

Draft Regulations laid before Parliament under section 121(4) of the Procurement Act 2023 (c.), for approval by resolution of each House of Parliament.

DRAFT STATUTORY INSTRUMENTS

2024 No.

PUBLIC PROCUREMENT

**The Procurement Act 2023 (Miscellaneous Provisions) Regulations
2024**

Made - - - -

Coming into force - -

The Minister for the Cabinet Office, with the consent of the Department of Finance, makes these Regulations in exercise of the powers conferred by sections 9(2), 33(7) and (8), 112(1) and (4), 114(1), 115(2) and (3), 119(1), 121(3)(a) and (b), 122(1), paragraph 5(1) of Schedule 1, paragraphs 2(6), 3(3), 6(4), 6(5) of Schedule 2, and paragraphs 1(3), 1(4), 2(3), 2(4), 3(5) and 3(6)(a) of Schedule 4 to the Procurement Act 2023(a).

In accordance with section 121(4)(c), (d), (q), (r), (s), (x), (y) and (z) of the Procurement Act 2023 a draft of this instrument has been laid before Parliament and approved by a resolution of each House of Parliament.

In accordance with sections 9(3) and (4) of the Procurement Act 2023 the Minister for the Cabinet Office having considered the matters listed in section 9(4) considers it appropriate to make these Regulations.

PART 1

Introductory provisions

Citation and commencement

1.—(1) These Regulations may be cited as the Procurement Act 2023 (Miscellaneous Provisions) Regulations 2024.

(2) These Regulations come into force on [xxxx].

(a) c. xxx. For definitions of “appropriate authority” and “Minister of the Crown” see section 122(1) of the Procurement Act 2023.

Extent and application

- 2.—(1) Parts 1 to 5, and Part 8, extend to England and Wales, Scotland or Northern Ireland.
- (2) Parts 6 and 7 extend to England and Wales.
- (3) In relation to contracting authorities that are devolved Welsh authorities, Parts 2 to 4 and 6 to 8 only apply in respect of procurement under a reserved procurement arrangement or a transferred Northern Ireland procurement arrangement.
- (4) These Regulations do not apply to devolved Welsh authorities.

Interpretation

- 3.—(1) In these Regulations—
- “average turnover amount” means one third of the three-year turnover amount;
- “CPV” means the Common Procurement Vocabulary as adopted by Regulation (EC) No 2195/2002 of the European Parliament and of the Council of 5 November 2002 on the Common Procurement Vocabulary(a);
- “three-year turnover amount” means the total turnover generated during the relevant period.
- (2) For the meaning of the following terms, see section 113 of the Procurement Act 2023—
- (a) a reserved procurement arrangement;
- (b) a devolved Welsh procurement arrangement;
- (c) a transferred Northern Ireland procurement arrangement.

PART 2

Vertical and horizontal arrangements and affiliated persons

Interpretation of Part 2

4. In this Part, “relevant period” means either—
- (a) the period of three years ending with the projected date of contract award; or
- (b) an equivalent three-year period corresponding with the accounting periods of the controlled person, horizontal arrangement or affiliated person and ending not earlier than one year before the projected date of contract award.

Calculation of percentage of activities for vertical and horizontal arrangements

- 5.—(1) The percentages mentioned in paragraphs 2(2)(c) and 3(2)(b) of Schedule 2 to the Procurement Act 2023 are to be calculated by reference to the average turnover amount, subject as follows.
- (2) Where a three-year turnover amount is not available because the controlled person or horizontal arrangement was created or commenced its activities within the relevant period, an equivalent figure may be calculated using either—
- (a) any turnover generated during the relevant period, supplemented by credible business projections; or

(a) EUR 2195/2002, as amended by S.I. 2020/1319; this is a reference to the retained version of Regulation (EC) 2195/2002. That retained version is available online at <https://www.legislation.gov.uk/eur/2002/2195/contents>.

- (b) where there has been no turnover during the relevant period, credible business projections only.
- (3) Where the three-year turnover amount is not relevant because the activities of the controlled person or horizontal arrangement were reorganised within the relevant period, an equivalent figure may be calculated using either—
 - (a) any turnover generated after the reorganisation, supplemented by credible business projections; or
 - (b) where no turnover has been generated after the reorganisation, credible business projections only.
- (4) Where a contracting authority reasonably believes that turnover is not the most suitable measure of the activities of the controlled person or horizontal arrangement one of the alternative measures as set out in paragraph (5) may be used.
- (5) The alternative measures referred to in paragraph (4) are—
 - (a) costs incurred during the relevant period by the controlled person or horizontal arrangement in connection with the relevant activities;
 - (b) time spent during the relevant period by the controlled person or horizontal arrangement on the relevant activities; and
 - (c) value of goods, services or works transferred during the relevant period by the controlled person or horizontal arrangement to its customers or clients in connection with the relevant activities.
- (6) In this regulation—
 - “controlled person” means a person controlled by a contracting authority or authorities within the meaning of paragraph 2 of Schedule 2 to the Procurement Act 2023;
 - “relevant activities” means the activities described in paragraphs 2(2)(c) and 3(2)(b) of Schedule 2 to the Procurement Act 2023, as the case may be.

Calculation of percentage of turnover of an affiliated person

- 6.—**(1) The percentage mentioned in paragraph 6(3) of Schedule 2 to the Procurement Act 2023 is to be calculated by reference to the average turnover amount, subject as follows.
- (2) Where a three-year turnover amount is not available because the affiliated person was created or commenced its activities within the relevant period, an equivalent figure may be calculated using either—
 - (a) any turnover generated during the relevant period, supplemented by credible business projections; or
 - (b) where there has been no turnover during the relevant period, credible business projections only.
 - (3) In calculating the three-year turnover amount in relation to a person (“A”) for the purposes of this regulation, turnover of a person who is an affiliated person in relation to A is to be treated as part of A’s turnover.
 - (4) In this regulation, “affiliated person” means a person affiliated with another within the meaning of paragraph 6(2) of Schedule 2 to the Procurement Act 2023.

PART 3

Supply of gas, heat, electricity and water

Interpretation of Part 3

7. In this Part—

“quarter” means a period of three months beginning with 1 January, 1 April, 1 July or 1 October;

“relevant period” means either—

- (a) the period of three years ending with the projected date of contract award; or
- (b) an equivalent three-year period corresponding with the accounting periods of the operator and ending with the last quarter before the projected date of contract award for which the operator has turnover data.

Calculation of percentage of turnover of gas or heat operator

8.—(1) The percentage mentioned in paragraph 1(2)(c) of Schedule 4 to the Procurement Act 2023 is to be calculated by reference to the average turnover amount, subject as follows.

