

PART 3514—SEALED BIDDING

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AUTHORITY: 40 U.S.C. 486(c); Article IX of the Agreement in Implementation of Article III of the Panama Canal Treaty of 1977.

SOURCE: 55 FR 7647, Mar. 2, 1990, unless otherwise noted.

3514.000 Scope of part.

This part implements and supplements FAR part 14 by providing additional solicitation provisions and additional guidance on establishment of solicitation mailing lists, cancellation of invitations after opening, mistakes in bids, and contract award.

Subpart 3514.2—Solicitation of Bids**3514.201-6 Solicitation provisions.**

(a) In addition to the provisions prescribed in FAR 14.201-6, the contracting officer shall insert in all invitations for bids the provisions at—

(1) 3552.214-70, Price—Sealed Bidding; and

(2) 3552.214-73, Caution—Sealed Bidding.

(b) The contracting officer shall insert the following provisions in all invitations for bids for construction. These provisions may also be used in invitations for bids for supplies or services if the contracting officer determines that their use is appropriate:

(1) 3552.214-71, Additional Data To Be Submitted.

(2) 3552.214-72, Rejection of Bids.

(c) The contracting officer shall insert the provision at 3552.214-74, All or None Award—Sealed Bidding, in invitations for bids for supplies or services if the contracting officer determines that award will be made on an “all or none” basis to one bidder for all items because of the nature of the items (e.g., supply items must interface or otherwise be fully compatible with each other; items covering services are so interrelated that it would be impracticable to split the award).

(d)(1) The contracting officer shall insert the provision at 3552.214-75, All or None Award—Sealed Bidding—Construction, in invitations for bids for construction work that is estimated to exceed \$10,000 if the contracting officer determines:

(i) To require bidding on all items, and

(ii) That award will be made on an “all or none” basis to one bidder for all items.

(2) If the construction work is not estimated to exceed \$10,000, the contracting officer shall use the Alternate I version of provision 3552.214-75.

(3) If the contracting officer determines that:

(i) The contract work, regardless of its estimated value, will be awarded to one bidder for all the work, and

(ii) Bidding on all items will not be required, the Alternate II version of provision 3552.214-75 is to be used.

[55 FR 7647, Mar. 2, 1990; 55 FR 38331, Sept. 18, 1990]

3514.205 Solicitation mailing lists.**3514.205-1 Establishment of lists.**

(a) Each Commission contracting activity shall establish solicitation mailing lists as required by FAR 14.205-1.

(b) In order to carry out the requirements of the Treaty to give preference to the acquisition of supplies and services obtainable from sources in the Republic of Panama, each Commission contracting activity shall develop solicitation lists of local companies which can provide such supplies or services.