**Part 5349 – Termination of Contracts**

DAFFARS PART 5349 Knowledge Center

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# **Subpart 5349.1 – GENERAL PRINCIPLES**

## **5349.101 Authorities and Responsibilities**

(b) The SCO or command-appointed termination contracting officer (TCO) must approve a termination for default or cause prior to a contracting officer taking the action. When requesting approval, the contracting officer must provide all relevant documents to include a chronology of key events, cure/show cause notices and responses thereto.

## **5349.102 Notification of Termination**

See the tailorable [Termination Authority](https://usaf.dps.mil/sites/AFCC/AQCP/KnowledgeCenter/SitePages/DAFFARS-Templates.aspx) template.

# **Subpart 5349.4 – TERMINATION FOR DEFAULT**

## **5349.402-3 Procedure for Default**

(f) Prior to making a final decision concerning termination for default, the contracting officer must forward the termination notice and the complete contract file to [AF/JACQ](mailto:AF.JACQ.ContractLaw.FieldSupportCntr.Mbx@us.af.mil) with a copy of the termination notice to [SAF/GCR](mailto:SAF.GCR.Workflow@us.af.mil) and follow the procedures in [DAFFARS 5333.290(b).](https://www.acquisition.gov/daffars/part-5333-protests-disputes-and-appeals" \l "DAFFARS_5333_290)

## **5349.402-6 Repurchase Against Contractor’s Account**

(c) The contracting officer must provide copies of assessments of excess reprocurement costs through the SCO to [AF/JACQ](mailto:AF.JACQ.ContractLaw.FieldSupportCntr.Mbx@us.af.mil).

# **Subpart 5349.5 – CONTRACT TERMINATION CLAUSES**

## **5349.501-70 Special Termination Costs**

1. See [MP5349.501-70(a)](https://www.acquisition.gov/daffars/mp5349-termination-contracts#DAFFARS_MP_5349_501_70). Submit requests to include DFARS clause 252.249-7000, *Special Termination Costs* through the cognizant HCA to [SAF/AQC](mailto:SAF.AQ.SAF-AQC.Workflow@us.af.mil) for SAF/FMB approval.

# **Subpart 5349.70 – SPECIAL TERMINATION REQUIREMENTS**

## **5349.7001 Congressional Notification on Significant Contract Terminations**

The contracting officer must submit the proposed Congressional notification through the SCO to the [cognizant HCA workflow](https://www.acquisition.gov/daffars/part-5302-definitions-words-and-terms) at least five workdays before the proposed termination date. The cognizant HCA action officer will forward the information to [SAF/LLW](mailto:SAF.LLW.Workflow@us.af.mil). The contracting officer must not release the termination notice until Congress has been notified (see [MP5349.7001](https://www.acquisition.gov/daffars/mp5349-termination-contracts)).

## **5349.7003 Notification of Anticipated Terminations or Reductions**

(b)(2)(i) The contracting officer must submit the draft notification through the SCO to the [cognizant](https://www.acquisition.gov/daffars/part-5302-definitions-words-and-terms) [HCA Workflow](https://www.acquisition.gov/daffars/part-5302-definitions-words-and-terms) as soon as the proposed termination/reduction is known. The cognizant HCA will forward the notification to SAF/AQ or SAF/SQ for signature (see [MP5349.7003](https://www.acquisition.gov/daffars/mp5349-termination-contracts)).