(2) Where a three-year turnover amount is not available because the operator was created or commenced its activities within the past three years, an equivalent figure may be calculated using either—

- (a) any turnover generated during the relevant period, supplemented by credible business projections; or
- (b) where there has been no turnover during the relevant period, credible business projections only.

Calculation of percentage of production by electricity or water operator

9.—(1) The percentages mentioned in paragraphs 2(2)(d) and 3(4)(d) of Schedule 4 to the Procurement Act 2023 are to be calculated by reference to the average production amount, subject as follows.

(2) Where a three-year production amount is not available because the operator was created or commenced its activities within the past three years, an equivalent figure may be calculated using either—

- (a) figures for any production during the relevant period, supplemented by credible business projections; or
- (b) where there has been no production during the relevant period, credible business projections only.

(3) In this regulation—

“average production amount” means one third of the three-year production amount;

“three-year production amount” means the total production during the relevant period.

PART 4

Light touch services and reservable light touch services

Specification of services

10.—(1) The services which are covered by the CPV codes set out in Table 1 of Schedule 1 are specified as light touch services for the purposes of section 9(1) of the Procurement Act 2023.

(2) An “R” in the final column of Table 1 means that a service is specified as a reservable light touch service for the purposes of section 33(7) of the Procurement Act 2023.

(3) The services which are covered by the CPV codes set out in Table 2 of Schedule 1 are specified as light touch services for the purposes of section 9(1) of the Procurement Act 2023, but only where those services are supplied under a contract for the supply of the matters listed in section 7(1)(a) to (f) of the Procurement Act 2023.

PART 5

Regulation of procurement by devolved Scottish authorities

Scope of this Part

11. This Part makes provision for the purpose of regulating devolved Scottish authorities carrying out procurement under—

- (a) reserved procurement arrangements,
- (b) devolved Welsh procurement arrangements, or
- (c) transferred Northern Ireland procurement arrangements.

12. This Part only applies to a devolved Scottish authority which is—

- (a) a contracting authority within the meaning of regulation 2(1) of the Public Contracts (Scotland) Regulations 2015(a); or
- (b) a utility within the meaning of regulation 4 of the Utilities Contracts (Scotland) Regulations 2016(b).

Interpretation of Part 5

13.—(1) For the meaning of centralised procurement authority, see section 1(4) of the Procurement Act 2023.

(2) For the meaning of devolved Scottish authority, see sections 2(6), (7) and (8) of the Procurement Act 2023.

(3) For the meaning of “dynamic market”, see section 34 of the Procurement Act 2023.

(4) For the meaning of “framework”, see section 45 of the Procurement Act 2023.

(5) For the meaning of “utilities dynamic market”, see section 35(2) of the Procurement Act 2023.

(a) S.S.I. 2015/448, as amended by paragraph 17(2) of Schedule 3 of the Advanced Research and Invention Agency Act 2022 c. 4. There are other amendments which are not relevant;

(b) S.S.I. 2016/49, to which there are amendments, none of which are relevant.

Procurement carried out jointly or by a centralised procurement authority

14.—(1) This regulation applies where a devolved Scottish authority carries out procurement under a reserved procurement arrangement, a devolved Welsh procurement arrangement or a transferred Northern Ireland procurement arrangement, and as part of that procurement arrangement a contract is awarded following a procedure or other selection process carried out—

- (a) jointly by two or more authorities; or
- (b) by a centralised procurement authority or equivalent body.

(2) The Procurement Act 2023 has effect, reading section 2 of that Act as if a devolved Scottish authority were not listed as an excluded authority in section 2(5)(a).

(3) Where a procurement arrangement referred to in subsection (1) results in the award of a contract in accordance with a framework or by reference to a dynamic market or a utilities dynamic market, this regulation applies and regulation 15 does not.

Procurement in accordance with a framework or by reference to a dynamic market

15.—(1) Subject to regulation 14(3), this regulation applies where a devolved Scottish authority carries out procurement under a reserved procurement arrangement, a devolved Welsh procurement arrangement or a transferred Northern Ireland procurement arrangement, and as part of that procurement arrangement a contract is awarded—

- (a) in accordance with a framework or similar arrangement; or
- (b) by reference to a dynamic market, a utilities dynamic market or similar arrangement.

(2) The Procurement Act 2023 has effect—

- (a) reading section 2 of that Act as if a devolved Scottish authority were not listed as an excluded authority in section 2(5)(a) and
- (b) subject to Schedule 2.

Place of publication

16. Where the effect of this Part is to require publication of notices, documents or other information under these Regulations, these must be published in accordance with the [Procurement Act (Online Systems and Notices) Regulations 2024](a).

PART 6

Disapplication of section 17 Local Government Act 1988

Disapplication of duty in section 17 Local Government Act 1988

17.—(1) The duty under section 17(1) of the Local Government Act 1988(b) does not apply to the matters specified in section 17(5)(e) of that Act insofar as the duty relates to the exercise of functions regulated by that section by a relevant contracting authority in respect of any relevant contract where one, but only one, of the conditions in paragraph (2) is met.

(2) The conditions referred to in paragraph (1) are that in respect of the relevant contract—

(a)

(b) 1988 c. 9; section 17 was relevantly amended by paragraph 38 of Schedule 2 to the Trade Union and Labour Relations (Consolidation) Act 1992 (c. 52), paragraph 10 of Schedule 26 to the Equality Act 2010 (c. 15), section 2 of the Public Services (Social Value) Act 2012 (c. 3), [section 115 of the Procurement Act 2023 (c. x)], S.I. 2009/1941, S.I. 2011/1066 and S.I. 2012/3173.

- (a) only suppliers based within the United Kingdom are or were allowed to participate in, or progress as part of, the procurement of the contract;
 - (b) only suppliers based within a single, specified county are or were allowed to participate in, or progress as part of, the procurement of the contract; and
 - (c) only suppliers based within a single, specified London borough are or were allowed to participate in, or progress as part of, the procurement of the contract.
- (3) For the purposes of this regulation—

“based within” refers to where a supplier has based or established substantive business operations, not taking account of the location of the corporate ownership or control of the supplier;

“county” means a county established by section 1 of the Local Government Act 1972(a);

“relevant contract” means a contract to which section 17 of the Local Government Act 1988 applies that is a below-threshold contract (as defined in section 5(5) of the Procurement Act 2023) that is entered into on or after this regulation comes into force;

“relevant contracting authority” means any contracting authority to which section 17 applies, other than a devolved Welsh authority.

