PART 5349 - Termination of Contracts

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[2019 Edition]

INTERIM CHANGE: See CPM 19-C-11.
SUBPART 5349.1 — GENERAL PRINCIPLES

5349.101 Authorities and Responsibilities

(b) The SCO or command-appointed termination contracting officer (TCO) must approve a termination for default or cause prior to a contracting officer taking the action. When requesting approval, the contracting officer must provide all relevant documents to include a chronology of key events, cure/show cause notices and responses thereto.

See AF PGI 5349.101.

See SMC PGI 5349.101.

See USAFA PGI 5349.101.

5349.102 Notification of Termination

See the tailorable Termination Authority template.

SUBPART 5349.4 — TERMINATION FOR DEFAULT

5349.402-3 Procedure for Default

(f) Prior to making a final decision concerning termination for default, the contracting officer must forward the termination notice and the complete contract file to AFLOA/JAQ with a copy of the termination notice to SAF/GCR and follow the procedures in AFFARS 5333.291(b).

5349.402-6 Repurchase Against Contractor’s Account

(c) The contracting officer must provide copies of assessments of excess reprocurement costs through the SCO to AFLOA/JAQ.

SUBPART 5349.5 — CONTRACT TERMINATION CLAUSES

5349.501-70 Special Termination Costs

INTERIM CHANGE: See CPM 19-C-11.

(a) The contracting officer must process requests to use DFARS 252.249-7000, Special Termination Costs, through the SCO to SAF/AQC (see MP5349).

(c) The contracting officer must forward a request for SAF/FM approval through their SCO and SAF/AQC prior to authorizing any increase in the Government’s maximum liability under the clause. SAF/AQC will forward the request to SAF/FM.

SUBPART 5349.70 — SPECIAL TERMINATION REQUIREMENTS
5349.7001 Congressional Notification on Significant Contract Terminations

The contracting officer must submit the proposed Congressional notification through the SCO to SAF/AQC at least five workdays before the proposed termination date. The SAF/AQC action officer will forward the information to SAF/LLP. The contracting officer must not release the termination notice until Congress has been notified (see MP5349).

5349.7003 Notification of Anticipated Terminations or Reductions

(b)(2)(i) The contracting officer must submit the draft notification through the SCO to SAF/AQC as soon as the proposed termination/reduction is known. SAF/AQC will forward the notification to SAF/AQ for signature (see MP5349).