

6.302-4 International agreement.

(a) Authority.

(1) Citations: 10 U.S.C. 3204(a)(4) or 41 U.S.C.3304(a)(4).

(2) *Full and open competition* need not be provided for when precluded by the terms of an international agreement or a treaty between the *United States* and a foreign government or international organization, or the written directions of a foreign government reimbursing the agency for the cost of the *acquisition* of the *supplies* or services for such government.

(b) *Application*. This authority *may* be used in circumstances such as-

(1) When a contemplated *acquisition* is to be reimbursed by a foreign country that requires that the product be obtained from a particular firm as specified in official written direction such as a Letter of *Offer* and Acceptance; or

(2) When a contemplated *acquisition* is for services to be performed, or *supplies* to be used, in the sovereign territory of another country and the terms of a treaty or agreement specify or limit the sources to be solicited.

(c) *Limitations*. Except for DoD, NASA, and the Coast Guard, contracts awarded using this authority *shall* be supported by written justifications and approvals described in 6.303 and 6.304.

Parent topic: 6.302 Circumstances permitting other than full and open competition.