246.710 Contract clauses.

- (1) Use a clause substantially the same as the basic or one of the alternates of the clause at $\underline{252.246-7001}$, Warranty of Data, in solicitations and contracts that include the clause at $\underline{252.227-7013}$, Rights in Technical Data and Computer Software, when there is a need for greater protection or period of liability than provided by the inspection and warranty clauses prescribed in FAR part 46.
- (i) Use the basic clause in solicitations and contracts that are not firm-fixed price or fixed-price incentive.
- (ii) Use alternate I in fixed-price-incentive solicitations and contracts.
- (iii) Use alternate II in firm-fixed-price solicitations and contracts.
- (2) Use the clause at <u>252.246-7002</u>, Warranty of Construction (Germany), instead of the clause at FAR 52.246-21, Warranty of Construction, in solicitations and contracts for construction when a fixed-price contract will be awarded and contract performance will be in Germany.
- (3) When the solicitation includes the clause at $\underline{252.211-7003}$, Item Unique Identification and Valuation, which is prescribed in $\underline{211.274-5}$ (a), and it is anticipated that the resulting contract will include a warranty for serialized items—
- (i) Use the provision at $\underline{252.246-7005}$, Notice of Warranty Tracking of Serialized Items, in the solicitation if the Government does not specify a warranty and offerors will be required to enter data with the offer;
- (ii) Use the clause at $\underline{252.246-7006}$, Warranty Tracking of Serialized Items, in the solicitation and contract; and
- (A) Warranty Tracking Information.
- (B) Source of Repair Instructions.
 - 246.710-70 Warranty attachments.

Parent topic: Subpart 246.7 - WARRANTIES