

## 9.308-2 Testing performed by the Government.

(a)

(1) The *contracting officer shall* insert the clause at 52.209-4, *First Article Approval-Government Testing*, in *solicitations* and contracts when a fixed-price contract is contemplated and it is intended that the contract require *first article approval* and that the Government will be responsible for conducting the *first article* test.

(2) If it is intended that the contractor be required to produce the *first article* and the production quantity at the same facility, the *contracting officer shall* use the basic clause with its *Alternate I*.

(3) If it is necessary to authorize the contractor to purchase material or to commence production before *first article approval*, the *contracting officer shall* use the basic clause with its *Alternate II*.

(b)

(1) The *contracting officer shall* insert a clause substantially the same as the clause at 52.209-4, *First Article Approval-Government Testing*, in *solicitations* and contracts when a cost-reimbursement contract is contemplated and it is intended that the contract require *first article approval* and that the Government be responsible for conducting the *first article* test.

(2) If it is intended that the contractor be required to produce the *first article* and the production quantity at the same facility, the *contracting officer shall* use a clause substantially the same as the clause at 52.209-4, *First Article Approval-Government Testing*, with its *Alternate I*.

(3) If it is necessary to authorize the contractor to purchase material or to commence production before *first article approval*, the *contracting officer shall* use a clause substantially the same as the clause at 52.209-4, *First Article Approval-Government Testing*, with its *Alternate II*.

**Parent topic:** 9.308 Contract clauses.