

## 12.501 Applicability.

(a) This subpart applies to any contract or *subcontract* at any tier for the *acquisition of commercial products or commercial services*.

(b) Nothing in this subpart *shall* be construed to authorize the waiver of any provision of law with respect to any *subcontract* if the prime contractor is reselling or distributing *commercial products or commercial services* of another contractor without adding value. This limitation is intended to preclude establishment of unusual contractual arrangements solely for the purpose of Government sales.

(c) For purposes of this subpart, contractors awarded *subcontracts* under subpart 19.8, Contracting with the Small Business Administration (the 8(a) Program), *shall* be considered prime contractors.

**Parent topic:** Subpart 12.5 - Applicability of Certain Laws to the Acquisition of Commercial Products, Commercial Services and Commercially Available Off-the-Shelf Items