



OCCAR-EA
OCCAR Management Procedure

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This document replaces: OMP 6 Issue 1 dated 03/08/07

Record of changes

| Date | Issue | Changes |
|----------|---------|---|
| 03/08/07 | Issue 1 | Initial issue |
| 10/06/14 | Issue 2 | Updated to incorporate new Annex OMP 6-A Issue 4, covering the result of the full review of the OCCAR Standard Articles (changes oriented to allow arrangements for contracts to be placed for services during the In-Service Phase, as well as improvements in the provisions for Health, Safety Hazard Control and Environment protection. Previous Articles 1.8 to 1.10 have been modified and subsumed into a new single Article 1.8), and new Annex OMP 6-B Issue 1, "Cost Analysis Audit and Price Investigation", previously included in OMP 1 as Annex OMP 1-D. |

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List of acronyms/definitions/explanations

| | |
|----------|--|
| BoS | Board of Supervisors |
| OCCAR | Organisation Conjointe de Coopération en matière d'Armement |
| OCCAR-EA | Organisation Conjointe de Coopération en matière d'Armement – Executive Administration |
| OMP | OCCAR Management Procedure |
| PP | Policy Paper |

1. **Introduction**

This OMP provides at Annex OMP6-A OCCAR's Standard contractual terms and conditions (referred to as Articles) to be included in Contracts awarded by OCCAR when OCCAR acts in the name of or in the name and on behalf of OCCAR Member and Non Member States participating in an OCCAR managed Programme.

Annex OMP 6-A is to be amended accordingly when OCCAR acts in its own name and for the benefit of OCCAR Member and Non Member States participating in an OCCAR managed Programme.

2. **Scope**

This OMP covers Contracts (and Contract amendments) let by OCCAR-EA in accordance with the specific Programme Decisions and funded by the Operational Budget.

3. **Related documentation**

| | |
|-------|--|
| OCCAR | Convention |
| OMP 1 | Principal Programme Management Procedure |
| OMP 2 | Programme Integration Procedures |
| OMP 4 | Legal Issues |
| OMP 5 | Contract Placement Procedure |

4. **Related forms & templates**

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|--------------|---|
| Form OMP 6-1 | OCCAR and National Commercial Points of Contact |
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This form shall be kept up to date by OCCAR-EA Central Office commercial points of contact upon information sent to him/her by the Member States commercial points of contact.

Changes made to that form do not require re-approval of OMP6 by all OCCAR Member States.

5. **Use**

5.1 This OMP should be read and used in conjunction with OMP 5 - Contract Placement Procedure.

5.2 OCCAR Standard Articles are applicable in their entirety unless otherwise decided by the Approving Authority (see OMP 5 – Article 5.4); where the Approving Authority is the Programme Committee, this decision will be taken unanimously by the Programme Participating States that are parties to the Contract only.

When non-applicability, changes, supplements, divergences or additional details, are not compliant with other OCCAR regulations (e.g. OMPs, PP14-2 Global Balance Policy), they will be subject to the express agreement of the BoS.

In any case, non-applicability, changes, supplements, divergences or additional details will be compliant with the OCCAR Convention.

5.3 The Articles will take effect subject to any overriding provisions of the law applicable to the Contract, which should always be stated in the Contract.

5.4 Annex OMP 6-A provides the English language version of the OCCAR Standard Conditions. It has been approved by the BoS.

Where an OCCAR official language is one of the official languages of a Member State, this Member State can decide to translate Annex OMP 6-A into that OCCAR official language. In that case, this Member State will transmit this translation to OCCAR-EA and the national focal point of other Member States (as provided for in form OMP6-1).

Within four months from the receipt of this translation, OCCAR-EA and other Member States may make remarks, if any, on this translation. Those remarks, if validated by the concerned Member States and OCCAR-EA, will be integrated in the translation.

After integration of the validated remarks, the translations will be referred to the FTPC for endorsement on behalf of the BoS.

6. Monitoring, Revision and Review

6.1 This document is subject to continuous monitoring. As experience and best practice impact on it, revisions will be made as appropriate.

6.2 In the course of awarding Contracts should a non-standard Article be frequently used, the Article may be incorporated into the OCCAR Standard Articles. Further, should a Standard Article be consistently altered a revised version may be introduced. Such revisions (amendment to the OMP) shall be subject to BoS approval.

6.3 A review of this OMP will be carried out every three years.

7. Annexes

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|---------------|--|
| Annex OMP 6-A | OCCAR Standard Articles |
| Annex OMP 6-B | Cost Analysis, Audit and Price Investigation |