

Defense Federal Acquisition Regulation Supplement

Part 225—Foreign Acquisition

TABLE OF CONTENTS (Revised December 21, 2018)

225.001	General.
225.003	Definitions.
225.070	Reporting of acquisition of end products manufactured outside the United States.
SUBPART 225.1—BUY AMERICAN—SUPPLIES	
225.101	General.
225.103	Exceptions.
225.105	Determining reasonableness of cost.
225.170	Acquisition from or through other Government agencies.
SUBPART 225.2—BUY AMERICAN—CONSTRUCTION MATERIALS	
225.202	Exceptions.
225.206	Noncompliance.
SUBPART 225.3—CONTRACTS PERFORMED OUTSIDE THE UNITED STATES	
225.301	Contractor personnel in a designated operational area or supporting a diplomatic or consular mission outside the United States.
225.301-1	Scope.
225.301-4	Contract clause.
225.302	Contractors performing private security functions outside the United States.
225.302-6	Contract clause.
225.370	Contracts requiring performance or delivery in a foreign country.
225.371	Contractor personnel supporting U.S. Armed Forces deployed outside the United States.
225.371-1	Scope.
225.371-2	Definition.
225.371-3	Government support.
225.371-4	Law of war training.
225.371-5	Contract clauses.
225.372	Antiterrorism/force protection.
225.372-1	General.
225.372-2	Contract Clause.
225.373	Contract administration in support of contingency operations.
225.374	Use of electronic business tools.
SUBPART 225.4—TRADE AGREEMENTS	
225.401	Exceptions.
225.401-70	End products subject to trade agreements.
225.401-71	Products or services in support of operations in Afghanistan.
225.402	General.
225.403	World Trade Organization Government Procurement Agreement and Free Trade Agreements.
225.408	Procedures.

Defense Federal Acquisition Regulation Supplement

Part 225—Foreign Acquisition

SUBPART 225.5—EVALUATING FOREIGN OFFERS—SUPPLY CONTRACTS

- 225.502 Application.
- 225.503 Group offers.
- 225.504 Evaluation examples.

SUBPART 225.7—PROHIBITED SOURCES

- 225.701 Restrictions.
- 225.701-70 Exception.
- 225.770 Prohibition on acquisition of certain items from Communist Chinese military companies.
- 225.770-1 Definitions.
- 225.770-2 Prohibition.
- 225.770-3 Exceptions.
- 225.770-4 Identifying items covered by the USML or the 600 series of the CCL.
- 225.770-5 Waiver of prohibition.
- 225.771 Prohibition on contracting or subcontracting with a firm that is owned or controlled by the government of a country that is a state sponsor of terrorism.
- 225.771-0 Scope.
- 225.771-1 Definition.
- 225.771-2 Prohibition.
- 225.771-3 Notification.
- 225.771-4 Waiver of prohibition.
- 225.771-5 Solicitation provision.
- 225.772 Prohibition on acquisition of certain foreign commercial satellite services.
- 225.772-0 Scope.
- 225.772-1 Definitions.
- 225.772-2 Prohibitions.
- 225.772-3 Procedures.
- 225.772-4 Exceptions.
- 225.772-5 Solicitation provision and contract clauses.

SUBPART 225.8—OTHER INTERNATIONAL AGREEMENTS AND COORDINATION

- 225.802 Procedures.
- 225.802-70 Contracts for performance outside the United States and Canada.
- 225.802-71 End use certificates.
- 225.870 Contracting with Canadian contractors.
- 225.870-1 General.
- 225.870-2 Solicitation of Canadian contractors.
- 225.870-3 Submission of offers.
- 225.870-4 Contracting procedures.
- 225.870-5 Contract administration.
- 225.870-6 Termination procedures.
- 225.870-7 Acceptance of Canadian supplies.
- 225.870-8 Industrial security.
- 225.871 North Atlantic Treaty Organization (NATO) cooperative projects.

