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SCOTTISH STATUTORY INSTRUMENTS

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**2016 No. 65**

**The Concession Contracts (Scotland) Regulations 2016**

PART 2

SCOPE AND PRINCIPLES

CHAPTER 2

EXCLUSIONS

**Exclusion of activities which are directly exposed to competition**

**18.** These Regulations do not apply to the procurement for the award of a concession contract by a utility if the contract is intended to enable an activity referred to in regulation 32 (activities directly exposed to competition) of the Utilities Contracts (Scotland) Regulations 2016<sup>(1)</sup> to be carried out and that activity is or is established to be directly exposed to competition in accordance with that regulation.