PART 7

Disapplication in relation to procurement by NHS in England

Disapplication in relation to procurement by NHS in England

18. The Procurement Act 2023 does not apply to procurements to which the Health Care Services (Provider Selection Regime) Regulations 2023(b) apply.

PART 8

Definitions of “central government authority” and “works”

Meaning of “central government authority”

19.—(1) The Crown, but not His Majesty in his private capacity, and all the entries listed in columns 1 or 2 of Table 1 in Schedule 3 to these Regulations (whether or not they perform their functions on behalf of the Crown) are specified for the purposes of the definition of “central government authority” in paragraph 5(1) of Schedule 1 to the Procurement Act 2023.

(2) Where an entity listed in Schedule 3 is succeeded by another entity, which is itself a contracting authority, the successor entity shall be deemed to be included in the Schedule.

Meaning of “works”

20. For the purposes of the definition of “works” in paragraph 5(1) of Schedule 1 to the Procurement Act 2023, “works” means the activities which fall within the CPV codes listed Schedule 4.

(a) 1972 c. 70.
(b) [S.I. 2023/xxxx]

Signatory text

Date

Name
Parliamentary Under Secretary of State
Cabinet Office

DRAFT

SCHEDULES

SCHEDULE 1

Regulation 10

Light touch services

Table 1

Light touch services

CPV code	Service	Reservable
<i>Health, social and related services</i>		
75231200	Services related to the detention or rehabilitation of criminals	
75231240	Probation services	
79611000	Job search services	
79622000	Supply services of domestic help personnel	R
79624000	Supply services of nursing personnel	R
79625000	Supply services of medical personnel	R
85000000	Health and social work services	R
85100000	Health services	R
85110000	Hospital and related services	R
85111000	Hospital services	R
85111100	Surgical hospital services	R
85111200	Medical hospital services	R
85111300	Gynaecological hospital services	R
85111310	In vitro fertilisation services	R
85111320	Obstetrical hospital services	R
85111400	Rehabilitation hospital services	R
85111500	Psychiatric hospital services	R
85111600	Orthotic services	R
85111700	Oxygen-therapy services	R
85111800	Pathology services	R

CPV code	Service	Reservable
85111810	Blood analysis services	R
85111820	Bacteriological analysis services	R
85111900	Hospital dialysis services	R
85112000	Hospital support services	R
85112100	Hospital-bedding services	R
85112200	Outpatient care services	R
85120000	Medical practice and related services	R
85121000	Medical practice services	R
85121100	General-practitioner services	R
85121200	Medical specialist services	R
85121210	Gynaecologic or obstetric services	R
85121220	Nephrology or nervous system specialist services	R
85121230	Cardiology services or pulmonary specialists services	R
85121231	Cardiology services	R
85121232	Pulmonary specialists services	R
85121240	ENT or audiologist services	R
85121250	Gastroenterologist and geriatric services	R
85121251	Gastroenterologist services	R
85121252	Geriatric services	R
85121270	Psychiatrist or psychologist services	R
85121271	Home for the psychologically disturbed services	R
85121280	Ophthalmologist, dermatology or orthopedics services	R
85121281	Ophthalmologist services	R
85121282	Dermatology services	R
85121283	Orthopaedic services	R
85121290	Paediatric or urologist services	R
85121291	Paediatric services	R
85121292	Urologist services	R
85121300	Surgical specialist services	R
85130000	Dental practice and related services	R

CPV code	Service	Reservable
85131000	Dental-practice services	R
85131100	Orthodontic services	R
85131110	Orthodontic-surgery services	R
85140000	Miscellaneous health services	R
85141000	Services provided by medical personnel	R
85141100	Services provided by midwives	R
85141200	Services provided by nurses	R
85141210	Home medical treatment services	R
85141211	Dialysis home medical treatment services	R
85141220	Advisory services provided by nurses	R
85142000	Paramedical services	R
85142100	Physiotherapy services	R
85142200	Homeopathic services	R
85142300	Hygiene services	R
85142400	Home delivery of incontinence products	R
85143000	Ambulance services	R
85144000	Residential health facilities services	R
85144100	Residential nursing care services	R
85145000	Services provided by medical laboratories	R
85146000	Services provided by blood banks	R
85146100	Services provided by sperm banks	R
85146200	Services provided by transplant organ banks	R
85147000	Company health services	R
85148000	Medical analysis services	R
85149000	Pharmacy services	R
85150000	Medical imaging services	R
85160000	Optician services	R
85170000	Acupuncture and chiropractor services	R
85171000	Acupuncture services	R
85172000	Chiropractor services	R
85200000	Veterinary services	R

CPV code	Service	Reservable
85210000	Domestic animal nurseries	R
85300000	Social work and related services	R
85310000	Social work services	R
85311000	Social work services with accommodation	R
85311100	Welfare services for the elderly	R
85311200	Welfare services for [disabled people]	R
85311300	Welfare services for children and young people	R
85312000	Social work services without accommodation	R
85312100	Daycare services	R
85312110	Child daycare services	R
85312120	Daycare services for [disabled] children and young people	R
85312200	Home delivery of provisions	R
85312300	Guidance and counselling services	R
85312310	Guidance services	R
85312320	Counselling services	R
85312330	Family-planning services	R
85312400	Welfare services not delivered through residential institutions	R
85312500	Rehabilitation services	R
85312510	Vocational rehabilitation services	R
85320000	Social services	R
85321000	Administrative social services	R
85322000	Community action programme	R
85323000	Community health services	R
98133000	Services furnished by social membership organisations	R
98133100	Civic betterment and community facility support services	
98200000	Equal opportunities consultancy services	
98500000	Private households with employed persons	
98513000	Manpower services for households	
98513100	Agency staff services for households	

CPV code	Service	Reservable
98513200	Clerical staff services for households	
98513300	Temporary staff for households	
98513310	Home-help services	
98514000	Domestic services	
<i>Administrative social, educational, healthcare and cultural services</i>		
75000000	Administration, defence and social security services	
75121000	Administrative educational services	R
75122000	Administrative healthcare services	R
75124000	Administrative recreational, cultural and religious services	
79950000	Exhibition, fair and congress organisation services	
79951000	Seminar organisation services	
79952000	Event services	
79952100	Cultural event organisation services	
79953000	Festival organisation services	
79954000	Party organisation services	
79955000	Fashion shows organisation services	
79956000	Fair and exhibition organisation services	
79995000	Library management services	
79995100	Archiving services	
79995200	Cataloguing services	
80000000	Education and training services	
80100000	Primary education services	
80110000	Pre-school education services	R
80200000	Secondary education services	
80210000	Technical and vocational secondary education services	
80211000	Technical secondary education services	
80212000	Vocational secondary education services	
80300000	Higher education services	R
80310000	Youth education services	
80320000	Medical education services	

