MEMORANDUM FOR DISTRIBUTION

SUBJECT: Class Deviation – Extension of Test Program for Certain Commercial Items

Encl: (1) OUSD (AT&L) DPAP memorandum dated February 08, 2008

This memorandum forwards enclosure (1) for immediate implementation. DPAP has authorized a deviation from the requirements of FAR Subpart 13.500(d) as a result of the enactment of the Fiscal Year 2008 National Defense Authorization Act.

Please address inquiries regarding this memorandum to Evelyn Ortiz who can be reached at (703) 614-9640 or via email at evelyn.ortiz@navy.mil.

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SUBJECT: Class Deviation – Extension of Test Program for Certain Commercial Items

Effective as of the date of this memo, all Military Departments and Defense Agencies shall deviate from the requirements of Federal Acquisition Regulation (FAR) Subpart 13.5(d) Test Program for Certain Commercial Items, which provides an expiration date of January 1, 2008, for the authority to issue solicitations under Subpart 13.5.

As a result of the enactment of the Fiscal Year 2008 National Defense Authorization Act, contracting officers can continue processing solicitations and contracts under Subpart 13.5 until implementation of FAR language that updates FAR 13.5(d).

This deviation remains in effect until implemented in the FAR, or otherwise rescinded. My point of contact for this memorandum is Mr. Michael L. Benavides, Senior Procurement Analyst, who can be reached at 703-602-1302 or via e-mail at michael.benavides@osd.mil.

Shay D. Assad
Director, Defense Procurement and Acquisition Policy