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**UNITED STATES AIR FORCE**

**TITLE 48 - AIR FORCE FEDERAL ACQUISITION REGULATIONS SUPPLEMENT**

**Chapter 53**

**Air Force Federal Acquisition Regulation**

**Table of Contents**

No table of contents entries found.

# Part 5349 - Termination of Contracts

[AFFARS PART 5349 Knowledge Center](https://usaf.dps.mil/sites/AFCC/KnowledgeCenter/Pages/5349.aspx)

**2019 Edition**

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[Subpart 5349.1 - GENERAL PRINCIPLES](#AFFARS_SUBPART_5349_1)

[5349.101 Authorities and Responsibilities](#AFFARS_5349_101)

[5349.102 Notification of Termination](#AFFARS_5349_102)

[Subpart 5349.4 - TERMINATION FOR DEFAULT](#AFFARS_SUBPART_5349_4)

[5349.402-3 Procedure for Default](#AFFARS_5349_402_3)

[5349.402-6 Repurchase Against Contractors Account](#AFFARS_5349_402_6)

[Subpart 5349.5 - CONTRACT TERMINATION CLAUSES](#AFFARS_SUBPART_5349_5)

[5349.501-70 Special Termination Costs](#AFFARS_5349_501_70)

[Subpart 5349.70 - SPECIAL TERMINATION REQUIREMENTS](#AFFARS_SUBPART_5349_70)

[5349.7001 Congressional Notification on Significant Contract Terminations](#AFFARS_5349_7001)

[5349.7003 Notification of Anticipated Terminations or Reductions](#AFFARS_5349_7003)

## 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/KnowledgeCenter/contracting_templates/termination_authority.pdf) 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 .

### 5349.402-6 Repurchase Against Contractors 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

(a) See [MP5301.601-90 Head of Agency (HoA), Senior Procurement Executive (SPE), Service Acquisition Executive (SAE) Delegation Matrix](#AFFARS_MP5301_601_90). Submit requests through the SCO to [SAF/AQC](mailto:SAF.AQ.SAF-AQC.Workflow@us.af.mil) for approval.

(c) The contracting officer must forward a request for SAF/FM approval through their SCO and [SAF/AQC](mailto:SAF.AQ.SAF-AQC.Workflow@us.af.mil)prior to authorizing any increase in the Government's maximum liability under the clause. [SAF/AQC](mailto:SAF.AQ.SAF-AQC.Workflow@us.af.mil) will forward the request to [SAF/FM](mailto:SAF.FM.Workflow@us.af.mil).

## 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 [SAF/AQC](mailto:SAF.AQ.SAF-AQC.Workflow@us.af.mil) at least five workdays before the proposed termination date. The SAF/AQC action officer will forward the information to SAF/LLP. The contracting officer must not release the termination notice until Congress has been notified (see ).

### 5349.7003 Notification of Anticipated Terminations or Reductions

(b)(2)(i) The contracting officer must submit the draft notification through the SCO to [SAF/AQC](mailto:SAF.AQ.SAF-AQC.Workflow@us.af.mil) as soon as the proposed termination/reduction is known. SAF/AQC will forward the notification to SAF/AQ for signature (see ).