CPV code	Service	Reservable
80330000	Safety education services	
80340000	Special education services	
80400000	Adult and other education services	
80410000	Various school services	
80411000	Driving-school services	
80411100	Driving-test services	
80411200	Driving lessons	
80412000	Flying-school services	
80413000	Sailing-school services	
80414000	Diving-school services	
80415000	Ski-training services	
80420000	E-learning services	R
80430000	Adult-education services at university level	R
80490000	Operation of an educational centre	
80500000	Training services	
80510000	Specialist training services	
80511000	Staff training services	R
80512000	Dog training services	
80513000	Horse riding school services	
80520000	Training facilities	R
80521000	Training programme services	
80522000	Training seminars	
80530000	Vocational training services	
80531000	Industrial and technical training services	
80531100	Industrial training services	
80531200	Technical training services	
80532000	Management training services	
80533000	Computer-user familiarisation and training services	
80533100	Computer training services	
80533200	Computer courses	
80540000	Environmental training services	

CPV code	Service	Reservable
80550000	Safety training services	
80560000	Health and first-aid training services	
80561000	Health training services	
80562000	First-aid training services	
80570000	Personal development training services	
80580000	Provision of language courses	
80590000	Tutorial services	R
80600000	Training services in defence and security materials	
80610000	Training and simulation in security equipment	
80620000	Training and simulation in firearms and ammunition	
80630000	Training and simulation in military vehicles	
80640000	Training and simulation in warships	
80650000	Training and simulation in aircrafts, missiles and spacecrafts	
80660000	Training and simulation in military electronic systems	
92000000	Recreational, cultural and sporting services	
92100000	Motion picture and video services	
92110000	Motion picture and video tape production and related services	
92111000	Motion picture and video production services	
92111100	Training-film and video-tape production	
92111200	Advertising, propaganda and information film and video-tape production	
92111210	Advertising film production	
92111220	Advertising video-tape production	
92111230	Propaganda film production	
92111240	Propaganda video-tape production	
92111250	Information film production	
92111260	Information video-tape production	
92111300	Entertainment film and video-tape production	
92111310	Entertainment film production	

CPV code	Service	Reservable
92111320	Entertainment video-tape production	
92112000	Services in connection with motion-picture and video-tape production	
92120000	Motion-picture or video-tape distribution services	
92121000	Video-tape distribution services	
92122000	Motion picture distribution services	
92130000	Motion picture projection services	
92140000	Video-tape projection services	
92200000	Radio and television services	
92210000	Radio services	
92211000	Radio production services	
92213000	Small scale radio systems services	
92214000	Radio studio or equipment services	
92215000	General Mobile Radio Services (GMRS)	
92220000	Television services	
92221000	Television production services	
92222000	Closed circuit television services	
92224000	Digital television	
92225000	Interactive television	
92225100	Film-on-demand television	
92226000	Teleprogramming	
92230000	Radio and television cable services	
92231000	International bilateral services and international private leased lines	
92232000	Cable TV	
92300000	Entertainment services	
92310000	Artistic and literary creation and interpretation services	
92311000	Works of art	
92312000	Artistic services	
92312100	Theatrical producers', singer groups', bands' and orchestras' entertainment services	
92312110	Theatrical producer entertainment services	

CPV code	Service	Reservable
92312120	Singer group entertainment services	
92312130	Band entertainment services	
92312140	Orchestral entertainment services	
92312200	Services provided by authors, composers, sculptors, entertainers and other individual artists	
92312210	Services provided by authors	
92312211	Writing agency services	
92312212	Services related to the preparation of training manuals	
92312213	Technical author services	
92312220	Services provided by composers	
92312230	Services provided by sculptors	
92312240	Services provided by entertainers	
92312250	Services provided by individual artists	
92312251	Disk-jockey services	
92320000	Arts-facility operation services	
92330000	Recreational-area services	
92331000	Fair and amusement park services	
92331100	Fair services	
92331200	Amusement park services	
92331210	Children animation services	
92332000	Beach services	
92340000	Dance and performance entertainment services	
92341000	Circus services	
92342000	Dance-instruction services	
92342100	Ballroom dance-instruction services	
92342200	Discotheque dance-instruction services	
92350000	Gambling and betting services	
92351000	Gambling services	
92351100	Lottery operating services	
92351200	Casino operating services	
92352000	Betting services	

CPV code	Service	Reservable
92352100	Totalisator operating services	
92352200	Bookmaking services	
92360000	Pyrotechnic services	
92370000	Sound technician	
92400000	News-agency services	
92500000	Library, archives, museums and other cultural services	R
92510000	Library and archive services	
92511000	Library services	
92512000	Archive services	
92512100	Archive destruction services	
92520000	Museum services and preservation services of historical sites and buildings	
92521000	Museum services	
92521100	Museum-exhibition services	
92521200	Preservation services of exhibits and specimens	
92521210	Preservation services of exhibits	
92521220	Preservation services of specimens	
92522000	Preservation services of historical sites and buildings	
92522100	Preservation services of historical sites	
92522200	Preservation services of historical buildings	
92530000	Botanical and zoological garden services and nature reserve services	
92531000	Botanical garden services	
92532000	Zoological garden services	
92533000	Nature reserve services	
92534000	Wildlife preservation services	
92600000	Sporting services	R
92610000	Sports facilities operation services	
92620000	Sport-related services	
92621000	Sports-event promotion services	
92622000	Sports-event organisation services	

CPV code	Service	Reservable
92700000	Cybercafé services	
<i>Compulsory social security services</i>		
75300000	Compulsory social security services	
<i>Benefit services</i>		
75310000	Benefit services	
75311000	Sickness benefits	
75312000	Maternity benefits	
75313000	Disability benefits	
75313100	Temporary disablement benefits	
75314000	Unemployment compensation benefits	
75320000	Government employee pension schemes	
75330000	Family allowances	
75340000	Child allowances	
<i>Other community, social and personal services including services furnished by trade unions, political organisations, youth associations and other membership organisations services</i>		
98000000	Other community, social and personal services	
98120000	Services furnished by trade unions	
98130000	Miscellaneous membership organisations services	
98132000	Services furnished by political organisations	
98133110	Services provided by youth associations	R
<i>Religious services</i>		
98131000	Religious services	
<i>Hotel and restaurant services</i>		
55100000	Hotel services	
55110000	Hotel accommodation services	
55120000	Hotel meeting and conference services	
55130000	Other hotel services	
55200000	Camping sites and other non-hotel accommodation	
55210000	Youth hostel services	
55220000	Camping-site services	
55221000	Caravan-site services	
55240000	Holiday centre and holiday home services	

