

## STANDARD PROVISIONS

### SECTION 6. DEFINITIONS USED IN THIS CONTRACT:

(a) "Authorized Officer" means any employee of the Bureau of Land Management (BLM) to whom has been delegated the authority to take action in connection with this contract.

(b) Animal Unit Month (AUM) means the amount of forage required for one mature cow for 1 month.

c) Controlled means being responsible for providing care and management of the livestock.

### SECTION 7. VIOLATIONS, SUSPENSION, AND CANCELLATION.

If Purchaser violates any of the provisions of this contract, the Authorized Officer may, by written notice, suspend any further operations of Purchaser, except such operations as may be necessary to remedy any violations. If Purchaser fails to remedy all violations within thirty (30) calendar days after receipt of the suspension notice, the Authorized Officer may, by written notice, cancel this contract and take appropriate action to recover all damages suffered by Government by reason of such violation.

### SECTION 8. RESPONSIBILITY FOR DAMAGE SUFFERED, COST, OR EXPENSE INCURRED BY THE GOVERNMENT.

Purchaser shall be liable for any damages suffered by the Government arising out of any operations under this contract whenever such damage results from any breach of contract or wrongful or negligent act of Purchaser, his contractors, subcontractors, or their employees. Purchaser shall pay the Government for such damages upon written demand by the Authorized Officer.

### SECTION 9. NON-GRAZING SIMULTANEOUS USE OF CONTRACT AREA BY OTHERS.

If the Authorized Officer determines that other use of the contract area will not seriously interfere with the operations of Purchaser, he may issue permits, leases, or contracts for the simultaneous use of the contract area by others.

### SECTION 10. EQUAL OPPORTUNITY CLAUSE.

During the performance of this contract the Purchaser agrees as follows:

(a) The Purchaser will not discriminate against any employee or applicant for

employment because of race, creed, color, or national origin. The Purchaser will take affirmative action to ensure that applicants are employed, and that employees are treated during employment, without regard to their race, creed, color, or national origin. Such action shall include, but not be limited to the following: employment upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship.

The Purchaser agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Authorized Officer setting forth the provisions of this nondiscrimination clause.

- (b) The purchaser will, in all solicitations or advertisements for employees placed by or on behalf of the purchaser, state that all qualified applicants will receive consideration for employment without regard to race, creed, color, or national origin.
- c) The Purchaser will send to each labor union or representative of workers with which he has collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency Authorized Officer, advising the labor union or workers' representative of the Purchaser's commitments under Section 202 of Executive Order No. 11246 of September 24, 1965, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.
- (d) The Purchaser will comply with all provisions of Executive Order No. 11246 of September 24, 1965, and by rules, regulations, and relevant orders of the Secretary of Labor.
- (e) The Purchaser will furnish all information and reports required in Executive Order No. 11246 of September 24, 1965, and by rules, regulations, and orders of the Secretary of Labor, or pursuant thereto, and will permit access to his books, records and accounts by the contracting agency and the Secretary of Labor for purposes of investigation to ascertain compliance with such rules, regulations, and orders.
- (f) In the event of the Purchaser's noncompliance with the nondiscrimination clauses of this contract or with any of such rules, regulations, or orders, this contract may be cancelled, terminated or suspended in whole or in part and the Purchaser may be declared ineligible for further Government contracts in accordance with procedures authorized in Executive Order No. 11246 of September 24, 1965, and such other sanctions may be imposed and remedies invoked as provided in Executive Order No. 11246 of September 24, 1965, or by rule, regulation, or order of the Secretary of Labor, or as otherwise provided by law.
- (g) The Purchaser will include the provisions of paragraphs (a) through (g) in every subcontract or purchase order unless exempted by rules, regulations, or orders of the Secretary of Labor issued pursuant to Sec. 204 of Executive Order No. 11246 or

September 24, 1965, so that such provisions will be binding upon each action with respect to any subcontract or purchase order as the contracting agency may direct as a

means of enforcing such provisions including sanctions for noncompliance: provided, however, that in the event the Purchaser becomes involved in, or is threatened with, litigation with a subcontractor or vendor as a result of such direction by the contracting agency the Purchaser may request the United States to enter into such litigation to protect the interests of the United States.

#### **SECTION 11. OFFICIALS NOT TO BENEFIT.**

No Member of, or Delegate to, Congress, or Resident Commissioner, after his election or appointment, or either before or after he has qualified and during his continuance in office, and no officer, agent, or employee of the Department of the Interior, except as provided in 43 CFR 7.4(a)(1), shall be admitted to any share or part in this contract or derive any benefit that may arise therefrom; and the provisions of Sec. 3741 of the Revised Statutes of the United States, as amended (41 USC Sec. 22), and Sections 431, 432, and 433, Title 18, USC relating to contracts, enter into and form a part of this contract so far as the same may be applicable.

#### **SECTION 12. APPEAL.**

An appeal may be taken from any decision of any officer of the Bureau of Land Management to the Board of Land Appeals pursuant to the Rules of Practice (43 CFR Part 4 Subpart E).

#### **SECTION 13. TERMS AND CONDITIONS.**

Purchaser shall comply with the following special provisions unless otherwise authorized, in writing by the Authorized Officer.