Collection Instrument 0750-0xxx, Prohibition on Certain Procurements from the Xinjiang Uyghur Autonomous Region

252.225-70UU Prohibition on Certain Procurements from the Xinjiang Uyghur Autonomous Region-Certification.

As prescribed in 225.70YY-5(a), use the following provision:

PROHIBITION ON CERTAIN PROCUREMENTS FROM THE XINJIANG UYGHUR AUTONOMOUS REGION-CERTIFICATION (DATE)

- (a) *Definitions.* "Forced labor", "Person", and "XUAR", as used in this provision, have the meaning given in the 252.225-70VV, Prohibition on Certain Procurements from the Xinjiang Uyghur Autonomous Region, clause of this solicitation.
- (b) *Prohibition.* DoD may not knowingly procure any products mined, produced, or manufactured wholly or in part by forced labor from XUAR or from an entity that has used labor from within or transferred from XUAR as part of any forced labor programs, as specified in paragraph (b) of the 252.225-70VV, Prohibition on certain procurements from the Xinjiang Uyghur Autonomous Region, clause of this solicitation.
 - (c) Certification.
- (1) The Offeror does [] does not [] certify that the Offeror has made a good faith effort to determine that forced labor from XUAR was not or will not be used in the performance of a contract resulting from this solicitation.
- (2) Offerors who do not certify having made a good faith effort will not be eligible for award.

(End of provision)

252.225-70VV Prohibition on Certain Procurements from the Xinjiang Uyghur Autonomous Region.

As prescribed in 225.70YY-5(b), use the following clause:

PROHIBITION ON CERTAIN PROCUREMENTS FROM THE XINJIANG UYGHUR AUTONOMOUS REGION (DATE)

(a) Definitions. As used in this clause—

"Forced labor" means all work or service which is exacted from any person under the menace of any penalty for its nonperformance and for which the worker does not offer themselves voluntarily.

"Person" means-

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- (1) A natural person, corporation, company, business association, partnership, society, trust, or any other nongovernmental entity, organization, or group; or
- (2) Any successor, subunit, parent entity, or subsidiary of, or any entity under common ownership or control with, any entity described in paragraph (1) of this definition.

"XUAR" means the Xinjiang Uyghur Autonomous Region of the People's Republic of China.

- (b) *Prohibition*. The Contractor shall not provide any products mined, produced, or manufactured wholly or in part by forced labor from XUAR or from an entity that has used labor from within or transferred from XUAR as part of any forced labor programs throughout the period of performance of the contract.
- (c) Subcontracts. The Contractor shall insert this clause, including this paragraph (c), without alteration other than to identify the appropriate parties, in subcontracts including subcontracts for commercial items and commercially available off-the-shelf items.

(End of clause)