CPV code	Service	Reservable
55241000	Holiday centre services	
55242000	Holiday home services	
55243000	Children's holiday-camp services	
55250000	Letting services of short-stay furnished accommodation	
55260000	Sleeping-car services	
55270000	Services provided by bed and breakfast establishments	
55300000	Restaurant and food-serving services	
55310000	Restaurant waiter services	
55311000	Restricted-clientele restaurant waiter services	
55312000	Unrestricted-clientele restaurant waiter services	
55320000	Meal-serving services	
55321000	Meal-preparation services	
55322000	Meal-cooking services	
55330000	Cafeteria services	
55400000	Beverage-serving services	
55410000	Bar management services	
55510000	Canteen services	
55511000	Canteen and other restricted-clientele cafeteria services	
55512000	Canteen management services	
55520000	Catering services	
55521000	Catering services for private households	
55521100	Meals-on-wheels services	
55521200	Meal delivery service	
55522000	Catering services for transport enterprises	
55523000	Catering services for other enterprises or other institutions	
55523100	School-meal services	
55524000	School catering services	

Legal services, to the extent not included by paragraph 14 of Schedule 2 to the Procurement Act 2023

CPV code	Service	Reservable
75231100	Law-courts-related administrative services	
79100000	Legal services	
79110000	Legal advisory and representation services	
79111000	Legal advisory services	
79112000	Legal representation services	
79112100	Stakeholders representation services	
79120000	Patent and copyright consultancy services	
79121000	Copyright consultancy services	
79121100	Software copyright consultancy services	
79130000	Legal documentation and certification services	
79131000	Documentation services	
79132000	Certification services	
79132100	Electronic signature certification services	
79140000	Legal advisory and information services	
<i>Other administrative services and government services</i>		
75100000	Administration services	
75110000	General public services	
75111000	Executive and legislative services	
75111100	Executive services	
75111200	Legislative services	
75112000	Administrative services for business operations	
75112100	Administrative development project services	
75120000	Administrative services of agencies	
75123000	Administrative housing services	R
75125000	Administrative services related to tourism affairs	
75130000	Supporting services for the government	
75131000	Government services	
<i>Provision of services to the community</i>		
75200000	Provision of services to the community	
75210000	Foreign affairs and other services	
75211000	Foreign-affairs services	

CPV code	Service	Reservable
75211100	Diplomatic services	
75211110	Consular services	
75211200	Foreign economic-aid-related services	
75211300	Foreign military-aid-related services	
75220000	Defence services	
75221000	Military defence services	
75222000	Civil defence services	
75230000	Justice services	
75231000	Judicial services	
<i>Prison related services, public security and rescue services to the extent not excluded by paragraph 20 of Schedule 2 to the Procurement Act 2023</i>		
75231210	Imprisonment services	
75231220	Prisoner-escort services	
75231230	Prison services	
75240000	Public security, law and order services	
75241000	Public security services	
75241100	Police services	
75242000	Public law and order services	
75242100	Public-order services	
75242110	Bailiff services	
75250000	Fire-brigade and rescue services	
75251000	Fire-brigade services	
75251100	Firefighting services	
75251110	Fire-prevention services	
75251120	Forest-firefighting services	
75252000	Rescue services	
79430000	Crisis management services	
98113100	Nuclear safety services	
<i>Investigation and security services</i>		
79700000	Investigation and security services	
79710000	Security services	
79711000	Alarm-monitoring services	

CPV code	Service	Reservable
79713000	Guard services	
79714000	Surveillance services	
79714100	Tracing system services	
79714110	Absconder-tracing services	
79715000	Patrol services	
79716000	Identification badge release services	
79720000	Investigation services	
79721000	Detective agency services	
79722000	Graphology services	
79723000	Waste analysis services	
<i>International services</i>		
98900000	Services provided by extra-territorial organisations and bodies	
98910000	Services specific to international organisations and bodies	
<i>Postal services</i>		
64000000	Postal and telecommunications services	
64100000	Post and courier services	
64110000	Postal services	
64111000	Postal services related to newspapers and periodicals	
64112000	Postal services related to letters	
64113000	Postal services related to parcels	
64114000	Post office counter services	
64115000	Mailbox rental	
64116000	Post-restante services	
64122000	Internal office mail and messenger services	
<i>Miscellaneous services</i>		
50116510	Tyre-remoulding services	
71550000	Blacksmith services	

Table 2
Additional light touch services for certain defence and security contracts

Service	
<i>Hotel and restaurant services</i>	
98340000	Accommodation and office services
98341000	Accommodation services
98341100	Accommodation management services
<i>Support and auxiliary transport services</i>	
63000000	Supporting and auxiliary transport services; travel agencies services
63100000	Cargo handling and storage services
63110000	Cargo handling services
63111000	Container handling services
63112000	Baggage handling services
63112100	Passenger baggage handling services
63112110	Baggage collection services
63120000	Storage and warehousing services
63121000	Storage and retrieval services
63121100	Storage services
63121110	Gas storage services
63122000	Warehousing services
63500000	Travel agency, tour operator and tourist assistance services
63510000	Travel agency and similar services
63511000	Organisation of package tours
63512000	Sale of travel tickets and package tours services
63513000	Tourist information services
63514000	Tourist guide services
63515000	Travel services
63516000	Travel management services
63520000	Transport agency services
63521000	Freight transport agency services
63522000	Ship brokerage services
63523000	Port and forwarding agency services
63524000	Transport document preparation services
63700000	Support services for land, water and air transport

Service

63710000	Support services for land transport
63711000	Support services for railway transport
63711100	Train monitoring services
63712000	Support services for road transport
63712100	Bus station services
63712200	Highway operation services
63712210	Highway toll services
63712300	Bridge and tunnel operation services
63712310	Bridge operating services
63712311	Bridge toll services
63712320	Tunnel operation services
63712321	Tunnel toll services
63712400	Parking services
63712500	Weighbridge services
63712600	Vehicle refuelling services
63720000	Support services for water transport
63721000	Port and waterway operation services and associated services
63721100	Bunkering services
63721200	Port operation services
63721300	Waterway operation services
63721400	Ship refuelling services
63721500	Passenger terminal operation services
63722000	Ship-piloting services
63723000	Berthing services
63724000	Navigation services
63724100	Offshore positioning services
63724110	Lightship positioning services
63724200	Lightship services
63724300	Buoy positioning services
63724310	Buoy marking services
63724400	Lighthouse services

