with later amendments. **NOTE: If you are issuing any acquisitions for supplies and/or services on behalf of the Department of Defense (DoD) that are not authorized under DOE's Work for Others Program¹²; then read this interim rule carefully.** This interim rule makes the following changes:

- Clarifies FAR 4.603(c) regarding the allocation of socioeconomic credit to the requesting agency for assisted acquisitions.
- Adds to FAR 17.500(a) a cross reference to the new FAR subpart 17.7 for additional requirements for nondefense agencies when acquiring supplies and services on behalf of DoD;
Adds to FAR 17.502–1(b)(1)(i) a requirement for written confirmation by the requesting agency to the servicing agency in the event there are no agency unique requirements beyond the FAR that apply to an assisted acquisition.

¹ See DEAR 970.1707 Work for Others for details.

² The draft National Defense Authorization Act for Fiscal Year 2013 Title VIII, Subtitle A – Acquisition Policy and Management, has Section 801 Pilot Exemption Regarding Treatment of Procurements on Behalf of the DoD in Accordance with DOE's Work for Others Program.

- Cross-references new FAR subpart 17.7, Interagency Acquisitions: Acquisitions by Nondefense Agencies on Behalf of the Department of Defense, at 17.502–1(b)(1)(i) related to assisted acquisitions.
- Creates a new FAR subpart FAR 17.7 applicable to the acquisition of supplies and services by nondefense agencies on behalf of DoD.
- Creates a new FAR section 17.700 identifying the scope of the subpart.
- Creates a new FAR section 17.701 providing definitions specific to subpart 17.7.
- Creates a new FAR section 17.702 establishing the subpart’s applicability to all acquisitions made by nondefense agencies on behalf of DoD except for contracts for joint projects with DoD entered into by a nondefense agency that is an element of the intelligence community.
- Creates a new FAR section 17.703, which establishes the policy related to internal controls and compliance certification under which nondefense agencies may procure supplies and services on behalf of DoD and identifies DoD acquisition official responsibilities when making acquisitions on behalf of DoD.³

Effective date: November 20, 2012.

Item III-- Free Trade Agreement—Panama (FAR Case 2012-027)

This interim rule amends the FAR to implement the United States—Panama Trade Promotion Agreement. This Trade Promotion Agreement is a free trade agreement that provides for mutually non-discriminatory treatment of eligible products and services from Panama.

Effective date: November 20, 2012.

³ If DOE or NNSA will issue or has issued any acquisitions for supplies and/or services on behalf of DoD that are not authorized under DOE’s Work for Others Program, MA-60 and NNSA Senior Procurement Executives will prepare certification that DOE/NNSA will comply with defense procurement requirements for fiscal year 2013 – see FAR 17.703(a).