**AFARS – Part 5118**

**Emergency Acquisitions**

*(Revised 01 October 2024)*

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### Subpart 5118.1 – Available Acquisition Flexibilities

#### 5118.170 Additional acquisition flexibilities.

(a) See AFARS 5106.302-7(b)(2) for DPCAP Class Deviation 2024-O0005 instructions on use of other than competitive procedures under FAR 6.302-7 for “covered contracts”.

(h) The Assistant Secretary of the Army (Acquisition, Logistics and Technology), on a non-delegable basis, shall make the notification as described in DFARS 218.170(h).

### Subpart 5118.2 – Emergency Acquisition Flexibilities

#### 5118.201 Contingency operation.

#### (9) See [Appendix GG.](https://armyeitaas.sharepoint-mil.us/:x:/r/sites/ASA-ALT-PAM-PP/AFARSPDF/AFARSGG.xlsx?d=w5cd5fba948e94467be69dbb717e123ce&csf=1&web=1&e=s85x1j) 5118.202 Defense or recovery from certain events.

(c) In accordance with section (C)(4) of [DPCAP Class Deviation 2024-O0005—Temporary Authorizations for Covered Contracts Related to Ukraine, Taiwan, and Israel](https://www.acq.osd.mil/dpap/policy/policyvault/USA002760-23-DPC.pdf) contracting officers carrying out a procurement of a product or service for a covered contract may treat the product or service as a commercial product or a commercial service for the purpose of carrying out the procurement. See 5112.102(a)(i)(B)(3). See AFARS 5153.206-93 and AFARS 5153.303-12 for instructions and sample format for reporting covered contracts applicable under this subpart to congressional defense committees.

#### 5118.270 Head of contracting activity determinations.

(e) See [Appendix GG](https://armyeitaas.sharepoint-mil.us/:x:/r/sites/ASA-ALT-PAM-PP/AFARSPDF/AFARSGG.xlsx?d=w5cd5fba948e94467be69dbb717e123ce&csf=1&web=1&e=s85x1j) for further delegation.

See [AFARS PGI 5118.2-1](https://armyeitaas.sharepoint-mil.us/:b:/r/sites/ASA-ALT-PAM-PP/PGIPDF/PGI5118.pdf?csf=1&web=1&e=IyY0Eg) for additional information on acquisition flexibilities.