Service

63725000	Salvage and refloating services
63725100	Vessel-salvaging services
63725200	Standby vessel services
63725300	Vessel refloating services
63726000	Miscellaneous water transport support services
63726100	Vessel registration services
63726200	Ice-breaking services
63726300	Vessel storage services
63726400	Ship chartering services
63726500	Vessel laying-up services
63726600	Ship-operating services
63726610	Ship-launching services
63726620	ROV services
63726700	Fishing-vessel services
63726800	Research vessel services
63726900	Anchor handling services
63727000	Towing and pushing services of ships
63727100	Towing services
63727200	Pushing services
63730000	Support services for air transport
63731000	Airport operation services
63731100	Airport slot coordination services
63732000	Air-traffic control services
63733000	Aircraft refuelling services
63734000	Hangar services
98361000	Aquatic marine services
<i>Personal placement and supply services but not employment contracts</i>	
79600000	Recruitment services
79610000	Placement services of personnel
79612000	Placement services of office-support personnel
79613000	Employee relocation services

	Service
79620000	Supply services of personnel including temporary staff
79621000	Supply services of office personnel
79623000	Supply services of commercial or industrial workers
79630000	Personnel services except placement and supply services
79631000	Personnel and payroll services
79634000	Career guidance services
79635000	Assessment centre services for recruitment
98510000	Services of commercial and industrial workers
98511000	Services of commercial workers
98512000	Services of industrial workers

SCHEDULE 2

Regulation 15

Cross-border regulation: procurement in accordance with a framework or by reference to a dynamic market

1. Each provision of the Procurement Act 2023 in column 1 of Table 1 is to be read as if it were modified by the corresponding modification in column 2 of Table 1.

Table 1

Modifications to provisions applicable to procurement by a devolved Scottish authority in accordance with a framework or by reference to a dynamic market or utilities dynamic market

Relevant provision of the Procurement Act 2023	Modification
section 2 (contracting authorities)	Applies as if section 2(5)(a) and section 2(5)(d)(i) were omitted
section 7 (defence and security contracts)	Does not apply
section 10 (mixed procurement: special regime contracts)	Subsections (4) and (6)(b) do not apply
section 12 (covered procurement: objectives)	Does not apply
section 13 (the national procurement policy statement)	Does not apply
section 14 (the Wales procurement policy statement)	Does not apply
Part 2, Chapter 1 (award of public contracts and procedures; preliminary steps)	Does not apply

Relevant provision of the Procurement Act 2023	Modification
section 19(9) (award of public contracts following a competitive tendering procedure; reserving contracts)	Does not apply
section 20(9) (competitive tendering procedure; reserving contracts)	Does not apply
section 25 (sub-contracting specifications)	Does not apply
section 32 (reserving contracts to supported employment providers)	Does not apply
section 33 (reserving contracts to public service mutuals)	Does not apply
section 35 (dynamic markets: establishment)	Does not apply
section 36 (dynamic markets: memberships)	Does not apply
section 37 (dynamic markets: removing members from the market)	Does not apply
section 38 (dynamic markets: fees)	Does not apply
section 39 (dynamic markets: notices)	Does not apply
Part 3, Chapter 3 (direct award)	Does not apply
section 45 (frameworks)	Only subsections (1), (2) and (8) apply
section 47 (frameworks: maximum term)	Does not apply
section 48 (frameworks: implied terms)	Does not apply
section 49 (open frameworks)	Does not apply
section 50(6) (contract award notices and assessment summaries: exception for defence and security contracts)	Does not apply
section 51 (standstill periods on the award of contracts: direct awards)	Subsections 3(a) to (c) do not apply
section 52 (key performance indicators)	Does not apply
section 53 (contract details notices and publication of contracts)	Applies as though subsections (3) to (5) were omitted
section 54 (time limits)	The fourth entry in the table at subsection (4) (qualifying planned procurement notice) and the definition of “qualifying planned procurement notice” do not apply
section 59 (notification of exclusion of supplier)	Applies as though subsections (1)(a)(iv) and (v) were omitted. In respect of a procurement carried out by a devolved Scottish authority, the “relevant

Relevant provision of the Procurement Act 2023	Modification
	appropriate authority” is the Scottish Ministers, as defined by section 44(2) of the Scotland Act 1998(a).
section 60 (investigations of supplier: exclusion grounds)	Does not apply
section 61 (investigations under section 60: reports)	Does not apply
section 62 (debarment list)	Other than subsection (4), does not apply
section 63 (debarment decisions: interim relief)	Does not apply
section 64 (debarment list: application for removal)	Does not apply
section 65 (debarment decisions: appeals)	Does not apply
section 66 (debarment proceedings and closed material procedure)	Does not apply
section 68 (implied payment terms in public contracts)	Does not apply
section 69 (payment compliance notices)	Does not apply
section 70 (information about payments under public contracts)	Does not apply
section 71 (assessment of contract performance)	Does not apply
section 72 (sub-contracting: directions)	Does not apply
section 73 (implied payments terms in sub-contracts)	Does not apply
section 75(6)(a) (contract change notices: exception for defence and security contracts)	Does not apply
section 76 (voluntary standstill period on the modification of contracts)	Does not apply
section 81(4) (conflicts of interest: duty to identify)	Applies as though the definition of Minister in subsection (4) includes “the Scottish Ministers, as defined by section 44(2) of the Scotland Act 1998”
Part 6 (Below-threshold contracts)	Does not apply
section 93 (pipeline notices)	Does not apply
section 99 (duties under this Act enforceable in civil proceedings)	Applies as though: (a) in subsection (1), the reference to Parts of the Procurement Act were replaced by the provisions of the Procurement Act 2023 specified to apply

(a) c. 46.

Relevant provision of the Procurement Act 2023	Modification
	by virtue of Part 5; and subsections (5) were omitted.
section 100 (automatic suspension of the entry into or modification of contracts)	Applies as though, in subsection (5), the reference to section 76 were omitted.
section 101 (interim remedies)	Applies as though, in subsection (3), the reference to section 76 were omitted.
section 104 (post-contractual remedies: set aside conditions)	Applies as though, in subsection (1)(b), the reference to section 76 were omitted, and subsection (3) were omitted.
Part 10 (Procurement oversight)	Does not apply
Part 12 (Amendments and repeals)	Does not apply
section 119 (power to disapply this Act in relation to procurement by NHS in England)	Does not apply
section 120 (power to amend this Act in relation to private utilities)	Does not apply
section 121(4)(b)	Does not apply
section 123 (index of defined expressions)	Does not apply
section 126 (commencement)	Does not apply
Schedule 1	Applies as if entries 1 to 3 of the table at paragraph 1(1), paragraph 1(2) and paragraph (3)(b) were omitted
Schedule 2	Applies as if paragraph 4, the closing words of paragraph 24 and paragraphs 27 to 30 were omitted
Schedule 5	Does not apply

