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## STATUTORY INSTRUMENTS

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# 2016 No. 274

## The Utilities Contracts Regulations 2016

### PART 3

#### PARTICULAR PROCUREMENT REGIMES

##### CHAPTER 2

##### Rules governing design contests

#### Scope of Chapter 2

**94.** This Chapter applies to—

- (a) design contests organised as part of a procurement procedure for a service contract, provided that the estimated value of the contract ([<sup>F1</sup>inclusive] of VAT) and including any possible prizes or payments to participants is equal to or greater than the threshold mentioned in regulation 16(1)(a);
- (b) design contests where the total amount of contest prizes and payments to participants including the value ([<sup>F2</sup>inclusive] of VAT) of the service contract, which might subsequently be concluded following a negotiated procedure without prior call for competition in accordance with regulation 50(1)(j) if the utility does not exclude such an award in the contest notice, is equal to or greater than the threshold mentioned in regulation 16(1)(a).

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#### Textual Amendments

- F1** Word in reg. 94(a) substituted (1.1.2022) by [The Public Procurement \(Agreement on Government Procurement\) \(Thresholds\) \(Amendment\) Regulations 2021 \(S.I. 2021/1221\)](#), regs. 1(1), **5(3)(c)(i)** (with reg. 7)
- F2** Word in reg. 94(b) substituted (1.1.2022) by [The Public Procurement \(Agreement on Government Procurement\) \(Thresholds\) \(Amendment\) Regulations 2021 \(S.I. 2021/1221\)](#), regs. 1(1), **5(3)(c)(ii)** (with reg. 7)

**Changes to legislation:**

The Utilities Contracts Regulations 2016, Section 94 is up to date with all changes known to be in force on or before 02 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- Regulations revoked by [2023 c. 54 Sch. 11 para. 7](#)

**Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:**

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- reg. 21(1)(c)(i)(aa) words substituted by [S.I. 2019/560 reg. 9\(12\)\(a\)\(i\)](#) (This amendment not applied to [legislation.gov.uk](#). Affecting Regulations revoked (20.11.2020) by S.I. 2020/1319, regs. 1(3), 2(a))
- reg. 21(1)(c)(i)(bb) words substituted by [S.I. 2019/560 reg. 9\(12\)\(a\)\(ii\)](#) (This amendment not applied to [legislation.gov.uk](#). Affecting Regulations revoked (20.11.2020) by S.I. 2020/1319, regs. 1(3), 2(a))