



GSA Public Buildings Service

July 1, 2021

MEMORANDUM FOR: REGIONAL COMMISSIONERS, PBS
REGIONAL LEASING DIRECTORS
REGIONAL LEASE ACQUISITION OFFICERS

FROM: JOHN D. THOMAS DocuSigned by: **John D. Thomas**
ACTING ASSISTANT COMMISSIONER FOR OFFICE OF
LEASING - PR

SUBJECT: LEASING ALERT (LA-21-08) - Revision to Solicitation
Provisions and General Clauses (GSA Forms 3516, 3516A,
3517A and 3517B)

1. **Purpose.** This Leasing Alert issues revised Solicitation Provisions GSA Forms 3516 and 3516A and General Clauses GSA Forms 3517A and 3517B (Attachments 1 through 4). These documents are being revised to reflect updated GSAR numbering assigned to the provision "SYSTEM FOR AWARD MANAGEMENT – LEASING" as outlined under Supplement 1 to MV-20-04 (Attachment 5) and to conform with other FAR and GSAR updates.
2. Background.
 - a. On February 12, 2020, GSA Office of Governmentwide Policy (OGP) issued Acquisition Letter MV-20-04 establishing a leasing-specific version of FAR provision 52.204-7, SYSTEM FOR AWARD MANAGEMENT. This leasing-specific provision, SYSTEM FOR AWARD MANAGEMENT - LEASING, permits the SAM registration to occur after the offer is submitted as long as it occurs prior to award. This provision, which has not incorporated into the GSAM yet, was originally assigned GSAM number 552.270.33.
 - b. GSAR case 2021-G527 implements certain requirements outlined in the Secure Federal LEASEs Act (Pub. L. 116-276). This GSAR case created a new representation clause and another clause, to be numbered sequentially from the last provision/clause established in the GSAM. These clauses are numbered 552.204-33 and 552.204-34. As a result, on June 14, 2021, OGP issued [Supplement 1 to MV-04](#) to update the numbering for SYSTEM FOR AWARD MANAGEMENT - LEASING from 552.270-33 to 552.270-35.
 - c. On June 22, GSA issued [GSAR Change 128](#) to redesignate the terminology used for unique identification of entities receiving awards from the

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proprietary term Data Universal Numbering System (DUNS®) number to instead use the term “Unique Entity Identifier” (UEI).

- d. To reflect these and other subsequent FAR/GSAR changes, the Office of Leasing made the following template changes:
- i. GSA Form 3516, Solicitation Provisions:
 - 1. Added the renumbered GSAR provision 552.270-35, SYSTEM FOR AWARD MANAGEMENT – LEASING (relocated from the General Clauses).
 - 2. Added FAR provision 52.204-6, UNIQUE ENTITY IDENTIFIER (incorporated by reference).
 - 3. Revised applicability of FAR provision 52.233-2, SERVICE OF PROTEST (SEP 2006) (VARIATION) to reference the SLAT instead of a specific dollar amount.
 - ii. GSA Form 3516A, Solicitation Provisions (for Simplified Acquisition of Leasehold Interests in Real Property):
 - 1. Added the renumbered GSAR provision 552.270-35, SYSTEM FOR AWARD MANAGEMENT – LEASING (relocated from the General Clauses).
 - 2. Added FAR provision 52.204-6, UNIQUE ENTITY IDENTIFIER (incorporated by reference).
 - iii. GSA Form 3517A, General Clauses (Acquisition of Leasehold Interests in Real Property for Leases at or Below the Simplified Lease Acquisition Threshold – SLAT):
 - 1. Removed GSAR 552.270-33 (now renumbered as 552.270-35) SYSTEM FOR AWARD MANAGEMENT – LEASING, as this is a provision and not a clause (relocated to Solicitation Provisions).
 - 2. Changed the date of FAR clause 52.219-28 POST AWARD SMALL BUSINESS PROGRAM REPRESENTATION from MAY 2020 to NOV 2020.
 - 3. Removed GSAR Clause 552.215-70 EXAMINATION OF RECORDS BY GSA as this clause does not apply to leases at or below SLAT.
 - iv. GSA Form 3517B, General Clauses (Acquisition of Leasehold Interests in Real Property):

1. Removed GSAR 552.270-33 (now renumbered as 552.270-35) SYSTEM FOR AWARD MANAGEMENT – LEASING, as this is a provision and not a clause (relocated to Solicitation Provisions).
 2. Changed the date of FAR clause 52.219-28 POST AWARD SMALL BUSINESS PROGRAM REPRESENTATION from MAY 2020 to NOV 2020.
 3. Corrected the date of GSAR Clause 552.215-70 EXAMINATION OF RECORDS BY GSA to read as JUN 2016 instead of JUL 2016 and added applicable threshold.
- e. There were no other changes made to the templates.
- 3. Effective Date.** This Leasing Alert and attachments are effective for all RLP packages issued on or after the signature date. Further, all RLP packages issued prior to this date must be amended to include the updated Solicitation Provisions and General Clauses, except where final proposal revisions have been received.
- 4. Applicability.** This Leasing Alert and its attachments are mandatory and apply to all General Services Administration (GSA) real property leasing activities and to activities delegated by GSA to other Federal agencies.
- 5. Cancellation.** The following are canceled:
- a. Solicitation Provisions, GSA Form 3516 (REV 04/15)
 - b. Solicitation Provisions (for Simplified Acquisition of Leasehold Interests in Real Property), GSA Form 3516A (REV 04/15)
 - c. General Clauses (Acquisition of Leasehold Interests in Real Property for Small Leases), GSA Form 3517A (10/20)
 - d. General Clauses (Acquisition of Leasehold Interests in Real Property), GSA Form 3517B (REV 10/20)
- 6. Instructions and Procedures.** None.

Attachment 1, Solicitation Provisions , GSA Form 3516 (REV 07/21)

Attachment 2, Solicitation Provisions Solicitation Provisions (for Simplified Acquisition of Leasehold Interests in Real Property, GSA Form 3516A (REV 07/21)

Attachment 3, General Clauses, GSA Form 3517A (REV 07/21)

Attachment 4, General Clauses, GSA Form 3517B (REV 07/21)

Attachment 5, Supplement 1 to Acquisition Letter MV-20-04

COVER PAGE FOR ATTACHMENTS 1 - 5