

 TIMES MICROWAVE SYSTEMS AN AMPHENOL COMPANY	Document No: AS7.4-16	Page 1 of 5	Revision: -
	Responsible Dept: Compliance		
	Document Title: Supplemental Terms and Conditions of Purchase Orders for Government Contracts		

Times Microwave Systems, Inc.

SUPPLEMENT FLOWDOWN PROVISIONS FOR PURCHASE ORDERS UNDER U.S. GOVERNMENT PRIME CONTRACTS and/or SUBCONTRACTS

Times Microwave Systems ("Buyer") has awarded or seeks to award a contract (the "Contract") to Seller that consists of a purchase order ("PO"). Seller Compliance - Representations & Certifications:

Buyer has issued the Contract under a United States Government prime contract or subcontract held by Buyer. The clauses identified below from the Federal Acquisition Regulation ("FAR") and Department of Defense ("DoD") Federal Acquisition Regulation ("DFARS") are incorporated by reference, with the DFARS clauses applicable if this contract has been awarded in support of a DoD prime contract or subcontract. The parties hereby agree to amend his document to include any additional or revised FAR and DFARS clauses incorporated in Buyer's Government contract that apply to the performance of this contract. Any such amendment shall be affected under the CHANGES provision of this contract. Seller shall flow down to its lower-tier subcontractors all applicable FAR and DFARS clauses, together with any other requirement of this Contract an applicable law in order to permit and ensure that Buyer and Seller satisfy all requirements of Buyer's Government contract.

Buyer and Seller intend that these FARs and DFARS clauses shall apply to Seller in such manner as is necessary to reflect the position of Seller as a subcontractor to Buyer, and to ensure Seller's obligations to Buyer and to the Government, and to enable Buyer to meet its contract obligations to the Government. Consequently, in interpreting and applying FARs and DFARS clauses flowed down to Seller, and as context requires, the terms "Contractor" and "Offeror" shall mean Seller and the terms "Government", "Contracting Officer" and equivalent phrases shall mean Buyer and/or Buyer's Representative, unless otherwise indicated. However, as an exception to the foregoing, the terms "Government" and "Contracting Officer" do not change in the following circumstances:

- a) In the phrases "Government Property," "Government-Furnished Property," and "Government-Owned Property";
- b) In the Patent Rights and Rights in Technical Data clauses incorporated therein, if any;
- c) When a right, act, authorization, or obligation can be granted or performed only by the Government or a Contracting Officer or his/her duly authorized representative;
- d) When title to property is to be transferred directly to the Government;
- e) When access to proprietary financial information or other proprietary data is required, except as otherwise provided in this Contract; and
- f) Where specifically modified in this Contract.

FARS and DFARS clauses apply to solicitations and are to be flowed down by Buyer to Seller pursuant to this provision may require submission of representations and certifications, all of which made in connection with this Contract, including all such certifications submitted by Seller to Buyer which will be considered as written notice to Buyer if, any time prior to award of any order it learns that its representation(s), certification(s), and/or disclosure(s) was erroneous, when submitted, or has become erroneous by reason of changed circumstances. Seller shall, with respect to applicable FARs and DFARS clauses flowed down pursuant to this provision, furnish to Buyer (or directly to the Government upon request of Buyer) any certificate required to be furnished by any FARs and DFARS clause and any certificate required by any further U.S. law, ordinance, or regulation with respect to Seller's compliance with the terms and provisions of U.S. laws, ordinances, or regulations. As used in this paragraph, the word "certificate" shall include any plan or course of action or record keeping function, as, for example, a small business subcontracting plan for which flow down is required.

FAR (Federal Acquisition Regulation)

