

Subpart 5325.70 – AUTHORIZATION ACTS, APPROPRIATIONS ACTS, AND OTHER STATUTORY RESTRICTIONS ON FOREIGN ACQUISITION

Parent topic: [Part 5325 - Foreign Acquisition](#)

5325.7002-2 Exceptions

(b)(1)(iv) When the contracting officer determines through market research that an article or suitable substitute is not available from a domestic source, the contracting officer must submit a [Domestic Non-availability Determination \(DNAD\)](#) through the SCO to the [cognizant HCA Workflow](#) for approval by the Secretary of the Air Force (nondelegable). See [MP5325.7002-2](#).

5325.7003-3 Exceptions

(b)(5)(i) When the contracting officer determines through market research that a specialty metal melted or produced in the United States or its possessions cannot be procured in satisfactory quality and sufficient quantity, and in the required form, as and when needed at a fair and reasonable price, submit a [DNAD](#). The DNAD must be submitted through the SCO to the [cognizant HCA Workflow](#) for approval by the Secretary of the Air Force (nondelegable).

(c)(2) When a contractor or offeror submits a “Commercial Derivative Military Article-Specialty Metals Compliance Certificate” ([DFARS 252.225-7010](#)) for streamlined compliance for Commercial Derivative Military Articles (CDMA), the Secretary of the Air Force must determine that the item is a CDMA as defined at [DFARS 252.225-7009](#) before using the rules for streamlined compliance for CDMA. The contracting officer must follow the procedures in [DFARS PGI 225.7003-3](#) and submit the [CDMA D&F](#) through the SCO to [the cognizant HCA Workflow](#) for approval by the Secretary of the Air Force (nondelegable). See [MP5325.7003-3](#).

5325.7008 Waiver of Restrictions of 10 U.S.C. 4864

(b) See [MP5301.601\(a\)\(i\)](#).

5325.7021-3 National security waiver of disclosure

See [MP5301.601\(a\)\(i\)](#).