

# Defense Federal Acquisition Regulation Supplement

## Part 212—Acquisition of Commercial Items

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### SUBPART 212.1—ACQUISITION OF COMMERCIAL ITEMS - GENERAL (Revised September 23, 2016)

#### 212.102 Applicability.

(a)(i) When using FAR part 12 procedures for acquisitions exceeding \$1 million in value, except for acquisitions made pursuant to FAR 12.102(f)(1), the contracting officer shall—

(A) Determine in writing that the acquisition meets the commercial item definition in FAR 2.101;

(B) Include the written determination in the contract file; and

(C) Obtain approval at one level above the contracting officer when a commercial item determination relies on subsections (1)(ii), (3), (4), or (6) of the “commercial item” definition at FAR 2.101.

(ii) Follow the procedures at [PGI 212.102\(a\)](#).