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STATUTORY INSTRUMENTS

2015 No. 102

PUBLIC PROCUREMENT

The Public Contracts Regulations 2015

Made - - - - 4th February 2015

Laid before Parliament 5th February 2015

*Coming into force in accordance with
regulation 1(2) to (6)*

THE PUBLIC CONTRACTS REGULATIONS 2015

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1. Citation, commencement, extent and application
2. Definitions

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3. Subject-matter and scope of Part 2
4. Mixed procurement

SUB-SECTION 2

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5. Threshold amounts

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- 6. Methods for calculating the estimated value of procurement

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- 8. Specific exclusions in the field of electronic communications
- 9. Public contracts awarded, and design contests organised, pursuant to international rules
- 10. Specific exclusions for service contracts
- 11. Service contracts awarded on the basis of an exclusive right
- 12. Public contracts between entities within the public sector
- 12A Contracts and framework agreements for health care services

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- 19. Economic operators
- 20. Reserved contracts
- 21. Confidentiality
- 22. Rules applicable to communication
- 22A Powers to amend regulation 22
- 23. Nomenclatures
- 24. Conflicts of interest

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- 25A Conditions relating to the GPA
- 25B Conditions relating to international agreements by which the United Kingdom is bound, other than the GPA
- 26. Choice of procedures
- 27. Open procedure

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29. Competitive procedure with negotiation
30. Competitive dialogue
31. Innovation partnership
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36. Electronic catalogues
37. Centralised purchasing activities and central purchasing bodies
38. Occasional joint procurement
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45. Variants
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50. Contract award notices
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55. Informing candidates and tenderers

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58. Selection criteria

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60. Means of proof
61. Recourse to e-Certis
62. Quality assurance standards and environmental management standards
63. Reliance on the capacities of other entities
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66. Reduction of the number of tenders and solutions
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90. Duty owed to economic operators from countries with whom the EU has an international agreement, other than the GPA
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91. Enforcement of duties through the Court
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93. Special time limits for seeking a declaration of ineffectiveness
94. Starting proceedings
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96. Interim orders
97. Remedies where the contract has not been entered into
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- 106. Publication of information on Contracts Finder where contract notices are used
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- 113. Payment of undisputed invoices within 30 days by contracting authorities, contractors and subcontractors
- 113A Contractual provisions relating to the processing of electronic invoices
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- 115. Interpretation of Part 6
- 116. Revocation and amendments
- 117. General saving in respect of certain concession contracts
- 118. General transitional provision and saving where procurement procedure commenced before 26th February 2015
- 119. Transitional provision and saving where utilities procurement procedure commenced before 26th February 2015
- 120. Temporary exemption and saving for certain NHS procurements
- 121. Transitory provision prior to full commencement of regulation 22(1) to (7)
- 122. Complying with regulation 113 before 1st April 2016
Signature

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PART 1 — GPA ANNEX 1 CONTRACTING AUTHORITIES
PART 2 — OTHER CENTRAL GOVERNMENT CONTRACTING
AUTHORITIES

SCHEDULE 1A — PARTIES TO THE GPA

SCHEDULE 2 — ACTIVITIES CONSTITUTING WORKS
In this Schedule, 'NACE Rev.1' has the same meaning as...

SCHEDULE 3 — SOCIAL AND OTHER SPECIFIC SERVICES

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SCHEDULE 4 — LIST OF PRODUCTS RELEVANT TO THRESHOLDS

The products covered by this Schedule are those specified in...

SCHEDULE 4A — INTERNATIONAL TRADE AGREEMENTS

SCHEDULE 5 — PROFESSIONAL AND TRADE REGISTERS ETC.

.....

SCHEDULE 6 — CONSEQUENTIAL AND MISCELLANEOUS AMENDMENTS

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1. Late Payment of Commercial Debts (Interest) Act 1998
 2. Greater London Authority Act 1999
 3. (1) Section 355 (duties of waste collection authorities etc.) is...
 4. (1) Section 356 (directions by the Mayor) is amended as...
 5. (1) Section 358 (information about new waste contracts) is amended...
 6. In section 359 (confidential information about waste contracts) in subsection...
 7. (1) Section 360 (interpretation) is amended as follows.
 8. Public Services (Social Value) Act 2012
 9. Health and Social Care Act 2012
- ### PART 2 — Consequential and miscellaneous amendments to other legislation
10. Rehabilitation of Offenders Act 1974 (Exceptions) Order 1975
 11. Civil Procedure Rules 1998
 12. Service Charges (Consultation Requirements) (England) Regulations 2003
 13. Schools Forums (Wales) Regulations 2003
 14. Service Charges (Consultation Requirements) (Wales) Regulations 2004
 15. Utilities Contracts Regulations 2006
 16. Provision of Services Regulations 2009
 17. Quality Contracts Schemes (Tendering Requirements) (England) Regulations 2009
 18. Cleaner Road Transport Vehicle Regulations 2011
 19. Defence and Security Public Contracts Regulations 2011
 20. Schools Forums (England) Regulations 2012
 21. National Health Service (Procurement, Patient Choice and Competition) (No. 2) Regulations 2013
 22. Water Industry (Specified Infrastructure Projects) (English Undertakers) Regulations 2013
 23. In regulation 6(2)— (a) in sub-paragraph (a) for “the Public...
 24. In regulation 8(3)(a) for “the Public Contracts Regulations 2006 or...
 25. The provisions of the Utilities Contracts Regulations 2006 applied by...
 26. Energy Savings Opportunity Scheme Regulations 2014
 27. Tax Relief for Social Investments (Accreditation of Social Impact Contractor) Regulations 2014

Explanatory Note

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