

**ARTICLE 5**

**DATE AND DURATION**

**SECTION 1. Duration:** This agreement shall remain in effect for three (3) years from the effective date.

**SECTION 2. Notice:** If either party wishes to renegotiate the agreement, that party must provide written notice to the other party of their desire to do so at least sixty (60), but not earlier than one hundred five (105) calendar days immediately preceding the expiration date. When either party requests to renegotiate the agreement, the provisions of this agreement shall be honored until a new agreement becomes effective, except for those provisions that are contrary to any law, regulation, or Executive Order. The parties will proceed with negotiations within a reasonable period of time after receipt of such notice.

A notice of desire to reopen this Agreement, as provided above, will contain a list of any Article(s) to be negotiated and any new Article(s) proposed. Except as otherwise agreed, negotiations shall take place in accordance with procedures set forth in the Mid-Term Bargaining Article of this CBA.

**SECTION 3. Rollover:** If neither party serves notice to renegotiate this agreement, it shall be automatically renewed for successive one (1) year periods.

**SECTION 4. Severability:** In the event that any provision of this agreement shall at any time be found or declared to be invalid by a court of competent jurisdiction or other third party, or by Government regulation or decree, such decision(s) shall not invalidate the entire agreement, since it is the expressed intention of the Agency and the Union that all provisions not found or declared to be invalid remain in full force and effect for the duration of the agreement.

**SECTION 5. Effective Date:** The effective date of this agreement shall be the date it is approved by the Department of Defense; or the 31st day following the date of execution of this agreement if approval or disapproval has not occurred before that date in accordance with 5 USC 7114 (c), 2 & 3.

**SECTION 6. Waiver:** The waiver of any breach or condition of this agreement by either party shall not constitute a precedent in the future enforcement of all the terms and conditions herein.

**SECTION 7. Reopener:** Either party may propose negotiations during the term of this Agreement to reopen, amend, or modify this Agreement, but such negotiations may be conducted only by mutual consent of the parties. Such negotiations shall be conducted in accordance with Article 3, Mid-Term Bargaining.

**SECTION 8. Amendments and Modifications:** This Agreement may only be amended, modified, or renegotiated in accordance with the provisions of this Agreement.

Agreement: Agency: BR

Union: JAC

Date: 28 Aug 2014