

FINDINGS

1. The proposed contract will provide that the contractor fabricate and furnish approximately 10,000 LAU-3A/A rocket launchers together with reports.

2. This procurement is a part of the national defense buildup as authorized by Congress and directed by the President in the light of the international situation, and is in accordance with CNO Memo OP 90/CLS Serial 0083P90 of August 5, 1961 (secret control No. K13045), which enclosed SECNAV Memo Serial 00236 which, in turn, had inscribed thereon the handwritten approval and policy determination of the Secretary of Defense. Among other things, these directives called for the procurement of consumable ordnance materials to fulfill current deficiencies in order to give our operating forces staying power for any type of combat situation. The quantities of materials to be procured had to be within the production capacities of available firms and deliverable by June 30, 1962. In implementing these directives, the Bureau of Naval Weapons established a shopping list under program directive No. 62081 dated August 21, 1961, which includes the subject rocket launchers. Inclusion in this shopping list indicates that the equipments are urgently needed and essential to the state of national preparedness. It is estimated that 90 days would be consumed in conducting formal advertising on an accelerated basis. There is inadequate time to pursue the procedures involved in formal advertising and still meet the delivery deadline of June 30, 1962. Immediate award of contract with delivery commencing in January 1962 is required in order to comply with the orders of higher authority, since any source will need at least 60 days to begin quantity production.

3. Chromcraft Corp. is a previous proven producer of the LAU-3A/A for the Air Force. This firm has the required technical know-how and production facilities to meet the required delivery commencing in January 1962, so that deployment schedules may be met. The delays incident to formal advertising would unduly delay this procurement, and have detrimental effects on the national defense effort.

DETERMINATION

The proposed contract is for property or services for which the public exigency will not permit the delay incident to formal advertising.

JULIAN A. ROSS,

DECEMBER 5, 1961.

Contracting Officer, Bureau of Naval Weapons.

DETERMINATION AND FINDINGS (CONTRACT NO. NOW 64-0035-F)

AUTHORITY TO NEGOTIATE INDIVIDUAL CONTRACT WHEN THE PUBLIC EXIGENCY WILL NOT PERMIT THE DELAY INCIDENT TO FORMAL ADVERTISING

Upon the basis of the following findings and determination, the proposed contract described below may be negotiated without formal advertising pursuant to the authority of title 10, United States Code, section 2304(a)(2).

FINDINGS

1. The proposed contract with Chromcraft Corp., will provide for the furnishing of approximately 3,344 LAU-3A rocket launchers.

2. The proposed contract is to provide supplies requisitioned by the Air Force in support of war readiness material requirements applicable to F-100 and F4C aircraft operational commitments. Delivery of these supplies is required during July and August 1963. Since issue priority designator 1 has been assigned this purchase requirement by the Air Force in accordance with uniform material issue priority system, the use of formal advertising would be impracticable.

3. In accordance with ASPR 3-202.2(vi), negotiation under the public exigency is authorized when a purchase requirement is assigned an issue designator 1-6.