

**DECISION**

24626  
THE COMPTROLLER GENERAL  
OF THE UNITED STATES  
WASHINGTON, D. C. 20548

FILE: B-210982

DATE: March 25, 1983

MATTER OF: James M. Smith, Inc.

**DIGEST:**

GAO will not review a bid protest based on a violation of the Service Contract Act since the responsibility for the enforcement of the Act belongs to the Federal agency head and the Secretary of Labor.

James M. Smith, Inc. requests that our Office determine whether certain competitors under solicitation No. 6803, issued by the U.S. Geological Survey, are in compliance with the Service Contract Act. We dismiss the protest.

The Service Contract Act places the responsibility for enforcing its provisions on the contracting agency head and the Secretary of Labor. 41 U.S.C. § 352(b) (1976). Thus, we will not consider a protest that a contractor is not complying with the Act. See Automation Analysis, Inc., B-209604, November 12, 1982, 82-2 CPD 438.

The protest is dismissed.

*Harry R. Van Cleve*  
Harry R. Van Cleve  
Acting General Counsel

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