

**Department of Defense**

**225.1070**

York Avenue, Building 120, Staten Island, NY 10305-5013:

We have received a contractor notification of the purchase of foreign supplies. I have verified that foreign supplies are required for the performance of the contract. If required, the prime contract price has been or will be adjusted.

- Prime Contractor Name and Address:
- Prime Contractor CAGE Code:
- Prime Contract Number plus Delivery Order Number, if applicable:
- Total Dollar Value of the Prime Contract or Delivery Order:
- Expiration Date of the Prime Contract or Delivery Order:
- Foreign Supplier Name and Address:
- Number of Subcontract/Purchase Order for Foreign Supplies:
- Total Dollar Value of the Subcontract for Foreign Supplies:
- Expiration Date of the Subcontract for Foreign Supplies:
- CAO Activity Address Number:
- ACO Name and Telephone Number:
- ACO Code:
- Signature:
- Title:

(E) If a contract modification results in a change to any data verifying duty-free entitlement previously furnished, forward a revised notification including the changed data to DCM New York.

(ii) The responsibility for issuing duty-free entry certificates for foreign supplies purchased under a DoD contract or subcontract rests with the Customs Team, DCMDE-GNIC, DCM New York. Upon receipt of import documentation for incoming shipments from the contractor, its agent, or the U.S. Customs Service, DCM New York will verify the duty-free entitlement and execute the duty-free entry certificate.

(iii) Upon arrival of foreign supplies at ports of entry, the consignee, generally the contractor or its agent (import broker) for shipments to other than a military installation, will file U.S. Customs Form 7501, 7501A, or 7506, with the District Director of Customs.

(3) *Immediate entry and release.* Importations made in the name of a DoD military facility or being shipped directly to a military facility are entitled to release under the immediate delivery procedure.

(i) A DoD immediate delivery application has been approved and is on file at Customs Headquarters.

(ii) The application is for an indefinite period and is good for all Customs districts, areas, and ports.

[65 FR 19855, Apr. 13, 2000, as amended at 65 FR 52952, Aug. 31, 2000]

**225.903 Exempted supplies.**

(b)(i) The term "supplies"—

(A) Includes articles known as "stores," such as food, medicines, and toiletries, as well as all consumable articles necessary and appropriate for the propulsion, operation, and maintenance of the vessel or aircraft, such as fuel, oil, gasoline, grease, paint, cleansing compounds, solvents, wiping rags, and polishes.

(B) Does not include portable articles necessary and appropriate for the navigation, operation, or maintenance of vessel or aircraft and for the comfort and safety of the persons on board, such as rope, bolts and nuts, bedding, china and cutlery, which are included in the term "equipment."

(ii) The duty-free certificate shall be printed, stamped, or typed on the face of Customs Form 7501, or attached, and shall be executed by a duly designated officer or civilian official of the appropriate department or agency in the following form:

(Date) \_\_\_\_\_

I certify that the acquisition of this material constituted a purchase of supplies by the United States for vessels or aircraft operated by the United States, and is admissible free of duty pursuant to 19 U.S.C. 1309.

(Name) \_\_\_\_\_

(Title) \_\_\_\_\_

(Organization) \_\_\_\_\_

**Subpart 225.10—Additional Foreign Acquisition Regulations**

**225.1070 Clause deviations in overseas contracts.**

See 201.403(2) for approval authority for clause deviations in overseas contracts with governments of North Atlantic Treaty Organization (NATO) countries or other allies or with United Nations or NATO organizations.

[65 FR 19856, Apr. 13, 2000]