



Social Partnership and Public Procurement (Wales) Act 2023

2023 asc 1

PART 3

SOCIALLY RESPONSIBLE PUBLIC PROCUREMENT

CHAPTER 2

SOCIALLY RESPONSIBLE PROCUREMENT DUTY

The socially responsible procurement duty

25 Socially responsible procurement duty: major construction contracts

- (1) The particular actions mentioned in section 24(5)(b) are—
- (a) having regard to model social public works clauses published by the Welsh Ministers under section 27;
 - (b) in designing and carrying out procedures preceding the award of the major construction contract, considering whether the contract should include social public works clauses;
 - (c) in negotiating and awarding the contract, taking all reasonable steps—
 - (i) to include any social public works clauses it considers should be included;
 - (ii) to ensure that clauses included in the contract can be implemented;
 - (d) in managing the contract, taking all reasonable steps to ensure that any social public works clauses included in the contract are implemented;
- (see sections 27 to 31 for further provision about the meaning of “social public works clauses” and their application to major construction contracts).

Status: This is the original version (as it was originally enacted).

- (2) In this Part, a “major construction contract” is a public contract with an estimated value equal to or greater than £2,000,000, which is—
- (a) a public works contract,
 - (b) a works contract, or
 - (c) a works concession contract.
- (3) The Welsh Ministers may by regulations amend this section to modify the meaning of a major construction contract.