Defense Federal Acquisition Regulation Supplement

Part 225—Foreign Acquisition

225.871-1	Scope.
225.871-2	Definitions.
225.871-3	General.
225.871-4	Statutory waivers.
225.871-5	Directed subcontracting.
225.871-6	Disposal of property.
225.871-7	Congressional notification.
225.872	Contracting with qualifying country sources.
225.872-1	General.
225.872-2	Applicability.
225.872-3	Solicitation procedures.
225.872-4	Individual determinations.
225.872-5	Contract administration.
225.872-6	Request for audit services.
225.872-7	Industrial security for qualifying countries.
225.872-8	Subcontracting with qualifying country sources.
225.873	Waiver of United Kingdom commercial exploitation levies.
225.873-1	Policy.
225.873-2	Procedures.

SUBPART 225.9—CUSTOMS AND DUTIES

225.900-70	Definition.
225.901	Policy.
225.902	Procedures.
225.903	Exempted supplies.

SUBPART 225.10—ADDITIONAL FOREIGN ACQUISITION REGULATIONS

225.1070	Clause deviations in overseas contracts.
----------	--

SUBPART 225.11—SOLICITATION PROVISIONS AND CONTRACT CLAUSES

225.1100	Scope of subpart.
225.1101	Acquisition of supplies.
225.1103	Other provisions and clauses.

SUBPART 225.70—AUTHORIZATION ACTS, APPROPRIATIONS ACTS, AND OTHER STATUTORY RESTRICTIONS ON FOREIGN ACQUISITION

225.7000	Scope of subpart.
225.7001	Definitions.
225.7002	Restrictions on food, clothing, fabrics, and hand or measuring tools.
225.7002-1	Restrictions.
225.7002-2	Exceptions.
225.7002-3	Contract clauses.
225.7003	Restrictions on acquisition of specialty metals.
225.7003-1	Definitions.
225.7003-2	Restrictions.
225.7003-3	Exceptions.
225.7003-4	One-time waiver.
225.7003-5	Solicitation provision and contract clauses.
225.7004	Restriction on acquisition of foreign buses.
225.7004-1	Restriction.
225.7004-2	Applicability.

Defense Federal Acquisition Regulation Supplement

Part 225—Foreign Acquisition

225.7004-3	Exceptions.
225.7004-4	Waiver.
225.7005	Restriction on certain chemical weapons antidote.
225.7005-1	Restriction.
225.7005-2	Exception.
225.7005-3	Waiver
225.7006	Restriction on air circuit breakers for naval vessels.
225.7006-1	Restriction.
225.7006-2	Exceptions.
225.7006-3	Waiver.
225.7006-4	Solicitation provision and contract clause.
225.7007	Restrictions on anchor and mooring chain.
225.7007-1	Restrictions.
225.7007-2	Waiver.
225.7007-3	Contract clause.
225.7008	Waiver of restrictions of 10 U.S.C. 2534.
225.7009	Restriction on ball and roller bearings.
225.7009-1	Scope.
225.7009-2	Restriction.
225.7009-3	Exception.
225.7009-4	Waiver.
225.7009-5	Contract clause.
225.7010	Restriction on certain naval vessel components.
225.7010-1	Restriction.
225.7010-2	Exceptions.
225.7010-3	Waiver.
225.7010-4	Implementation.
225.7011	Restriction on carbon, alloy, and armor steel plate.
225.7011-1	Restriction.
225.7011-2	Waiver.
225.7011-3	Contract clause.
225.7012	Restriction on supercomputers.
225.7012-1	Restriction.
225.7012-2	Waiver.
225.7012-3	Contract clause.
225.7013	Restrictions on construction or repair of vessels in foreign shipyards.
225.7014	Restrictions on military construction.
225.7015	Restriction on overseas architect-engineer services.
225.7017	Utilization of domestic photovoltaic devices.
225.7017-1	Definitions.
225.7017-2	Restriction.
225.7017-3	Exceptions.
225.7017-4	Solicitation provision and contract clause.

