
STATUTORY INSTRUMENTS

2014 No. 3337

The Single Source Contract Regulations 2014

PART 3

Pricing of contracts

Determination of allowable costs

19.—(1) The Secretary of State may not make an application under section 20(5) for a determination of the extent to which a particular cost is an allowable cost unless—

- (a) the Secretary of State has sent the primary contractor a written notice requiring the primary contractor to show that the requirements set out in section 20(2)(a) to (c) are met in relation to that cost;
 - (b) at least 20 working days have elapsed since the date of that notice; and
 - (c) no response, or no response which the Secretary of State considers to be satisfactory, has been received.
- (2) An application must be made within two years after the contract completion date.
- (3) In making a determination, the SSRO must have regard to—
- (a) the information that was available to each party at the time of agreement;
 - (b) the statutory guidance in place at the time of agreement;
 - (c) in the case of a contract which contains provision of the kind described in regulation 15 (TCIF adjustment), those provisions;
 - (d) whether the parties disclosed, in a timely manner, the facts and assumptions they used to determine the allowable costs or the contract profit rate.

Status:

Point in time view as at 18/12/2014.

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Single Source Contract Regulations 2014. Any changes that have already been made by the team appear in the content and are referenced with annotations.