

# PART 914 – SEALED BIDDING

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## **PART 914 – SEALED BIDDING**

### **Subpart 914.4 – Opening of Bids and Award of Contract**

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#### **914.404 – Rejection of bids.**

914.404-1 Cancellation of invitations after opening.

914.407 Mistakes in bids.

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914.409-2 Award of classified contracts.

### **Subpart 914.5 – Two-Step Sealed Bidding**

914.502 Conditions for use.

Authority: 42 U.S.C. 7101 et seq., and 50 U.S.C. 2401 et seq..

Source: 49 FR 11954, Mar. 28, 1984, unless otherwise noted.

### **Subpart 914.4 – Opening of Bids and Award of Contract**

#### **914.404 Rejection of bids.**

##### **914.404-1 Cancellation of invitations after opening.**

(c) The Senior Procurement Executives have been delegated authority to make the determination under 48 CFR 14.404-1(c) and (e) and have redelegated this authority to the Heads of the Contracting Activities without power of redelegation.

[50 FR 12184, Mar. 27, 1985, as amended at 74 FR 36362, July 22, 2009; 76 FR 7692, Feb. 11, 2011]

#### **914.407 Mistakes in bids.**

##### **914.407-3 Other mistakes disclosed before award.**

(e) Pursuant to 48 CFR 14.407-3(e), the Senior Procurement Executives, have been delegated authority by the Secretary to make the determinations under 48 CFR 14.407-3. In the case of mistakes in bids alleged after opening of bids and before award, the Senior Procurement Executives have redelegated this authority to the Heads of Contracting Activities without power of redelegation and to make administrative determinations regarding withdrawal of bids as provided for in 48 CFR 14.407-3, providing that each such determination shall be approved by Legal Counsel.

[49 FR 11954, Mar. 28, 1984, as amended at 56 FR 41964, Aug. 26, 1991; 59 FR 9105, Feb. 25, 1994. Redesignated and amended at 67 FR14871, Mar. 28, 2002; 74 FR 36363, July 22, 2009; 76 FR 7692, Feb. 11, 2011]

##### **914.407-4 Mistakes after award.**

The Senior Procurement Executives have been delegated authority to make the determinations under 48 CFR 14.407-4. Mistakes in bids after award, together with the data set forth in 48 CFR 14.407-4(e), shall be submitted to the appropriate Senior Procurement Executive for decision.

[49 FR 11954, Mar. 28, 1984. Redesignated and amended at 67 FR14871, Mar. 28, 2002; 74 FR 36363, July 22, 2009; 76 FR 7692, Feb. 11, 2011]

##### **914.409-2 Award of classified contracts.**

DOE regulations regarding the safeguarding of restricted data and procedures for its destruction are contained at 10 CFR Part 1016.

[49 FR 11954, Mar. 28, 1984, as amended at 59 FR 9105, Feb. 25, 1994. Redesignated at 74 FR 36363, July 22, 2009; 76 FR 7692, Feb. 11, 2011]

#### **Subpart 914.5 – Two-Step Sealed Bidding**

##### **914.502 Conditions for use.**

(c) Use of the two-step sealed bidding method shall be approved by the Head of the Contracting Activity. The contracting officer shall submit a written request for approval justifying its use in accordance with 48 CFR 14.502.

[50 FR 12184, Mar. 27, 1985; 76 FR 7692, Feb. 11, 2011]