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**Changes to legislation:** *There are outstanding changes not yet made to Commission Decision of 26 February 2007 establishing that Article 30(1) of Directive 2004/17/EC of the European Parliament and of the Council coordinating the procurement procedures of entities operating in the water, energy, transport and postal services sectors applies to the supply of electricity and gas in England, Scotland and Wales (notified under document number C(2007) 559) (Only the English text is authentic) (Text with EEA relevance) (2007/141/EC). Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

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- Article 1 Directive 2004/17/EC shall not apply to contracts awarded by contracting...
- Article 2 This Decision is based on the legal and factual situation...
- Article 3 This Decision is addressed to the United Kingdom of Great...
- Signature

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- (1) [OJ L 134, 30.4.2004, p. 1](#). Directive as last amended by Council Directive 2006/97/EC ([OJ L 363, 20.12.2006, p. 107](#)).
- (2) [OJ L 27, 30.1.1997, p. 20](#).
- (3) [OJ L 176, 15.7.2003, p. 37](#). Directive as last amended by Commission Decision 2006/653/EC ([OJ L 270, 29.9.2006, p. 72](#)).
- (4) [OJ L 204, 21.7.1998, p. 1](#).
- (5) [OJ L 176, 15.7.2003, p. 57](#).
- (6) Of the order of approximately 4 % of peak demand in the case of electricity.
- (7) COM(2005) 568 final of 15.11.2005.
- (8) See p. 2. See also the ‘Report from the Commission: Annual Report On The Implementation Of The Gas And Electricity Internal Market’, COM(2004) 863 final of 5.1.2005, p. 4.
- (9) See the 2005 Report, p. 7.
- (10) See Commission Staff Working Document, Technical Annex to the 2005 Report, SEC(2005)1448, p. 44, table 4.1. Hereafter referred to as Technical Annex.
- (11) Technical Annex, p. 55, table 5.1.
- (12) See the Preliminary Report of the Sector Inquiry into Competition in Gas and Electricity Markets (in the following referred to as ‘Preliminary Report’), Figure 42, p. 113.
- (13) Preliminary Report, point 64, p. 25.
- (14) Technical Annex, p. 177.
- (15) Technical Annex, p. 178.
- (16) Technical Annex, p. 67.
- (17) 2005 Report, p. 9.
- (18) Technical Annex, p. 17.
- (19) 2005 Report p. 10.
- (20) Technical Annex p. 177.
- (21) 2005 Report p. 10.

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**Changes and effects yet to be applied to :**

- Art. 1 words substituted by [S.I. 2019/560 reg. 18\(2\)](#) (This amendment not applied to legislation.gov.uk. Affecting Regulations revoked (20.11.2020) by S.I. 2020/1319, regs. 1(3), 2(a))
- Art. 1 words substituted by [S.I. 2020/1319 reg. 20\(2\)](#)
- Art. 2 omitted by [S.I. 2019/560 reg. 18\(3\)](#) (This amendment not applied to legislation.gov.uk. Affecting Regulations revoked (20.11.2020) by S.I. 2020/1319, regs. 1(3), 2(a))
- Art. 2 omitted by [S.I. 2020/1319 reg. 20\(3\)](#)
- Art. 3 omitted by [S.I. 2019/560 reg. 18\(3\)](#) (This amendment not applied to legislation.gov.uk. Affecting Regulations revoked (20.11.2020) by S.I. 2020/1319, regs. 1(3), 2(a))
- Art. 3 omitted by [S.I. 2020/1319 reg. 20\(3\)](#)