

**TITLE: CIB 94-16 Retention of Set-Aside Procurements**

September 2, 1994

MEMORANDUM FOR ALL CONTRACTING OFFICERS AND NEGOTIATORS

FROM: DAA/M, Michael Sherwin, Procurement Executive

SUBJECT: Retention of Set-Aside Procurements

**CONTRACT INFORMATION BULLETIN 94-16**

It is the policy of USAID to retain requirements in Set-Aside Programs [Small Business, 8(a), and Disadvantaged Enterprise] unless it has been demonstrated to the satisfaction of both the Contracting Officer and the Office of Small and Disadvantaged Business Utilization/Minority Resource Center (OSDBU/MRC) that compelling reasons exist to take the requirement out of a Set-Aside Program, or that it is impracticable to retain the requirement in the Programs.

Tests of impracticability include, but are not limited to:

- A joint determination by the Contracting Officer and by OSDBU/MRC that the requirement has sufficiently changed so that the new Statement of Work can no longer be identified as the same Statement of Work that was originally offered to the U. S. Small Business Administration's 8(a) Program.
- Time constraints will not permit either normal or expedited processing of the 8(a) procurement by the U. S. Small Business Administration.
- Neither the Technical/Project Office nor OSDBU/MRC can identify at least two qualified participants of the Set-Aside Program to perform the Statement of Work.

Questions concerning this CIB may be addressed to Ivan Ashley, Director, OSDBU/MRC.