

## 32.1003 Criteria for use.

The *contracting officer* may use performance-based payments for individual orders and contracts provided-

- (a) The *contracting officer* and *offeror* agree on the performance-based payment terms;
- (b) The contract, individual order, or *line item* is a fixed-price type;
- (c) For indefinite delivery contracts, the individual order does not provide for progress payments;  
and
- (d) For other than indefinite delivery contracts, the contract does not provide for progress payments.

**Parent topic:** [Subpart 32.10 - Performance-Based Payments](#)