



21 December 2021

(21-9534)

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Committee on Government Procurement

Original: English

**NOTIFICATION OF DOMESTIC LEGISLATION RELEVANT TO THE  
AGREEMENT ON GOVERNMENT PROCUREMENT 2012**

NOTIFICATION FROM UNITED KINGDOM

The following notification, dated 20 December 2021, is being circulated at the request of the Delegation of the United Kingdom.

<b>Notifying Party</b>	<b>UNITED KINGDOM</b>
<b>Legal Basis</b>	<input checked="" type="checkbox"/> Article XXII:5 of the GPA 2012 <input type="checkbox"/> Committee's Decision on notification requirements under Articles XIX and XXII:5 of the GPA 2012 (Para. 1 of <a href="#">GPA/113</a> , Annex A of Appendix 2, pp. 436-437)
<b>Title of the notified legal text</b>	The Concession Contracts Regulations 2016
<b>Link to legal text</b>	<a href="https://members.wto.org/crnattachments/2021/GPA/GBR/21_7796_00_e.pdf">https://members.wto.org/crnattachments/2021/GPA/GBR/21_7796_00_e.pdf</a> ; <a href="https://www.legislation.gov.uk/uksi/2016/273">https://www.legislation.gov.uk/uksi/2016/273</a>
<b>Notification status</b>	<input checked="" type="checkbox"/> First notification <input type="checkbox"/> Change, amendment or revision to notified legal text <input type="checkbox"/> Replacement or consolidation of notified legal text(s)
<b>Previous notifications referred to</b>	Amends legal text in place before the United Kingdom completed its accession to the GPA in its own right.
<b>Brief description of the notified legal text</b>	
<p>The Concession Contracts Regulations 2016 and the Concession Contracts (Scotland) Regulations 2016 came into force in 2016 and provide the legal framework for procurement by contracting authorities and contracting entities by means of a concession.</p> <p>In 2021 various amendments were made to these regulations which arose from the UK acceding to the Agreement on Government Procurement (GPA) in its own right and reflecting modifications to the United Kingdom's Appendix I of the GPA following the UK's Article XIX notification which came into effect on 16 May 2021. None of these amendments are substantive.</p> <p>These amendments were made by the Public Procurement (Agreement on Government Procurement) (Amendment) Regulations 2021 made on 12 May 2021 which entered into force on 11 June 2021 (<a href="http://www.legislation.gov.uk/uksi/2021/573/made">www.legislation.gov.uk/uksi/2021/573/made</a>) and the Public Procurement (Agreement on Government Procurement) (Amendment) (No. 2) Regulations 2021 made on 20 July 2021 which entered into force on 16 August 2021. (<a href="http://www.legislation.gov.uk/uksi/2021/872/made">www.legislation.gov.uk/uksi/2021/872/made</a>)</p>	

These regulations were made using powers in the Trade Act 2021 came into force on 29 April 2021. ([www.legislation.gov.uk/ukpga/2021/10](http://www.legislation.gov.uk/ukpga/2021/10))

Further amendments concerning updating the UK's thresholds and to change the calculation of the estimated value of a procurement based on the total amount payable without making a deduction for value added tax will be made by the Public Procurement (Agreement on Government Procurement) (Thresholds) (Amendment) Regulations 2021 made on 29 October 2021 which will enter into force on 1 January 2022 ([www.legislation.gov.uk/uksi/2021/1221/made](http://www.legislation.gov.uk/uksi/2021/1221/made)) and the Public Procurement (Agreement on Government Procurement) (Thresholds etc.) (Amendment) (Scotland) Regulations 2021 ([www.legislation.gov.uk/ssi/2021/378/made](http://www.legislation.gov.uk/ssi/2021/378/made)) (as amended by the Public Procurement (Agreement on Government Procurement) (Thresholds etc.) (Amendment) (Scotland) Amendment Regulations 2021) Made 29 October 2021 which comes into force on 1 January 2022 ([www.legislation.gov.uk/ssi/2021/424/made](http://www.legislation.gov.uk/ssi/2021/424/made)).

These amendments were made using powers in the Trade Act 2021, the Public Contracts Regulations 2015, the Concession Contracts Regulations 2016, and the Utilities Contracts Regulations 2016 and for Scotland, the Trade Act 2021, the Public Contracts (Scotland) Regulations 2015, the Utilities Contracts (Scotland) Regulations 2016, and the Concession Contracts (Scotland) Regulations 2016.

<b>Languages of notified legal text</b>	English
<b>Date of adoption</b>	12 May 2021, 16 August 2021 and 29 October 2021
<b>Entry into force</b>	11 June 2021, 16 August 2021 and 1 January 2022.
<b>Other information</b>	
<b>Agency or authority responsible</b>	Cabinet Office International and Reform Team Telephone: +44-7771-957746