- 52.203-6 Restrictions On Subcontractor Sales To The Government (Sep 2006)
- 52.203-7 Anti-Kickback Procedures (Oct 2010)
- 52.203-11 Certification & Disclosure Regarding Payments to Influence Certain Federal Transactions
- 52.203-12 Limitation on Payments to Influence Certain Federal Transactions (OCT 2010)
- 52.203-13 Contractor Code Of Business Ethics And Conduct (Apr 2010)
- 52.203-14 Display Of Hotline Poster(S) (Dec 2007). This Clause Applies Only If This Contract Is In Excess Of \$5,000,000.
- 52.203-15 Whistleblower Protections Under The American Recovery And Reinvestment Act Of 2009 (Jun 2010)
- 52.203-17 Contractor Employee Whistleblower Rights and Requirement to Inform Employees of Whistleblower Rights (Apr 2014)
- 52.203-19 Prohibition on Requiring Certain Internal Confidentiality Agreements or Statements
- 52.204-2 Security Requirements (Aug 1996)
- 52.204-21 Basic Safeguarding of Covered Contractor Information Systems
- 52.204-23 Hardware, Software, and Services Developed or Provided y Kaspersky Lab
- 52.204-25 Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment
- 52.204-27 Prohibition on A Bytedance Covered Application
- 52.204-30 Federal Acquisition Supply Chain Security Act Orders-Prohibition
- 52.209-6 Protecting The Government's Interests When Subcontracting With Contractors Debarred, Suspended Or Proposed
- 52.215-2 Audit And Records - Negotiation (Oct 2010) Cost reimbursement,
- 52.215-12 Subcontractor Cost Or Pricing Data (Oct 2010) Otherwise
- 52.215-13 Subcontractor Cost Or Pricing Data - Modifications (Oct 2010)
- 52.215-14 Integrity Of Unit Prices (Oct 2010)
- 52.215-15 Pension Adjustments And Asset Reversions (Oct 2010)
- 52.215-18 Reversion Or Adjustment Of Plans For Post-Retirement Benefits (Prb) Other Than Pensions (Jul 2005)
- 52.215-19 Notification Of Ownership Changes (Oct 1997)
- 52.219-8 Utilization Of Small Business Concerns (Jul 2013) (Note 8 Applies.)
- 52.222-4 Contract Work Hours And Safety Standards Act- Overtime Compensation (Jul 2005)
- 52.222-21 Prohibition Of Segregated Facilities (Feb 1999)
- 52.222-26 Equal Opportunity (Mar 2007)
- 52.222-35 Equal Opportunity For Veterans. (Sep 2010)
- 52.222-36 Affirmative Action For Workers With Disabilities (Oct 2010)
- 52.222-37 Employment Reports On Veterans (Sep 2010)
- 52.222-40 Notification Of Employee Rights Under The National Labor Relations Act. (Dec 2010)
- 52.222-41 Service Contract Act Of 1965 (Nov 2007)
- 52.222-50 Combating Trafficking In Persons (Feb 2009)
- 52.222-54 Employment Eligibility Verification (Jan 2009)
- 52.222-55 Minimum Wages For Contractor Workers Under Executive Order 14026
- 52.222-60 PAYCHECK TRANSPARENCY (EXECUTIVE ORDER 13673) (Oct 2016)
- 52.222-62 Paid Sick Leave Under Executive Order 13706
- 52.222-90 Addressing DEI Discrimination y Federal Contractors
- 52.223-3 Hazardous Material Identification And Material Safety Data (Jan 1997)
- 52.223-7 Notice Of Radioactive Materials (Jan 1997)
- 52.223-18 Encouraging Contractor Policies To Ban Text Messaging While Driving (Aug 2011)

52.224-3	Privacy Training
52.225-8	Duty-Free Entry (Oct 2010)
52.225-13	Restriction On Certain Foreign Purchases (Jun 2008)
52.226-8	Encouraging Contractor Policies to Ban Text
52.227-1	Authorization And Consent (Dec 2007)
52.227-2	Notice And Assistance Regarding Patent And Copyright Infringement (Dec 2007)
52.227-9	Refund Of Royalties (Apr 1984) (Applies When Reported Royalty Exceeds \$250.)
52.227-10	Filing of Patent Applications-Classified Subject Matter
52.227-11	Patent Rights-Ownership by the Contractor
52.227-13	Patent Rights-Ownership by the Government
52.227-14	Rights in Data-General
52.228-5	Insurance -- Work On A Government Installation (Jan 1997)
52.230-2	Cost Accounting Standards (May 2012)
52.230-3	Disclosure And Consistency Of Cost Accounting Practices (May 2012)
52.230-4	Disclosure And Consistency Of Cost Accounting Practices For Contracts Awarded To Foreign Concerns
52.230-5	Cost Accounting Standards -- Educational Institutions (May 2012)
52.230-6	Administration Of Cost Accounting Standards (Jun 2010)
52.232-39	Unenforceability of Unauthorized
52.232-40	Providing Accelerated Payments To Small Business Subcontractors (Dec 2013)
52.234-1	Industrial Resources Developed Under Defense Production Act Title III (Dec 1994)
52.240-1	Prohibition on Unmanned Aircraft systems Manufactured or Assembled by American Security Drone Act-Covered Foreign Entities
52.240-91	Security Prohibitions and Exclusions
52.240-92	Security Requirements
52.240-93	Basic Safeguarding of Covered Contractor Information Systems
52.244-5	Competition in Subcontracting
52.244-6	Subcontracts For Commercial Items (Dec 2010)
52.245-1	Government Property (Jan 2017)
52.246-26	Reporting of Nonconforming Items
52.247-63	Preference For U.S.-Flag Air Carriers (Jun 2003)
52.247-64	Preference For Privately Owned U.S.-Flag Commercial Vessels (Feb 2006)
52.248-1	Value Engineering (Oct 2010)

