



U.S. EMBASSY, ABUJA

NDA AND DEI CERTIFICATION FORM

DIRECTIONS FOR THE VENDOR

1. Read the entire provisions and clause in the FAR at [Acquisition.gov](https://www.acquisition.gov) or click on the link above.
2. After you have read the provisions [52.204-24](#) & [52.204-26](#), please answer the questions below. *NOTE: This representation is made by a person with the authority to bind the Vendor.*
3. If you answered that the order does contain and will provide covered equipment or services, please provide the information required in [52.204-24](#) (e) Disclosures as an attachment to this certification and answer the four (4) questions below.
4. Return completed form to Contract Specialist or Contracting Officer.

52.204-24 REPRESENTATION REGARDING CERTAIN TELECOMMUNICATIONS AND VIDEO SURVEILLANCE SERVICES OR EQUIPMENT (AUG 2020)

Representation. The Offeror represents that—

- (1) It will, will not

Provide covered telecommunications equipment or services to the Government in the performance of any contract, subcontract or other contractual instrument resulting from this solicitation. The Offeror shall provide the additional disclosure information required at paragraph (e)(1) of this section if the Offeror responds “will” in paragraph (d)(1) of this section; and Express Form NDA Certification for Micro-purchases September 15, 2022

- (1) After conducting a reasonable inquiry, for purposes of this representation, the Offeror represents that—

It does, does not use covered telecommunications equipment or services, or use any equipment, system, or service that uses covered telecommunications equipment or services. The Offeror shall provide the additional disclosure information required at paragraph (e) (2) of this section if the Offeror responds “does” in paragraph (d)(2) of this section.

If certification states vendor does or will provide or use prohibited covered telecommunications in addition to the information required in [52.204-24](#) (e) Disclosures then answer the four (4) questions below:

1. What percent (%) of your company communications platform is comprised of technology made by the above-mentioned manufacturers?

Less than 10% Less than 25% Less than 50% Greater than 50%

2. Provide a short description of the equipment used by your company that is made by the above-mentioned manufacturers.

3. Is your company willing to provide a plan to remove all equipment in use, which is made by the above-mentioned manufacturers by 2027? YES NO

4. Is your company willing to provide a complete and detailed list of the equipment that is used by your company today that is made by the above-mentioned manufacturers? YES NO

Please turn over



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Executive Order 14173

Ending Illegal Discrimination and Restoring Merit-Based Opportunity

Background

The President's Executive Order titled Ending Illegal Discrimination and Restoring Merit-Based Opportunity revokes EOs from previous administrations that promoted diversity, equity and inclusion (DEI), affirmative action, and equal opportunity programs. The EO also revokes EO 11246 (Equal Employment Opportunity), which mandated non-discrimination in employment by government contractors and subcontractors, imposed affirmative action requirements for most contractors, and was included in many government contracts and federal assistance agreements.

[SEE THE FULL EXECUTIVE ORDER HERE](#)

Acquisition Impact

All contractors must certify that they do not operate any programs promoting DEI that violate any applicable anti-discrimination laws and agree that such certification is material for purposes of the government's payment decision and therefore subject to the False Claims Act. See [31 U.S.C. 3729\(b\)\(4\)](#).

CERTIFICATION REGARDING COMPLIANCE WITH APPLICABLE FEDERAL ANTI-DISCRIMINATION LAW

The Contractor or prospective offeror certifies that:

- i. is in compliance in all respects with all applicable Federal anti-discrimination laws is material to the government's payment decisions for purposes of section [31 USC 3729\(b\)\(4\)](#) ([False Claims Act](#)).

- ii. does not operate any programs promoting Diversity, Equity, and Inclusion that violate any applicable Federal anti-discrimination laws.

Contractor/Offeror/Company's Name: _____

Authorized Representative:

Name: _____

Title: _____

Signature and Date: _____