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## STATUTORY INSTRUMENTS

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# 2015 No. 102

## The Public Contracts Regulations 2015

### PART 1

#### GENERAL

#### Citation, commencement, extent and application

1.—(1) These Regulations may be cited as the Public Contracts Regulations 2015.

#### *Commencement*

(2) Except for the provisions mentioned in paragraphs (3) to (6), these Regulations come into force on 26th February 2015.

(3) Paragraphs (1) to (7) of Regulation 22 come into force—

(a) for the purposes of regulations 27(6), 28(9), 34(13), 36(4), 53(3) and 121(2)(a), on 26th February 2015;

[<sup>F1</sup>(aa) for the purposes of regulation 29(9), on 18th April 2016;]

(b) for the purposes of regulation 37(7), on 18th April 2017;

(c) for all other purposes, on 18th October 2018.

(4) Regulations 37(7) and 59(7) come into force on 18th April 2017.

(5) Regulation 61 comes into force on 18th October 2018.

(6) Regulations 106, 108, 110 and 112 come into force—

(a) in relation to contracting authorities which perform their functions on behalf of the Crown, on 26th February 2015;

(b) in relation to other contracting authorities, on 1st April 2015.

#### *Extent and application*

(7) Except for [<sup>F2</sup>Part 4 and] paragraph 19 of Schedule 6, these Regulations do not extend to Scotland.

(8) [<sup>F3</sup>Subject to paragraph (8A),] Part 4 does not apply to a contracting authority if its functions are wholly or mainly—

(a) Northern Ireland devolved functions, that is to say functions which could be conferred by provision included in an Act of the Northern Ireland Assembly made without the consent of the Secretary of State (see sections 6 to 8 of the Northern Ireland Act 1998 <sup>M1</sup>),<sup>F4</sup>...

(b) Welsh devolved functions, that is to say functions which could be conferred by provision falling within the legislative competence of the National Assembly for Wales (as defined in section 108 of the Government of Wales Act 2006 <sup>M2</sup>).<sup>F5</sup>; or

(c) Scottish devolved functions, that is to say functions the exercise of which would be within devolved competence (within the meaning of section 54 of the Scotland Act 1998)]

**Changes to legislation:** *The Public Contracts Regulations 2015, Section 1 is up to date with all changes known to be in force on or before 08 May 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. (See end of Document for details) View outstanding changes*

[<sup>F6</sup>(8A) The following provisions of Part 4 apply to a contracting authority with functions that are wholly or mainly Northern Ireland devolved functions or Welsh devolved functions—

- (a) regulation 113A;
- (b) regulation 113B;
- (c) regulation 114.]

[<sup>F7</sup>(9) [<sup>F8</sup>Except for regulations 113A, 113B and 114,] Part 4 does not apply to the National Assembly for Wales Commission.]

#### Textual Amendments

- F1** Reg. 1(3)(aa) inserted (18.4.2016) by [The Public Procurement \(Amendments, Repeals and Revocations\) Regulations 2016 \(S.I. 2016/275\)](#), reg. 1(1), **Sch. 2 para. 2(2)** (with reg. 5)
- F2** Words in reg. 1(7) inserted (18.4.2016) by [The Public Procurement \(Amendments, Repeals and Revocations\) Regulations 2016 \(S.I. 2016/275\)](#), reg. 1(1), **Sch. 2 para. 2(3)** (with reg. 5)
- F3** Words in reg. 1(8) inserted (18.4.2019) by [The Public Procurement \(Electronic Invoices etc.\) Regulations 2019 \(S.I. 2019/624\)](#), regs. 1(2), **3(2)(a)**
- F4** Word in reg. 1(8)(a) omitted (18.4.2016) by virtue of [The Public Procurement \(Amendments, Repeals and Revocations\) Regulations 2016 \(S.I. 2016/275\)](#), reg. 1(1), **Sch. 2 para. 2(4)(a)** (with reg. 5)
- F5** Reg. 1(8)(c) and word inserted (18.4.2016) by [The Public Procurement \(Amendments, Repeals and Revocations\) Regulations 2016 \(S.I. 2016/275\)](#), reg. 1(1), **Sch. 2 para. 2(4)(b)** (with reg. 5)
- F6** Reg. 1(8A) inserted (18.4.2019) by [The Public Procurement \(Electronic Invoices etc.\) Regulations 2019 \(S.I. 2019/624\)](#), regs. 1(2), **3(2)(b)**
- F7** Reg. 1(9) inserted (18.4.2016) by [The Public Procurement \(Amendments, Repeals and Revocations\) Regulations 2016 \(S.I. 2016/275\)](#), reg. 1(1), **Sch. 2 para. 2(5)** (with reg. 5)
- F8** Words in reg. 1(9) inserted (18.4.2019) by [The Public Procurement \(Electronic Invoices etc.\) Regulations 2019 \(S.I. 2019/624\)](#), regs. 1(2), **3(2)(c)**

#### Marginal Citations

- M1** 1998 c.47; section 6 was amended by [S.I. 2011/1053](#), **article 6(2)(a)**; section 7 was amended by the [Justice \(Northern Ireland\) Act 2002 \(c.26\)](#), **section 84(1)** and Schedule 13 and by the [Northern Ireland \(Miscellaneous Provisions\) Act 2006 \(c.33\)](#), **Schedule 4**, paragraph 10; section 7A was inserted by the [Northern Ireland \(Miscellaneous Provisions\) Act 2014](#), section 6(1) and (3).
- M2** 2006 c.32; section 108 was amended by [S.I. 2011/1053](#), **article 6(2)(a)**.

**Changes to legislation:**

The Public Contracts Regulations 2015, Section 1 is up to date with all changes known to be in force on or before 08 May 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.

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

- Regulations revoked by [2023 c. 54 Sch. 11 para. 5](#)

**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. 6(15A) words omitted by [S.I. 2023/506 reg. 2\(3\)\(a\)](#) (This amendment not applied to [legislation.gov.uk](#). S.I. 2023/506 revoked before coming into force by The Public Procurement (International Trade Agreements) (Amendment) (Wales) (No. 2) Regulations 2023 (S.I. 2023/567), regs. 1(2), 6)
- reg. 10(1)(d)(i)(aa) words substituted by [S.I. 2019/560 reg. 5\(9\)\(a\)\(i\)](#) (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. 10(1)(d)(i)(bb) words substituted by [S.I. 2019/560 reg. 5\(9\)\(a\)\(ii\)](#) (This amendment not applied to [legislation.gov.uk](#). Affecting Regulations revoked (20.11.2020) by S.I. 2020/1319, regs. 1(3), 2(a))
- reg. 18(4) words omitted by [S.I. 2023/506 reg. 2\(4\)](#) (This amendment not applied to [legislation.gov.uk](#). S.I. 2023/506 revoked before coming into force by The Public Procurement (International Trade Agreements) (Amendment) (Wales) (No. 2) Regulations 2023 (S.I. 2023/567), regs. 1(2), 6)