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STATUTORY INSTRUMENTS

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**2015 No. 1555**

**The Electricity (Competitive Tenders for Offshore  
Transmission Licences) Regulations 2015**

**PART 11**

**BEST AND FINAL OFFER STAGE**

**Best and final offer**

**20.**—(1) Where the Authority determines to hold a best and final offer stage in accordance with regulation 19(1)(b), the Authority must determine in accordance with the evaluation criteria set out in the invitation to tender documentation which qualifying bidders are to be invited to participate in a best and final offer stage in respect of that particular qualifying project.

(2) The Authority must give notice to each qualifying bidder as to whether they have or have not been invited to participate in a best and final offer stage.

(3) The Authority must issue to the selected qualifying bidders the best and final offer documentation, which must include the information specified in Schedule 6.

(4) The Authority must evaluate each best and final offer in respect of a particular qualifying project submitted to it by a qualifying bidder in accordance with the evaluation criteria set out in the best and final offer documentation, in order to determine which qualifying bidder is to become the preferred bidder in respect of that qualifying project.

(5) The Authority may evaluate each best and final offer in respect of a particular qualifying project submitted to it by a qualifying bidder in accordance with the evaluation criteria set out in the best and final offer documentation, in order to determine which qualifying bidder is to become the reserve bidder in respect of that qualifying project.

(6) The Authority may decline to consider a best and final offer submitted to it by a qualifying bidder where the Authority determines that the submitted best and final offer does not comply in any material respect with the requirements specified in the best and final offer documentation issued in accordance with paragraph (3).