



GC Newsletter

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DEFINITION OF COST OR PRICING DATA

FAR Case 2005-036 proposes to amend the FAR to revise the definition of “cost or pricing data”; change the term “information other than cost or pricing data” to “data other than certified cost or pricing data”; add a definition of “certified cost or pricing data”; and to clarify the need to obtain data other than certified cost or pricing data when there is no means to determine fair and reasonable pricing during price analysis.

To alleviate confusion over the difference between “cost or pricing data” and “information other than cost or pricing data” both terms are referring to the same information/data. The distinguishing characteristic of certified cost or pricing data is certification, and not the level of detail of the cost or pricing data. It is emphasized that the contracting officer should be free to as for any information necessary to determine the price to be fair and reasonable.

The term “information other than cost or pricing data” is to be changed to “data other than certified cost or pricing data” establishing that the underlying data can be the same and that the difference occurs when the data is required to be certified.

The full text of this proposed amendment can be found in the Federal Register, April 23, 2007 (Volume 72, Number 77), Proposed Rules, Pages 20092-20104.

Written comments are to be submitted to FAR Secretariat via the Federal eRulemaking Portal at www.regulations.gov, via fax at 202-501-4067 or via mail to the General Services Administration, regulatory Secretariat (VIR), 1800 F Street, N.W., Room 4035, Attn: Laurieann Duarte, Washington, D.C. 20405. Please reference FAR Case 2005-036.



7918 Jones Branch Drive · Suite 750 · McLean, VA 22102 · Telephone: 703-748-5808 · Fax: 703-226-1122

www.GaffeyCPA.com