

# JAR PART 2825 FOREIGN ACQUISITION

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## **PART 2825 FOREIGN ACQUISITION**

### **SUBPART 2825.2 - BUY AMERICAN ACT-CONSTRUCTION MATERIALS**

2825.203 Evaluating offers.

### **SUBPART 2825.3 - BALANCE OF PAYMENTS PROGRAM**

2825.302 Policy.

### **SUBPART 2825.9 - ADDITIONAL FOREIGN ACQUISITION CLAUSES**

2825.901 Omission of audit clause.

Authority: 28 U.S.C. 510; 40 U.S.C. 486(c); 28 CFR 0.75(j) and 28 CFR 0.76(j).

## **PART 2825 FOREIGN ACQUISITION**

### **SUBPART 2825.2 - BUY AMERICAN ACT-CONSTRUCTION MATERIALS**

#### **2825.203 Evaluating offers.**

The HCA, or designee at a level not lower than the BPC, is the agency official authorized to make the determination that using a particular domestic construction material would unreasonably increase the cost of the acquisition or would be impracticable.

### **SUBPART 2825.3 - BALANCE OF PAYMENTS PROGRAM**

#### **2825.302 Policy.**

The HCA, or designee at a level not lower than the BPC, is the agency official authorized to make determinations under FAR 25.302(b)(3), as well as authorize the use of a differential greater than 50 percent, as specified in FAR 25.302(c), for the evaluation of domestic and foreign offers under the

Balance of Payments Program. All determinations made under this section shall be in writing and shall set forth the facts and circumstances supporting the determination. Determinations shall be reviewed and concurred in by the contracting activity's legal counsel.

## **SUBPART 2825.9 - ADDITIONAL FOREIGN ACQUISITION CLAUSES**

### **2825.901 Omission of audit clause.**

The HCA, or designee at a level not lower than the BPC, is the agency official authorized to make determinations under [FAR 25.901](#)(c). All determinations made under this authority shall be reviewed and concurred in by the contracting activity's legal counsel prior to being approved by the authorized agency official.