

**SUBPART 233.2—DISPUTES AND APPEALS**

*(Revised June 21, 2005)*

**233.204 Policy.**

When it would be helpful in reviewing the current claim, the contracting officer should get information on claims previously filed by the contractor with other contracting officers.

**233.204-70 Limitations on payment.**

See 10 U.S.C. 2410(b) for limitations on Congressionally directed payment of a claim under the Contract Disputes Act of 1978, a request for equitable adjustment to contract terms, or a request for relief under Pub. L. 85-804.

**233.210 Contracting officer's authority.**

DFARS 243.105(a) limits contracting officer authority.

**233.215 Contract clause.**

Use Alternate I of the clause at FAR 52.233-1, Disputes, when—

- (1) The acquisition is for—
  - (i) Aircraft
  - (ii) Spacecraft and launch vehicles
  - (iii) Naval vessels
  - (iv) Missile systems
  - (v) Tracked combat vehicles
  - (vi) Related electronic systems;
- (2) The contracting officer determines that continued performance is—
  - (i) Vital to the national security, or
  - (ii) Vital to the public health and welfare; or

(3) The head of the contracting activity determines that continued performance is necessary pending resolution of any claim that might arise under or be related to the contract.

**233.215-70 Additional contract clause.**

Use the clause at 252.233-7001, Choice of Law (Overseas), in solicitations and contracts when contract performance will be outside the United States and its outlying areas, unless otherwise provided for in a government-to-government agreement.