



DEPARTMENT OF THE NAVY
OFFICE OF THE ASSISTANT SECRETARY
(RESEARCH, DEVELOPMENT AND ACQUISITION)
1000 NAVY PENTAGON
WASHINGTON DC 20350-1000

JAN 27 2010

MEMORANDUM FOR DISTRIBUTION

SUBJECT: Class Deviation to Implement New Procurement Thresholds for Trade Agreements

The attached Director, Defense Procurement and Acquisition Policy memorandum of January 14, 2010 is forwarded for your information and action, as appropriate. This memorandum informs the DoD contracting community of a class deviation to implement new trade agreement thresholds that became effective January 1, 2010. This deviation will remain in effect until incorporated in the Federal Acquisition Regulation or the Defense Federal Acquisition Regulation Supplement or otherwise rescinded. Further details are provided within the memorandum.

Elliott B. Branch
ELLIOTT B. BRANCH
Executive Director
DASN (A&LM)

Attachment:
As stated

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ACQUISITION,
TECHNOLOGY
AND LOGISTICS

OFFICE OF THE UNDER SECRETARY OF DEFENSE
3000 DEFENSE PENTAGON
WASHINGTON, DC 20301-3000

JAN 14 2010

In reply refer to
DARS Tracking Number: 2010-O0001

MEMORANDUM FOR COMMANDER UNITED STATES SPECIAL OPERATIONS
COMMAND (ATTN: ACQUISITION EXECUTIVE)
COMMANDER UNITED STATES TRANSPORTATION
COMMAND (ATTN: ACQUISITION EXECUTIVE)
DEPUTY ASSISTANT SECRETARY OF THE ARMY
(PROCUREMENT), DASA(P)
DEPUTY ASSISTANT SECRETARY OF THE NAVY
(ACQUISITION & LOGISTICS MANAGEMENT),
ASN (RDA)
DEPUTY ASSISTANT SECRETARY OF THE AIR FORCE
(CONTRACTING), SAF/AQC
DIRECTORS, DEFENSE AGENCIES
DIRECTORS, DOD FIELD ACTIVITIES

SUBJECT: Class Deviation to Implement New Procurement Thresholds for Trade
Agreements

Effective immediately, I approve a class deviation from the table at FAR 25.402(b) to implement new procurement thresholds for trade agreements that were published by the United States Trade Representative in the Federal Register on December 29, 2009 (74 FR 68907). These thresholds became effective on January 1, 2010.

When determining which trade agreement clause to incorporate into a contract, contracting officers shall use the attached table, in lieu of the table at FAR 25.402(b), and shall substitute the new thresholds in lieu of the current thresholds wherever such thresholds appear in the Federal Acquisition Regulation (FAR) or the Defense Federal Acquisition Regulation Supplement (DFARS).

This deviation will remain in effect until incorporated in the FAR and DFARS or until otherwise rescinded. My point of contact is Amy Williams, who may be reached at 703-602-0328, or amy.williams@osd.mil.

Shay D. Assad
Director, Defense Procurement
and Acquisition Policy

Attachment:
As stated

| Trade Agreement | Supply Contract (equal to or exceeding) | Service Contract (equal to or exceeding) | Construction Contract (equal to or exceeding) |
|--|--|---|--|
| WTO GPA | \$194,000[\$203,000] | \$194,000[\$203,000] | \$7,443,000-[\$7,804,000] |
| FTAs | | | |
| Australia FTA | 67,826[70,079] | 67,826[70,079] | \$7,443,000-[7,804,000] |
| Bahrain FTA | 194,000[203,000] | \$194,000[203,000] | 8,817.449[9,110,318] |
| CAFTA-DR (Costa Rica, Dominican Republic, El Salvador, Guatemala, Honduras, and Nicaragua) | 67,826[70,079] | 67,826[70,079] | \$7,443,000-[7,804,000] |
| Chile FTA | 67,826[70,079] | 67,826[70,079] | \$7,443,000-[7,804,000] |
| Morocco FTA | 194,000[203,000] | \$194,000[203,000] | \$7,443,000-[7,804,000] |
| NAFTA | | | |
| —Canada | 25,000 | 67,826[70,079] | 8,817.449[9,110,318] |
| —Mexico | 67,826[70,079] | 67,826[70,079] | 8,817.449[9,110,318] |
| Oman FTA | 194,000[203,000] | 194,000[203,000] | 8,817.449[9,110,318] |
| Peru FTA | 194,000[203,000] | 194,000[203,000] | \$7,443,000-[7,804,000] |
| Singapore FTA | 67,826[70,079] | 67,826[70,079] | \$7,443,000-[7,804,000] |
| Israeli Trade Act | 50,000 | — | — |