

able to the Government. In making such determination, the agency head shall take into account the estimated value of the services to be rendered, the scope, complexity, and professional nature thereof.

(b) Negotiation with second and third, etc., most qualified firms

Should the agency head be unable to negotiate a satisfactory contract with the firm considered to be the most qualified, at a price he determines to be fair and reasonable to the Government, negotiations with that firm should be formally terminated. The agency head should then undertake negotiations with the second most qualified firm. Failing accord with the second most qualified firm, the agency head should terminate negotiations. The agency head should then undertake negotiations with the third most qualified firm.

(c) Selection of additional firms in event of failure of negotiation with selected firms

Should the agency head be unable to negotiate a satisfactory contract with any of the selected firms, he shall select additional firms in order of their competence and qualification and continue negotiations in accordance with this section until an agreement is reached.

(June 30, 1949, ch. 288, title IX, §904, as added Pub. L. 92-582, Oct. 27, 1972, 86 Stat. 1279.)

CHAPTER 11—REAL PROPERTY TRANSACTIONS BY MILITARY DEPARTMENTS

§§ 551 to 554. Repealed. Aug. 10, 1956, ch. 1041, § 53, 70A Stat. 641

Section 551, act Sept. 28, 1951, ch. 434, title VI, §601, 65 Stat. 366, related to agreements between the Secretaries of military departments or the Federal Civil Defense Administration and Armed Services Committees of Congress on real estate transactions.

Section 552, act Sept. 28, 1951, ch. 434, title VI, §602, 65 Stat. 366, related to furnishing of quarterly reports to Armed Services Committees of all real-estate actions.

Section 553, act Sept. 28, 1951, ch. 434, title VI, §603, 65 Stat. 366, limited the application of this chapter (§§ 551 to 554) to real property within the continental United States, Alaska, Hawaii and Puerto Rico.

Section 554, act Sept. 28, 1951, ch. 434, title VI, §604, 65 Stat. 366, mandated a recital of compliance with the provisions of this chapter (§§ 551 to 554) in any instrument of conveyance.

CHAPTER 12—CONSTRUCTION, ALTERATION, AND ACQUISITION OF PUBLIC BUILDINGS

Sec.

601. Prohibition on construction of buildings except by Administrator of General Services.

601a. Duties of Administrator; Federal agency accommodations; historical and architectural preservation of public buildings; consultation with Governors, agencies, and chief executive officers.

602. Acquisition of buildings and their sites.

602a. Purchase contracts.

- (a) Authority of Administrator; terms; vesting of title; application of installment payments to purchase price; procedures; report of negotiations to Congressional committees; solicitation of proposals.
- (b) Contract provisions; limitations on amount of payments.

Sec.

- (c) Utilization of funds for payments.
- (d) State and local taxes.
- (e) Agreements to effectuate purposes; development and improvement of land; construction of projects previously approved; increase of estimated maximum cost.
- (f) Submission and approval of prospectus as prerequisite; exceptions; procedure.
- (g) Expiration of contracting authority.
- (h) Prohibition on providing space until expiration of 30 days from notification of Congressional committees by Administrator.

603. Alteration of buildings; acquisition of land; exemption from committee approval.

604. Sites.

- (a) Acquisition of lands or interests therein.
- (b) Public buildings used in whole or in part for post office purposes; cooperation between Administrator and Postal Service.
- (c) Solicitation of proposals for sale, donation, or exchange of real property; selection of site most advantageous to United States.

605. Construction of new buildings.

- (a) Replacement of existing buildings; demolition, exchange or sale.
- (b) Sale or exchange of sites.
- (c) Committee approval as condition precedent to use of land as site for building.

606. Approval of proposed projects by Congress.

- (a) Limitation of funds; transmission to Congress of prospectus of proposed project.
- (b) Increase of estimated maximum cost.
- (c) Rescission of approval for failure to make appropriations for project.
- (d) Emergency leases by the Administrator.
- (e) Limitation on leasing certain space.
- (f) Dollar amount adjustment.

607. Buildings and sites within District of Columbia.

- (a) Construction in harmony with plan of Peter Charles L'Enfant.
- (b) Contiguous squares; closing of streets and alleys.
- (c) Consultations prior to acquisitions.
- (d) Stadium; contracts for athletic and other events; additional seating capacity; financing, terms and conditions; restriction of right to revenues.

608. Authorization for construction or alteration by contract.

609. Architectural or engineering services.

- (a) Employment by Administrator.
- (b) Employment on permanent basis.
- (c) Responsibility of Administrator for construction.

610. Report to Congress; uncompleted projects; building project surveys.

611. Continuing investigation and survey of public buildings.

- (a) Authorization of Administrator.
- (b) Cooperation with Federal agencies.
- (c) Request for identification of existing buildings of historical, architectural, and cultural significance.
- (d) Construction and acquisition of public buildings with due regard to comparative urgency of need.

612. Definitions.

612a. Additional definitions.