SCHEDULE 3

Regulation 19

Central government authorities

Table 1

Central government authorities

Lead authority	Related authority
Agri-Food and Biosciences Institute	
Armagh Observatory	
Armagh Planetarium	

Lead authority	Related authority
Arts Council of Northern Ireland	
Attorney General's Office	Government Legal Department
Belfast Health and Social Care Trust	
Belfast Metropolitan College	
Cabinet Office	Office of the Parliamentary Counsel
	Boundary Commission for England
	Crown Commercial Service
Charity Commission	
The Charity Commission for Northern Ireland	
Chief Inspector of Criminal Justice	
Comhairle na Gaelscolaíochta	
Commissioner for Children and Young People for Northern Ireland	
Commissioner for Older People for Northern Ireland	
Commissioner for Public Appointments for Northern Ireland	
Commissioner for Victims and Survivors	
Community Relations Council	
Construction Industry Training Board – Construction Skills NI	
Corporate Officer of the House of Commons	
Corporate Officer of the House of Lords	
Council for Catholic Maintained Schools	
Council for the Curriculum, Examinations and Assessment	
Crown Estate – Vote Expenditure Only	
Crown Prosecution Service	
Department for Business, Energy and Industrial Strategy	Competition Appeal Tribunal
	Competition and Markets Authority
	Competition Service
	Intellectual Property Office
	Nuclear Decommissioning Authority

Lead authority	Related authority
	Meteorological Office (known as “Met Office”)
	Office of Manpower Economics
	Oil and Gas Authority
	UK Research and Innovation
Department for Digital, Culture, Media and Sport	Arts Council England
	British Library
	British Museum
	The Gambling Commission
	Historic Buildings and Monuments
	Commission for England (known as “Historic England”)
	Imperial War Museum
	National Gallery
	National Maritime Museum
	National Portrait Gallery
	Natural History Museum
	Board of Trustees of the Science Museum (known as “Science Museum Group”)
	Tate Gallery
	Victoria and Albert Museum
	Wallace Collection
Department for Education	Office for Students
Department for Environment, Food and Rural Affairs	Natural England
	Plant Variety Rights Office
	Royal Botanic Gardens, Kew
Department for International Trade	
Department for Transport	Maritime and Coastguard Agency
	Highways England Company Ltd (known as “Highways England”)
Department for Work and Pensions	Office of Nuclear Regulation
	Social Security Advisory Committee
	Pensions Regulator

Lead authority	Related authority
Department of Health and Social Care	NHS Business Services Authority NHS Commissioning Board (known as “NHS England”) NHS Trusts NHS Foundation Trusts
Education and Library Boards	
Education Authority	
Equality Commission for Northern Ireland	
Exceptional Circumstances Body	
Export Credits Guarantee Department (known as “UK Export Finance”)	
Foreign, Commonwealth and Development Office	Wilton Park
General Teaching Council for Northern Ireland	
Government Actuary’s Department	
Health and Safety Executive for Northern Ireland	
Health and Social Care Regulation and Quality Improvement Authority	
Home Office	HM Inspectorate of Constabulary and Fire & Rescue Services
ILEX Urban Regeneration Company Limited	
Invest Northern Ireland	
Labour Relations Agency	
Lay Observer for Northern Ireland	
Livestock and Meat Commission for Northern Ireland	
Local Government Staff Commission	
Maze Long Kesh Development Corporation	
Middletown Centre for Autism	
Ministry of Defence	Defence Equipment & Support
Ministry of Housing, Communities and Local Government	
Ministry of Justice	Court of Appeal (England and Wales) Employment Appeals Tribunal

Lead authority	Related authority
	Employment Tribunals First-tier Tribunal Her Majesty’s Courts and Tribunals Service Law Commission Legal Aid Agency – England and Wales Office of the Official Solicitor to the Senior Courts and the Public Trustee Office of the Public Guardian Parole Board UK Supreme Court Upper Tribunal
The National Archives	
National Audit Office	
National Museums Northern Ireland	
National Savings and Investments	
North West Regional College	
Northern Health and Social Care Trust	
Northern Ireland Ambulance Service Trust	
Northern Ireland Assembly Commission	
Northern Ireland Blood Transfusion Service	
Northern Ireland Building Regulations Advisory Committee	
Northern Ireland Council for Integrated Education	
Northern Ireland Environment Agency	
Northern Ireland Fire and Rescue Service	
Northern Ireland Fishery Harbour Authority	
Northern Ireland Guardian Ad Litem Agency	
Northern Ireland Housing Executive	
Northern Ireland Judicial Appointments Commission	
Northern Ireland Law Commission	
Northern Ireland Legal Services Commission	

Lead authority	Related authority
Northern Ireland Library Authority	
Northern Ireland Local Government Officers' Superannuation Committee	
Northern Ireland Medical and Dental Training Agency	
Northern Ireland Ministers	<p data-bbox="805 492 1353 560">Agricultural Wages Board for Northern Ireland</p> <p data-bbox="805 582 1353 616">Attorney General for Northern Ireland</p> <p data-bbox="805 638 1353 705">Department of Agriculture, Environment and Rural Affairs</p> <p data-bbox="805 728 1353 761">Department for Communities</p> <p data-bbox="805 784 1353 817">Department for the Economy</p> <p data-bbox="805 840 1353 1019">Consumer Council Northern Ireland (with respect only to the functions transferred from the National Consumer Council which were themselves transferred from the Gas and Electricity Consumer Council)</p> <p data-bbox="805 1041 1353 1075">Department of Education</p> <p data-bbox="805 1097 1353 1131">Department of Finance</p> <p data-bbox="805 1153 1353 1187">Department of Health</p> <p data-bbox="805 1209 1353 1243">Department for Infrastructure</p> <p data-bbox="805 1265 1353 1299">Department of Justice</p> <p data-bbox="805 1321 1353 1355">Coroners Service</p> <p data-bbox="805 1377 1353 1411">County Courts</p> <p data-bbox="805 1433 1353 1500">Court of Appeal and High Court of Justice in Northern Ireland</p> <p data-bbox="805 1523 1353 1556">Crown Court</p> <p data-bbox="805 1579 1353 1612">Enforcement of Judgements Office</p> <p data-bbox="805 1635 1353 1668">Forensic Science Northern Ireland</p> <p data-bbox="805 1691 1353 1724">Legal Service Agency Northern Ireland</p> <p data-bbox="805 1747 1353 1780">Magistrates' Courts</p> <p data-bbox="805 1803 1353 1870">Pensions Appeals Tribunals (Northern Ireland)</p> <p data-bbox="805 1892 1353 1926">Police Service of Northern Ireland</p> <p data-bbox="805 1948 1353 1982">Probation Board for Northern Ireland</p>

