

## 46.102 Policy.

Agencies *shall* ensure that-

(a) Contracts include *inspection* and other quality requirements, including *warranty* clauses when appropriate, that are determined necessary to protect the Government's interest;

(b) *Supplies* or services (including *commercial services*) tendered by contractors meet contract requirements;

(c) *Government contract quality assurance* is conducted before *acceptance* (except as otherwise provided in this part), by or under the direction of Government personnel;

(d) No contract precludes the Government from performing *inspection*;

(e) Nonconforming *supplies* or services are rejected, except as otherwise provided in [46.407](#);

(f) Contracts for *commercial products* rely on a contractor's existing quality assurance system as a substitute for compliance with Government *inspection* and *testing* before tender for *acceptance* unless customary market practices for the *commercial product* being acquired permit in-process *inspection* ([41 U.S.C. 3307](#)). Any in-process *inspection* by the Government *shall* be conducted in a manner consistent with commercial practice; and

(g) The quality assurance and *acceptance* services of other agencies are used when this will be effective, economical, or otherwise in the Government's interest (see [42.002](#) and [subpart 42.2](#)).

**Parent topic:** [Subpart 46.1 - General](#)