



**PREP ASSIGNMENT
SEASON 2023, EPISODE FIFTEEN
FAR PART 25:
FOREIGN ACQUISITION**

Preparation Assignment (20 points each)

Fill In the Blank Questions:

1. The Buy American act uses a two-part test to define a domestic end product or domestic construction material. The domestic content test has been waived for acquisition of commercially available off-the-shelf (COTS) items, expect a product that consists wholly or predominantly of iron or steel or a combination of both.
[Hint: Check out **FAR 25.001**]
2. If a contractor requests a determination regarding the inapplicability of the Buy American statute after contract award, the contractor must explain why it could not request the determination before contract award or why the need for such determination otherwise was not reasonably foreseeable.
[Hint: Check out **FAR 25.205**]
3. Generally, contractors are responsible for providing their own logistical and security support, including logistical and security support for their employees. The agency shall provide logistical or security support only when the appropriate agency official, in accordance with agency guidance, determines that-
 - (1) Such Government support is available and is needed to ensure continuation of essential contractor services; and
 - (2) The contractor cannot obtain adequate support from other sources at a reasonable cost.[Hint: Check out **FAR 25.301**]
4. The Trade Agreements Act ([19 U.S.C.2501](#), et seq.) provides the authority for the President to waive the Buy American statute and other discriminatory provisions for eligible products from countries that have signed an international trade agreement with the United States, or that meet certain other criteria, such as being a least developed country. The President has delegated this waiver authority to the U.S. Trade Representative. [Hint: Check out **FAR 25.402**]
5. If a contract is priced in foreign currency, the agency must ensure that adequate funds are available to cover currency fluctuations to avoid a violation of the Anti-Deficiency Act. [Hint: Check out **FAR 25.1002**]

“Look ‘Em Ups” (Enter the FAR cite and Answer)

1. What are the five exceptions to the Buy American Act?

FAR 25.103

Public interest

Nonavailability

Unreasonable Cost

Resale

Information Technology that is a commercial product

2. As a general rule, what five (5) countries must a government contractor NOT do business with, unless expressly authorized by the Office of Foreign Assets Council.

FAR 25.701(b)

Except as authorized by OFAC, most transactions involving Cuba, Iran, and Sudan are prohibited, as are most imports from Burma or North Korea into the United States or its outlying areas.

FAR Question: What FAR contract clause must be included in a contract if a contracting officer anticipates that it will need to be “translated” into another language?

Commented [SD1]: FAR 52.225-14.

FAR 52.225-14.

FUN Question: Speaking of translation, one of my favorite stories is known for being the world’s most translated book, excluding religious works. What is the name of that book. For an additional twenty (20) “FUN” points tell me the name of the author of that book AND the original language of the book.

Commented [SD2]: The Little Prince
Antoine St. Exupery
French

The Little Prince

Antoine St. Exupery

French