

**D404**

**EXPLOSIVES**

1. Seller shall take all reasonable safety and occupational health measures consistent with standard industry practice in performing this contract. Seller shall comply with all Federal, State, and local laws applicable to safety and occupational health and with the safety and occupational health standards, specifications, reporting requirements, and any other relevant requirements of this contract. Seller shall immediately notify Buyer's Authorized Procurement Representative of any accident or mishap involving explosives at all tiers, during performance of the contract.
  
2. If this solicitation or contract is in support of a DOD prime contract or subcontract, the following additional requirements apply:
  - a. Seller shall comply with DFARS 252.223-7002, 252.223-7003, and DoD Manual 4145.26. Seller shall provide evidence of compliance to 252.223-7002, 252.223-7003, and DoD Manual 4145.26 including for sub tier suppliers at any tier, upon Buyer's request.
  
  - b. Seller shall submit Boeing Form X40446, DFARS 252.223-7002 Safety Precautions for Ammunition and Explosives (AE) Survey, on an annual basis to [CompanyOrdAdministration@exchange.boeing](mailto:CompanyOrdAdministration@exchange.boeing) and copy Buyer's Authorized Procurement Representative. In the event Buyer deems that an on-site visit is required, Seller shall permit access to facilities, personnel, process documentation, and objective evidence of compliance.
  
  - c. Upon the occurrence of an event required to be reported under DoD Manual 4145.26, chapter 2 at any of Seller's facilities or the facilities of any of Seller's sub-tier suppliers at any level, Seller shall, simultaneously with its submission to the government, submit a copy of the report required by section C2.5 of DoD Manual 4145.26 to Buyer's Authorized Procurement Representative.
  
3. Prior to packaging, Seller will identify, mark, and/or label each deliverable unit with the identifying information required by all applicable laws, regulations and/or contractual requirements.
  
4. Each individual package containing an explosive or explosive device (inner packages) must:

- a. Meet or exceed the inner container requirements of 49 CFR, and
  - b. Meet the following hazard identification and communication requirements:
    - i. Manufacturer Name or identification code,
    - ii. Manufacturer item specific information including:
      1. Part Number,
      2. Lot Number,
      3. Serial Number,
      4. Net Explosive Weight, and
      5. Shelf life expiration date
  - c. Department of Transportation (DOT) information including:
    - i. Hazard class/division (1.1, 1.2, 1.3, 1.4, 1.5, or 1.6),
    - ii. Storage compatibility code (A, B, C, D, F, G, H, J, L, K, or S),
    - iii. DOT explosive approval letter number (the "EX," "CA," or "IHC" number)
5. Each outer package or shipping container containing explosives, must meet the requirements of section 1 of this document, as well as the following:
- a. Meet or exceed the outer container requirements of 49 CFR, and
  - b. Meet the marking and labeling requirements, for the applicable mode of transportation, for Dangerous Goods in Transportation.
  - c. A copy of the packing sheet will be affixed to the outside of, and another copy will be placed inside of, each shipping container,
6. Seller's packing sheet will include, but is not limited to, the following information:
- a. Seller's name and address,
  - b. Seller's ATF Federal Explosives License or Permit number (as applicable)
  - c. Delivery address
  - d. DOT information including:
    - i. UN Identification Number,
    - ii. Proper Shipping Name, Hazard Class/Division,

## **BDS Terms and Conditions Guide**

**Clause Number: D404**

**Effective: 07/12/2024**

**Page 3 of 3**

- iii. Packaging Group (as applicable), and
- iv. Additional Descriptions (as required).
- e. Special handling instructions
- f. Part number(s)
- g. Total number of Pieces in package
- h. Lot Number and serial number(s) for all items in each shipping package
- i. Shelf life and date of manufacture