

SCHEDULE

TRANSITIONAL ETC. PROVISION

PART 3

PROVISIONS COMMENCED ON IP COMPLETION DAY

Saving of implied power to terminate contracts

- 7.—(1) This paragraph applies where—
- (a) a contract was awarded before IP completion day; and
 - (b) immediately before IP completion day, the contract contained a power—
 - (i) implied by regulation 73(3) of the Public Contracts Regulations 2015 to terminate the contract on the ground mentioned in regulation 73(1)(c) of those Regulations;
 - (ii) implied by regulation 44(3) of the Concession Contracts Regulations 2016 to terminate the contract on the ground mentioned in regulation 44(1)(c) of those Regulations; or
 - (iii) implied by regulation 89(3) of the Utilities Contracts Regulations 2016 to terminate the contract on the ground mentioned in regulation 89(1)(c) of those Regulations.
- (2) On and after IP completion day, that power continues despite the omission, by these Regulations, of regulation 73(1)(c), 44(1)(c) or 89(1)(c), as the case may be.