52.236-13 Accident Prevention.

As prescribed in 36.513 , insert the following clause:

Accident Prevention (Nov 1991)

(a) The Contractor *shall* provide and maintain work environments and procedures which will-

(1) Safeguard the public and Government personnel, property, materials, *supplies*, and equipment exposed to Contractor operations and activities;

(2) Avoid interruptions of Government operations and delays in project completion dates; and

(3) Control costs in the performance of this contract.

(b) For these purposes on contracts for *construction* or dismantling, demolition, or removal of improvements, the Contractor *shall*-

(1) Provide appropriate safety barricades, signs, and signal lights;

(2) Comply with the standards issued by the Secretary of Labor at 29 CFR Part 1926 and 29 CFR Part 1910 ; and

(3) Ensure that any additional measures the *Contracting Officer* determines to be reasonably necessary for the purposes are taken.

(c) If this contract is for *construction* or dismantling, demolition or removal of improvements with any Department of Defense agency or *component*, the Contractor *shall* comply with all pertinent provisions of the latest version of U.S. Army Corps of Engineers Safety and Health Requirements Manual, EM 385-1-1, in effect on the date of the *solicitation*.

(d) Whenever the *Contracting Officer* becomes aware of any noncompliance with these requirements or any condition which poses a serious or imminent danger to the health or safety of the public or Government personnel, the *Contracting Officer shall* notify the Contractor orally, with written confirmation, and request immediate initiation of corrective action. This notice, when delivered to the Contractor or the Contractor's representative at the work site, *shall* be deemed sufficient notice of the noncompliance and that corrective action is required. After receiving the notice, the Contractor *shall* immediately take corrective action. If the Contractor fails or refuses to promptly take corrective action, the *Contracting Officer may* issue an order stopping all or part of the work until satisfactory corrective action has been taken. The Contractor *shall* not be entitled to any equitable adjustment of the contract price or extension of the performance schedule on any stop work order issued under this clause.

(e) The Contractor *shall* insert this clause, including this paragraph (e), with appropriate changes in the designation of the parties, in subcontracts.

(End of clause)

Alternate I (Nov 1991). If the contract will involve (a) work of a long duration or hazardous nature, or (b) performance on a Government facility that on the advice of technical representatives involves

hazardous materials or operations that might endanger the safety of the public and/or Government personnel or property, add the following paragraph (f) to the basic clause:

(f) Before commencing the work, the Contractor *shall*-

(1) Submit a written proposed plan for implementing this clause. The plan *shall* include an analysis of the significant hazards to life, limb, and property inherent in contract work performance and a plan for controlling these hazards; and

(2) Meet with representatives of the *Contracting Officer* to discuss and develop a mutual understanding relative to administration of the overall safety program.

Parent topic: 52.236 [Reserved]