



ACQUISITION,  
TECHNOLOGY  
AND LOGISTICS

OFFICE OF THE UNDER SECRETARY OF DEFENSE  
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WASHINGTON, DC 20301-3000

In reply refer to:  
DARS Tracking Number: 2007-00012

MEMORANDUM FOR DIRECTORS, DEFENSE AGENCIES

DEC 21 2007

DEPUTY ASSISTANT SECRETARY OF THE  
ARMY (POLICY AND PROCUREMENT),  
ASA (ALT)

DEPUTY ASSISTANT SECRETARY OF THE NAVY  
(ACQUISITION AND LOGISTIC MANAGEMENT),  
ASN (RDA)

DEPUTY ASSISTANT SECRETARY OF THE  
AIR FORCE CONTRACTING), SAF/AQC  
DEPUTY DIRECTOR, ARMY CONTRACTING  
AGENCY

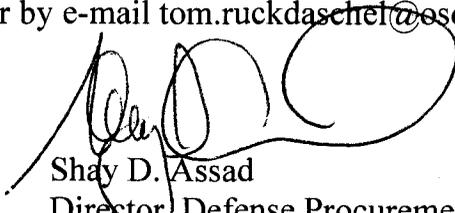
DIRECTOR, DEFENSE CONTRACT MANAGEMENT  
COMMAND

SUBJECT: Class Deviation from FAR Parts 45 and 52

All Military Departments and Defense Agencies shall deviate from certain requirements of FAR Parts 45 and 52. This Class Deviation deletes the definition of "Plant Equipment" and amends the definition of Real Property to remove the reference to "Plant Equipment." The term Plant Equipment is no longer used within DoD.

This class deviation is mandatory for all solicitations issued after January 1, 2008 where "Real Property" is addressed. Contracting officers may modify existing contracts consistent with "FAR 1.108 (d), application of FAR changes to solicitations and contracts."

This Class Deviation will remain in-place indefinitely, or until such time as the FAR is revised to delete the definition of Plant Equipment and its use within the definition of Real Property. If you have any questions or need additional information, please contact Mr. Tom Ruckdaschel at 703-602-8007, or by e-mail [tom.ruckdaschel@osd.mil](mailto:tom.ruckdaschel@osd.mil).

  
Shay D. Assad  
Director, Defense Procurement  
and Acquisition Policy

Attachments:  
As stated



Class deviation

**PART 45—GOVERNMENT PROPERTY**

\* \* \* \* \*

**45.101. Definitions.**

As used in this part—

\* \* \* \* \*

~~“Plant equipment, means personal property of a capital nature (including equipment, machine tools, test equipment, furniture, vehicles, and accessory and auxiliary items) for use in manufacturing supplies, in performing services, or for any administrative or general plant purpose. It does not include special tooling or special test equipment.”~~

\* \* \* \* \*

“Real property” means land and rights in land, ground improvements, utility distribution systems, and buildings and other structures. It does not include foundations and other work necessary for installing ~~special tooling, special test equipment, or plant equipment~~ **[personal property]**.

\* \* \* \* \*

**52.245-1 Government Property (June 2007) (Deviation)**

(a) *Definitions.* As used in this clause—

\* \* \* \* \*

~~“Plant equipment, means personal property of a capital nature (including equipment, machine tools, test equipment, furniture, vehicles, and accessory and auxiliary items) for use in manufacturing supplies, in performing services, or for any administrative or general plant purpose. It does not include special tooling or special test equipment.”~~

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“Real property” means land and rights in land, ground improvements, utility distribution systems, and buildings and other structures. It does not include foundations and other work necessary for installing ~~special tooling, special test equipment, or plant equipment~~ **[personal property]**.

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