**252.225-7966 Prohibition Regarding Russian Fossil Fuel Business Operations—Representation (Deviation 2024-O0006, Revision 1).**

Use the following provision in solicitations that include the clause at 252.225-7967:

PROHIBITION REGARDING RUSSIAN FOSSIL FUEL BUSINESS OPERATIONS—REPRESENTATION (DEVIATION 2024-O0006, REVISION 1)(MAR 2024)

 (a) *Definitions*. The terms *business operations* and *fossil fuel company* have the meanings given

in the 252.225-7967 clause of this solicitation.

 (b) *Representation*. By submission of an offer, the Offeror represents it is not, or that it does not knowingly have fossil fuel business operations with an entity or individual that is, 50 percent or more owned, individually or collectively, by—

 (1) An authority of the government of the Russian Federation; or

 (2) A fossil fuel company that operates in the Russian Federation, except if the fossil fuel company transports oil or gas—

 (i) Through the Russian Federation for sale outside of the Russian Federation; and

 (ii) That was extracted from a country other than the Russian Federation with respect to the energy sector of which the President has not imposed sanctions as of the date on which the contract is awarded.

(End of provision)

**252.225-7967 Prohibition Regarding Russian Fossil Fuel Business Operations (Deviation 2024-O0006, Revision 1).**

As prescribed in Class Deviation 2024-O0006, Revision 1, use the following clause:

**PROHIBITION REGARDING RUSSIAN FOSSIL FUEL BUSINESS OPERATIONS**

**(DEVIATION 2024-O0006, REVISION 1) (FEB 2024)**

 (a) *Definitions*. As used in this clause—

 *“Business operations”* means knowingly engaging in commerce in any form, including acquiring, developing, maintaining, owning, selling, possessing, leasing, or operating equipment, facilities, personnel, products, services, personal property, real property, or any other known apparatus of business or commerce. The term does not include—

 (1) Any shipment subject to price caps as specified in the—

 (i) “Statement of the G7 and Australia on a Price Cap for Seaborne Russian-Origin Crude Oil”, issued on December 2, 2022, between member countries of that coalition; or

 (ii) “Statement of the G7 and Australia on Price Caps for Seaborne Russian-Origin Petroleum Products Berlin, Brussels, Canberra, London, Ottawa, Paris, Rome, Tokyo, Washington”, issued on February 4, 2023, between such members, if such shipment complies with the applicable price caps; or

 (A) Actions taken for the benefit of the country of Ukraine, as determined by the Secretary; or

 (B) Actions taken to support the suspension or termination of business operations for commercial activities during the period beginning on the effective date and ending on December 31, 2029, including—

 (1) Any action to secure or divest from facilities, property, or equipment;

 (2)The provision of products or services provided to reduce or eliminate operations in territory internationally recognized as the Russian Federation or to comply with sanctions relating to the Russian Federation; and;

 (3) Activities that are incident to liquidating, dissolving, or winding down a subsidiary or legal entity in Russia.

 *Fossil fuel company* means an entity or individual that—

 (1) Carries out oil, gas, or coal exploration, development, or production activities;

 (2) Processes or refines oil, gas, or coal; or

 (3) Transports, or constructs facilities for the transportation of, Russian oil, gas, or coal.

 (b) *Prohibition*. In accordance with section 804 of the National Defense Authorization Act for Fiscal Year 2024 (Pub. L. 118-31), the Contractor is prohibited from entering into a subcontract or other contractual instrument for the procurement of products or services with any entity or individual that is known to be, or that is known to have fossil fuel business operations with an entity or individual that is, not less than 50 percent owned, individually or collectively, by—

 (1) An authority of the government of the Russian Federation; or

 (2) A fossil fuel company that operates in the Russian Federation, except if the fossil fuel company transports oil or gas—

 (i) Through the Russian Federation for sale outside of the Russian Federation; and

 (ii) That was extracted from a country other than the Russian Federation with respect to the energy sector of which the President has not imposed sanctions as of the date on which the contract is awarded.

 (c) *Subcontracts*. The Contractor shall insert the substance of this clause, including this paragraph (c), in all subcontracts and other contractual instruments, including those for the acquisition of commercial products or commercial services.

(End of clause)