SUBPART 225.71—OTHER RESTRICTIONS ON FOREIGN ACQUISITION

225.7100	Scope of subpart.
225.7101	Definitions.
225.7102	Forgings.
225.7102-1	Policy.
225.7102-2	Exceptions.
225.7102-3	Waiver.

Defense Federal Acquisition Regulation Supplement

Part 225—Foreign Acquisition

225.7102-4 Contract clause.

SUBPART 225.72—REPORTING CONTRACT PERFORMANCE OUTSIDE THE UNITED STATES

225.7201 Policy.
225.7202 Exception.
225.7203 Contracting officer distribution of reports.
225.7204 Solicitation provision and contract clauses.

SUBPART 225.73—ACQUISITIONS FOR FOREIGN MILITARY SALES

225.7300 Scope of subpart.
225.7301 General.
225.7302 Preparation of letter of offer and acceptance.
225.7303 Pricing acquisitions for FMS.
225.7303-1 Contractor sales to other foreign customers.
225.7303-2 Cost of doing business with a foreign government or an international organization.
225.7303-3 Government-to-government agreements.
225.7303-4 Contingent fees.
225.7303-5 Acquisitions wholly paid for from nonrepayable funds.
225.7304 FMS customer involvement.
225.7305 Limitation of liability.
225.7306 Offset arrangements.
225.7307 Contract clauses.

SUBPART 225.75—BALANCE OF PAYMENTS PROGRAM

225.7500 Scope of subpart.
225.7501 Policy.
225.7502 Procedures.
225.7503 Contract clauses.

SUBPART 225.76—SECONDARY ARAB BOYCOTT OF ISRAEL

225.7601 Restriction.
225.7602 Procedures.
225.7603 Exceptions.
225.7604 Waivers.
225.7605 Solicitation provision.

SUBPART 225.77—ACQUISITIONS IN SUPPORT OF OPERATIONS IN AFGHANISTAN

225.7700 Scope.
225.7701 Definitions.
225.7702 Acquisitions not subject to the enhanced authority to acquire products or services from Afghanistan.
225.7702-1 Acquisition of small arms.
225.7702-2 Acquisition of uniform components for the Afghan military or the Afghan policy.
225.7703 Enhanced authority to acquire products or services from Afghanistan.
225.7703-1 Acquisition procedures.
225.7703-2 Determination requirements.
225.7703-3 Evaluating offers.

Defense Federal Acquisition Regulation Supplement

Part 225—Foreign Acquisition

- 225.7703-4 Solicitation provisions and contract clauses.
- 225.7704 Acquisitions of products and services from South
Caucasus/Central and South Asian (SC/CASA) states in support
of operations in Afghanistan.
- 225.7704-1 Applicability of trade agreements.
- 225.7704-2 Applicability of Balance of Payments Program.
- 225.7704-3 Solicitation provisions and contract clauses.
- 225.7705 Prohibition on use of funds for contracts of certain programs and
projects in Afghanistan that cannot be safely accessed.
- 225.7705-1 Prohibition.
- 225.7705-2 Waiver of prohibition.
- 225.7705-3 Procedures.

SUBPART 225.78—ACQUISITIONS IN SUPPORT OF GEOGRAPHIC COMBATANT COMMAND’S THEATER SECURITY COOPERATION EFFORTS

- 225.7801 Policy.

SUBPART 225.79—EXPORT CONTROL

- 225.7900 Scope of subpart.
- 225.7901 Export-controlled items.
- 225.7901-1 Definitions.
- 225.7901-2 General.
- 225.7901-3 Policy.
- 225.7901-4 Contract clauses.
- 225.7902 Defense Trade Cooperation Treaties.
- 225.7902-1 Definitions.
- 225.7902-2 Purpose.
- 225.7902-3 Policy.
- 225.7902-4 Procedures.
- 225.7902-5 Solicitation provision and contract clause.