Subpart 233.1 - PROTESTS

Parent topic: Part 233 - PROTESTS, DISPUTES, AND APPEALS

233.102 General.

If the Government exercises the authority provided in <u>239.7305</u> (d) to limit disclosure of information, no action undertaken by the Government under such authority shall be subject to review in a bid protest before the Government Accountability Office (GAO) or in any Federal court (see subpart <u>239.73</u>).

233.104 Protests to GAO.

- (c) Protests after award. (1) In lieu of the time periods in FAR $\underline{33.104}$ (c)(1), contracting officers shall immediately suspend performance or terminate the awarded contract, task order, or delivery order upon notice from the GAO of a protest filed within the time periods listed in paragraphs (c)(1)(A) through (D) of this section, whichever is later, except as provided in FAR $\underline{33.104}$ (c)(2) and (3)—
- (A) Within 10 days after the date of contract award;
- (B) Within 10 days after the date a task order or delivery order is issued, where the value exceeds \$25 million (10 U.S.C. 3406(f));
- (C) Within 5 days after a debriefing date offered to the protestor under a timely debriefing request in accordance with FAR $\underline{15.506}$ regardless of whether the protestor rejected the offered debriefing date, unless an earlier debriefing date is negotiated as a result; or
- (D) Within 5 days after a postaward debriefing under FAR $\underline{15.506}$ is concluded in accordance with 215.506-70 (b).

233.170 Briefing requirement for protested acquisitions valued at \$1 billion or more.

Follow the procedures at PGI $\underline{233.170}$ for briefing protested acquisitions valued at \$1 billion or more.

233.171 Reporting requirement for protests of solicitations or awards.

Follow the procedures at PGI <u>233.171</u> for reporting information on protests involving the same contract award or proposed award that have been filed at both the GAO and the United States Court of Federal Claims.