

Covered Telecommunications Equipment or Services-Representation

Section 1 – References

1. FAR 52.204-24 through 26 , FAR 4.2105(a)

2. Policy Alert # 20-124 and Rev 1

Section 2 – Merchant Representation

As prescribed in FAR 4.2105(a), the merchant completes the following representation in paragraph (c) below:

(a) Definitions. As used in this provision, “covered telecommunications equipment or services” has the meaning provided in the clause 52.204-25, Prohibition on Contracting for Certain Telecommunications and Video Surveillance Services or Equipment.

(b) Procedures. The Offeror shall review the list of excluded parties in the System for Award Management (SAM) (<https://www.sam.gov>) for entities excluded from receiving federal awards for “covered telecommunications equipment or services”. **Telecommunications equipment produced by Huawei Technologies Company or ZTE Corporation, (or any subsidiary or affiliate of such entities); Video surveillance and telecommunications equipment produced by Hytera Communications Corporation, Hangzhou Hikvision Digital Technology Company, or Dahua Technology Company (or any subsidiary or affiliate of such entities) is strictly prohibited.**

(c) Representation. The Offeror represents that it does, does not provide covered telecommunications equipment or services as a part of its offered products or services to the Government in the performance of any contract, subcontract, or other contractual instrument.

Merchant Name _____

Merchant’s Authorized Representative _____
(Typed Name)

Authorized Representative Signature and Date _____

Section 3 - Instructions

A. Cardholder (CH) provides this representation document to the merchant to complete, sign, and return to the CH.

B. Merchant completes the following:

1. Merchant goes to the following FAR site:

<https://www.acquisition.gov/content/part-52-solicitation-provisions-and-contract-clauses#id19891600I4C>

2. Merchant reads FAR Provision 52.204-24 and Clause 52.204-25.

3. Upon completion of Step 2, merchant fills out the Section 2 paragraph (c) of the form above and returns the form to the CH

C. If a merchant represents “does not,” the CH can rely on the representation and make the purchase.

D. If a merchant represents “does,” or the merchant declines to complete the Representation - the CH shall not make the purchase. Forward the requirement along with the representation to the supporting contracting office for action.

E. If it is determined that entering into a contract with the merchant does not violate the section 889 prohibitions, the supporting contracting office may provide written approval for the CH to make the purchase. The CH shall include a copy of this approval with the transaction supporting data.

F. The following GPC transactions are exempt as these transactions are payments, not purchases.

1. **Contract Payment Official - use of the GPC as a payment method only**

2. **Inter/Intra-Governmental Payments - (ex. DLA Document Services, NSN items using FedMall, or GSA Global Supply.**

3. **SF-182 Training Payments**

G. Retain all documentation that supports this representation and upload in AXOL.