

STATUTORY INSTRUMENTS

2014 No. 1643

The Energy Savings Opportunity Scheme Regulations 2014

PART 3

Undertakings

CHAPTER 1

Relevant undertakings

Excluded undertakings

- 16.**—(1) The following are not relevant undertakings—
- (a) a public body,
 - (b) an undertaking to which an insolvency procedure is applied.
- (2) In this regulation—
- (a) an insolvency procedure is applied to an undertaking in the circumstances described by paragraph 120(7) of Schedule 6 to the Finance Act 2000^{M1},
 - (b) “public body” means—
 - (i) in relation to bodies in England, Wales and Northern Ireland, [^{F1}a ‘contracting authority’ as defined in regulation 3 of the Public Contracts Regulations 2006]^{M2}[^{F1}any of the “contracting authorities” as defined in regulation 2(1) of the Public Contracts Regulations 2015],
 - (ii) in relation to bodies in Scotland, a ‘contracting authority’ as defined in [^{F2}regulation 3 of the Public Contracts (Scotland) Regulations 2012]^{M3}[^{F2}regulation 2(1) of the Public Contracts (Scotland) Regulations 2015].

Textual Amendments

- F1** Words in reg. 16(2)(b)(i) substituted (E.W.N.I.) (26.2.2015) by [The Public Contracts Regulations 2015 \(S.I. 2015/102\)](#), reg. 1(2), **Sch. 6 para. 26**
- F2** Words in reg. 16(2)(b)(ii) substituted (S.) (18.4.2016) by [The Public Contracts \(Scotland\) Regulations 2015 \(S.S.I. 2015/446\)](#), reg. 1(2), **sch. 6 para. 11(2)** (with regs. 3-18, 99-101)

Marginal Citations

- M1** [2000 c. 17](#). Paragraph 120(9) defines certain terms used in paragraph 120(7); both are amended by paragraph 33 of Part 1 of Schedule 1 to [S.I. 2003/2096](#).
- M2** [S.I. 2006/5](#); relevant amending instruments are [S.I. 2007/3542](#), 2008/2683, 2008/2848, 2009/1307, 2010/976, 2011/2053, 2011/2581, 2011/3058 and 2013/252 and 2014/834, S.R. & O. (NI) 2010 No 133; also amended by section 1 of the Crofting Reform (Scotland) Act 2010 [asp 14](#) and Schedule 20 to the [Enterprise and Regulatory Reform Act 2013 \(c. 24\)](#).
- M3** [S.S.I. 2012/88](#), relevant amending instruments are [S.S.I. 2012/108](#) and [S.I. 2013/252](#).

Changes to legislation:

There are currently no known outstanding effects for the The Energy Savings Opportunity Scheme Regulations 2014, Section 16.