DFARS (Defense Federal Acquisition Regulation Supplement)

252.203-7001	Prohibition On Persons Convicted Of Fraud Or Other Defense-Contract Related Felonies (Dec 2008)
252.203-7002	Requirement To Inform Employees Of Whistleblower Rights (Sep 2013)
252.203-7004	Display Of Fraud Hotline Poster(S) (Sep 2011)
252.204-7000	Disclosure of Information
252.204-7009	Limitations On The Use And Disclosure Of Third Party Contractor Reported Cyber Incident Information (Oct 2016)

252.204-7012	Safeguarding of Unclassified Controlled Technical Information (Oct 2016)
252.204-7015	Disclosure Of Information To Litigation Support Contractors (May 2016)
252.204-7018	Prohibition on the Acquisition of Covered Defense Telecommunications equipment or services
252.204-7020	NIST SP 800-171 DOD Assessment Requirements
252.204-7021	Contractor Compliance with the Cybersecurity Maturity Model Certification Level Requirement
252.209-7010	Critical Safety Interns
252.211-7000	Acquisition Streamlining (Oct 2010). This Clause Applies Only If This Contract Exceeds \$1.5 Million.
252.211-7003	Item Unique Identification And Valuation (Dec 2013)
252.215-7008	Only One Offer
252.215-7010	Requirements for Certified Cost or Pricing Data and Data Other Than Certified Cost or Pricing Data
252.223-7002	Safety Precautions for Ammunition and Explosives
252.223-7006	Prohibition On Storage And Disposal Of Toxic And Hazardous Materials (Apr 1993)
252.223-7007	Safeguarding Sensitive Conventional Arms, Ammunition, and Explosives
252.223-7008	Prohibition Of Hexavalent Chromium (Jun 2013) (Note 2 Applies.)
252.225-7004	Reporting Of Contract Performance Outside The United States And Canada - Submission After Award (Oct 2015)
252.225-7007	Prohibition On Acquisition Of United States Munitions List Items From Communist Chinese Military
252.225-7009	Restriction On Acquisition Of Certain Articles Containing Specialty Metals (Jan 2011)
252.225-7013	Duty Free Entry (Dec 2009)
252.225-7016	Restriction On Acquisition Of Ball And Roller Bearings (Jun 2011)
252.225-7033	Waiver Of United Kingdom Levies (Apr 2003)
252.225-7043	Defense Contractors Outside the United States
252.225-7047	Exports By Approved Community Members In Performance Of The Contract. (Jun2013)
252.225-7048	Export-Controlled Items (Jun 2013)
252.225-7052	Restriction on the Acquisition of Certain Magnets, Tantalum, and Tungsten
252.225-7060	Prohibition on Certain Procurements from the Xinjiang Uyghur Autonomous Region
252.226-7001	Utilization Of Indian Organizations And Indian-Owned Economic Enterprises-- DoD Contracts And Native Hawaiian Small Business Concerns.
252.227-7015	TECHNICAL DATA -- COMMERCIAL PRODUCTS AND COMMERCIAL SERVICES
252.227-7016	Rights In Bid Or Proposal Information (Jan 2011)
252.227-7019	Validation Of Asserted Restrictions - Computer Software (Sep 2011)
252.227-7037	Validation Of Restrictive Markings On Technical Data (Jun 2012)
252.227-7038	Patent Rights—Ownership By The Contractor (Large Business) (Jun 2012)
252.228-7005	Accident Reporting And Investigation Involving Aircraft, Missiles, And Space Launch Vehicles (Dec 1991)
252.235-7003	Frequency Authorization (Dec 1991)
252.244-7000	Subcontracts For Commercial Items And Commercial Components (DoD Contracts) (Mar 2013)

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252.246-7003	NOTIFICATION OF POTENTIAL SAFETY ISSUES
252.246-7007	Contractor Counterfeit Electronic Part Detection and Avoidance System
252.246-7008	SOURCES OF ELECTRONIC PARTS
252.247-7023	Transportation Of Supplies By Sea (May 2002)
252.247-7024	Notification Of Transportation Of Supplies By Sea (Mar 2000)

REVISION HISTORY

Revision:	Date:	CDC Number:	By:
Orig Rel	07/17/26	76125	ZV