

PART 5349 - Termination of Contracts

Table of Contents

[SUBPART 5349.1 — GENERAL PRINCIPLES](#)

[5349.101 Authorities and Responsibilities](#)

[5349.102 Notification of Termination](#)

[SUBPART 5349.4 — TERMINATION FOR DEFAULT](#)

[5349.402-3 Procedure for Default](#)

[5349.402-6 Repurchase Against Contractor s Account](#)

[SUBPART 5349.5 — CONTRACT TERMINATION CLAUSES](#)

[5349.501-70 Special Termination Costs](#)

[SUBPART 5349.70 — SPECIAL TERMINATION REQUIREMENTS](#)

[5349.7001 Congressional Notification on Significant Contract Terminations](#)

[5349.7003 Notification of Anticipated Terminations or Reductions](#)

[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 reprourement 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](#)).