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## SCOTTISH STATUTORY INSTRUMENTS

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# 2006 No. 2

## The Utilities Contracts (Scotland) Regulations 2006

### PART 1 **S**

#### GENERAL

#### Economic operators **S**

4.—(1) In these Regulations, an “economic operator” means a contractor, a supplier or a services provider.

(2) When these Regulations apply a utility shall not treat a person who is not a national of a relevant State and established in a relevant State more favourably than one who is.

(3) A utility shall—

- (a) treat economic operators equally and without discrimination; and
- (b) act in a transparent and proportionate manner

(4) In these Regulations a relevant State is a member State or a State listed in column 1 of Schedule 4; the agreements with the European Union by which the provisions in relation to public procurement are extended to those States are specified in column 2 to that Schedule and the statutory provision designating them as European Treaties under section 1(3) of the European Communities Act 1972 <sup>M1</sup> is specified in column 3 of that Schedule.

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#### Marginal Citations

M1 1972 c. 68.

**Status:**

Point in time view as at 31/01/2006.

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Utilities Contracts (Scotland) Regulations 2006. Any changes that have already been made by the team appear in the content and are referenced with annotations.