
STATUTORY INSTRUMENTS

2021 No. 872

The Public Procurement (Agreement on Government Procurement) (Amendment) (No. 2) Regulations 2021

PART 1

General

Citation, commencement and extent

1.—(1) These Regulations may be cited as the Public Procurement (Agreement on Government Procurement) (Amendment) (No. 2) Regulations 2021 and come into force on 16th August 2021.

(2) The amendments made by these Regulations have the same extent as the provisions to which they relate.

PART 2

Amendment of United Kingdom Secondary Legislation

Amendments to the Public Contracts Regulations 2015

2.—(1) The Public Contracts Regulations 2015(1) are amended as follows.

(2) In regulation 2 (definitions), in paragraph (1), in the definition of “GPA”, for “the United Kingdom’s accession” substitute “16th May 2021”.

(3) For Schedule 1 (central government authorities), substitute the Schedule contained in Schedule 1 to these Regulations.

Amendments to the Concession Contracts Regulations 2016

3.—(1) The Concession Contracts Regulations 2016(2) are amended as follows.

(2) In regulation 2 (interpretation), in paragraph (1), in the definition of “GPA”, for “the United Kingdom’s accession” substitute “16th May 2021”.

(3) In regulation 51A (duty owed to economic operators from GPA parties), for paragraph (3) substitute—

“(3) In this regulation, “relevant time” means the date on which the contracting authority or utility submitted a concession notice in respect of the concession contract to the UK e-notification service or would have done so if it had been required by these Regulations to do so.”.

(1) [S.I. 2015/102](#), as amended by [S.I. 2016/275](#), [S.I. 2020/1319](#), [S.I. 2021/573](#) and [S.I. 2021/787](#); there are other amending instruments but none is relevant.

(2) [S.I. 2016/273](#), as amended by [S.I. 2019/624](#), [S.I. 2020/1319](#), [S.I. 2021/573](#) and [S.I. 2021/787](#).

Amendment to the Utilities Contracts Regulations 2016

4.—(1) The Utilities Contracts Regulations 2016⁽³⁾ are amended as follows.

(2) In regulation 2 (definitions), in paragraph (1), in the definition of “GPA”, for “the United Kingdom’s accession” substitute “16th May 2021”.

PART 3

Amendment of Scottish Secondary Legislation

Amendments to the Public Contracts (Scotland) Regulations 2015

5.—(1) The Public Contracts (Scotland) Regulations 2015⁽⁴⁾ are amended as follows.

(2) In regulation 2 (interpretation), in paragraph (1), in the definition of “GPA”, for “the United Kingdom’s accession” substitute “16th May 2021”.

(3) For Schedule 1 (central government authorities), substitute the Schedule contained in Schedule 2 to these Regulations.

Amendment to the Utilities Contracts (Scotland) Regulations 2016

6.—(1) The Utilities Contracts (Scotland) Regulations 2016⁽⁵⁾ are amended as follows.

(2) In regulation 2 (interpretation), in paragraph (1), in the definition of “GPA”, for “the United Kingdom’s accession” substitute “16th May 2021”.

Amendments to the Concession Contracts (Scotland) Regulations 2016

7.—(1) The Concession Contracts (Scotland) Regulations 2016⁽⁶⁾ are amended as follows.

(2) In regulation 2 (interpretation), in paragraph (1), in the definition of “GPA”, for “the United Kingdom’s accession” substitute “16th May 2021”.

(3) In regulation 51A (duty owed to economic operators from GPA parties), for paragraph (3) substitute—

“(3) In this regulation, “relevant time” means the date on which the contracting entity submitted a concession notice in respect of the concession contract to the UK e-notification service or would have done so if it had been required by these Regulations to do so.”

20th July 2021

Julia Lopez
Parliamentary Under Secretary of State
Cabinet Office

(3) S.I. 2016/274, as amended by S.I. 2016/696, S.I. 2019/624, S.I. 2020/1319, S.I. 2021/573 and S.I. 2021/787.

(4) S.S.I. 2015/446, as amended by S.S.I. 2016/47, S.S.I. 2020/468, S.I. 2021/573 and S.I. 2021/787.

(5) S.S.I. 2016/49, as amended by S.S.I. 2020/468, S.I. 2021/573 and S.I. 2021/787.

(6) S.S.I. 2016/65, as amended by S.S.I. 2016/125, S.S.I. 2020/468, S.I. 2021/573 and S.I. 2021/787.