52.211-8 Time of Delivery.

As prescribed in 11.404(a)(2), insert the following clause:

Time of Delivery (June 1997)

(a) The Government requires delivery to be made according to the following schedule:

Required Delivery Schedule

[*Contracting Officer insert specific details*]

Item No.	Quantity	Within Days After Date of Contract

The Government will evaluate equally, as regards time of delivery, *offers* that propose delivery of each quantity within the applicable delivery period specified above. *Offers* that propose delivery that will not clearly fall within the applicable required delivery period specified above, will be considered nonresponsive and rejected. The Government reserves the right to award under either the required delivery schedule or the proposed delivery schedule, when an *offeror offers* an earlier delivery schedule than required above. If the *offeror* proposes no other delivery schedule, the required delivery schedule above will apply.

Offeror's Proposed Delivery Schedule

Item No.	Quantity	Within Days After Date of Contract

(b) Attention is directed to the Contract Award provision of the *solicitation* that provides that a written award or acceptance of *offer* mailed, or otherwise furnished to the successful *offeror*, results in a binding contract. The Government will mail or otherwise furnish to the *offeror* an award or notice of award not later than the *day* award is dated. Therefore, the *offeror should* compute the time available for performance beginning with the actual date of award, rather than the date the written notice of award is received from the *Contracting Officer* through the ordinary mails. However, the Government will evaluate an *offer* that proposes delivery based on the Contractor's date of receipt of the contract or notice of award by adding (1) five calendar days for delivery of the award through the ordinary mails, or (2) one working *day* if the *solicitation* states that the contract or notice of award will be transmitted electronically. (The term "working *day*" excludes weekends

and U.S. Federal holidays.) If, as so computed, the offered delivery date is later than the required delivery date, the *offer* will be considered nonresponsive and rejected.

(End of clause)

Alternate I (Apr 1984). If the delivery schedule is expressed in terms of specific calendar dates or specific periods and is based on an assumed date of award, the *contracting officer may* substitute the following paragraph (b) for paragraph (b) of the basic clause. The time *may* be expressed by substituting "on or before"; "during the months _____"; or "not sooner than _____ or later than _____" as headings for the third column of paragraph (a) the basic clause.

(b) The delivery dates or specific periods above are based on the assumption that the Government will make award by __ *[Contracting Officer insert date].* Each delivery date in the delivery schedule above will be extended by the number of calendar days after the above date that the contract is in fact awarded. Attention is directed to the Contract Award provision of the *solicitation* that provides that a written award or acceptance of *offer* mailed or otherwise furnished to the successful *offeror* results in a binding contract. Therefore, the *offeror should* compute the time available for performance beginning with the actual date of award, rather than the date the written notice of award is received from the *Contracting Officer* through the ordinary mails.

Alternate II (Apr 1984). If the delivery schedule is expressed in terms of specific calendar dates or specific periods and is based on an assumed date the contractor will receive notice of award, the *contracting officer may* substitute the following paragraph (b) for paragraph (b) of the basic clause. The time *may* be expressed by substituting within days after the date of receipt of a written notice of award as the heading for the third column of paragraph (a) of the basic clause.

(b) The delivery dates or specific periods above are based on the assumption that the successful *offeror* will receive notice of award by__ *[Contracting Officer insert date].* Each delivery date in the delivery schedule above will be extended by the number of calendar days after the above date that the Contractor receives notice of award; provided, that the Contractor promptly acknowledges receipt of notice of award.

Alternate III (Apr 1984). If the delivery schedule is to be based on the actual date the contractor receives a written notice of award, the *contracting officer may* delete paragraph (b) of the basic clause. The time *may* be expressed by substituting "within days after the date of receipt of a written notice of award" as the heading for the third column of paragraph (a) of the basic clause.

Parent topic: 52.211 [Reserved]