Lead authority	Related authority
	Office of the Social Security Commissioners and Child Support Commissioners (Northern Ireland)
	State Pathologist's Department
Executive Office	
Northern Ireland Museums Council	
Northern Ireland Office	Office of the Chief Electoral Officer for Northern Ireland
	Public Prosecution Service for Northern Ireland
Northern Ireland Policing Board	
Northern Ireland Policing Fund	
Northern Ireland Practice and Education Council for Nursing and Midwifery	
Northern Ireland Prisoner Ombudsman	
Northern Ireland Screen	
Northern Ireland Social Care Council	
Northern Ireland Tourist Board	
Northern Ireland, Department for Social Development	
Northern Regional College	
Office for National Statistics	National Health Service Central Register
Parliamentary and Health Service Ombudsman	
Patient and Client Council	
Planning and Water Appeals Commission	
Police Ombudsman Northern Ireland	
Police Retraining and Rehabilitation Trust	
Privy Council Office	
Public Service Commission for Northern Ireland	
Regional Agency for Public Health and Social Well Being	
Regional Business Services Organisation	
Restoration and Renewal Delivery Authority Ltd	
HM Revenue and Customs	

Lead authority	Related authority
Revenue Scotland	
Royal Hospital, Chelsea	
Royal Mint	
RUC George Cross Foundation	
Rural Payments Agency	
The Scotland Office	
Scotland, Auditor-General	
Scotland, Crown Office and Procurator Fiscal Service	
Scotland, National Records of Scotland	
Scotland, Queen's and Lord Treasurer's Remembrancer	
Scotland, Registers of Scotland	
The Scottish Ministers	Architecture and Design Scotland
	Crofting Commission
	Lands Tribunal for Scotland
	National Galleries of Scotland
	National Library of Scotland
	National Museums of Scotland
	Royal Botanic Garden, Edinburgh
	Scottish Courts and Tribunals Service
	Scottish Further and Higher Education Funding Council
	Scottish Law Commission
	Special Health Boards
	Health Boards
	The Office of the Accountant of Court
	High Court of Justiciary
	Court of Session
	HM Inspectorate of Constabulary
	Parole Board for Scotland
	Pensions Appeal Tribunals (Scotland)

Lead authority	Related authority
	Scottish Land Court
	Sheriff Courts
	Scottish Natural Heritage
	Scottish Police Authority
	First-tier Tribunal for Scotland
	Upper Tribunal for Scotland
	Historic Environment Scotland
The Scottish Parliamentary Corporate Body	
South Eastern Health and Social Care Trust	
South Eastern Regional College	
South West College	
Southern Health and Social Care Trust	
Southern Regional College	
Sport NI	
Staff Commission for Education and Library Boards	
Statistics Advisory Committee	
Stranmillis University College	
Strategic Investment Board	
HM Treasury	United Kingdom Debt Management Office
Ulster Supported Employment Limited	
Victims and Survivors Service Ltd	
The Wales Office – Office of the Secretary of State for Wales	
Western Health and Social Care Trust	
Youth Council for Northern Ireland	

SCHEDULE 4

Regulation 20

Works activities

CPV code	Activity
45000000	Construction work

CPV code	Activity
45100000	Site preparation work
45110000	Building demolition and wrecking work and earthmoving work
45111000	Demolition, site preparation and clearance work
45111100	Demolition work
45111200	Site preparation and clearance work
45111210	Blasting and associated rock-removal work
45111211	Blasting work
45111212	Rock-removal work
45111213	Site-clearance work
45111214	Blast-clearing work
45111220	Scrub-removal work
45111230	Ground-stabilisation work
45111240	Ground-drainage work
45111250	Ground investigation work
45111260	Site-preparation work for mining
45111290	Primary works for services
45111291	Site-development work
45111300	Dismantling works
45111310	Dismantling works for military installations
45111320	Dismantling works for security installations
45112000	Excavating and earth moving work
45112100	Trench-digging work
45112200	Soil-stripping work
45112210	Topsoil-stripping work
45112300	Infill and land-reclamation work
45112310	Infill work
45112320	Land-reclamation work
45112330	Site-reclamation work
45112340	Soil-decontamination work
45112350	Reclamation of wasteland
45112360	Land rehabilitation work

CPV code	Activity
45112400	Excavating work
45112410	Grave-digging work
45112420	Basement excavation work
45112440	Terracing of hillsides
45112441	Terracing work
45112450	Excavation work at archaeological sites
45112500	Earthmoving work
45112600	Cut and fill
45112700	Landscaping work
45112710	Landscaping work for green areas
45112711	Landscaping work for parks
45112712	Landscaping work for gardens
45112713	Landscaping work for roof gardens
45112714	Landscaping work for cemeteries
45112720	Landscaping work for sports grounds and recreational areas
45112721	Landscaping work for golf courses
45112722	Landscaping work for riding areas
45112723	Landscaping work for playgrounds
45112730	Landscaping work for roads and motorways
45112740	Landscaping work for airports
45113000	Siteworks
45120000	Test drilling and boring work
45121000	Test drilling work
45122000	Test boring work
45200000	"Works for complete or part construction and civil engineering work"
45210000	Building construction work
45211000	Construction work for multi-dwelling buildings and individual houses
45211100	Construction work for houses
45211200	Sheltered housing construction work
45211300	Houses construction work

CPV code	Activity
45211310	Bathrooms construction work
45211320	Porches construction work
45211340	Multi-dwelling buildings construction work
45211341	Flats construction work
45211350	Multi-functional buildings construction work
45211360	Urban development construction work
45211370	Construction works for saunas
45212000	Construction work for buildings relating to leisure, sports, culture, lodging and restaurants
45212100	Construction work of leisure facilities
45212110	Leisure centre construction work
45212120	Theme park construction work
45212130	Amusement park construction work
45212140	Recreation installation
45212150	Cinema construction work
45212160	Casino construction work
45212170	Entertainment building construction work
45212171	Entertainment centre construction work
45212172	Recreation centre construction work
45212180	Ticket offices construction work
45212190	Sun-protection works
45212200	Construction work for sports facilities
45212210	Single-purpose sports facilities construction work
45212211	Ice rink construction work
45212212	Construction work for swimming pool
45212213	Sport markings works
45212220	Multi-purpose sports facilities construction work
45212221	Construction work in connection with structures for sports ground
45212222	Gymnasium construction work
45212223	Winter-sports facilities construction work
45212224	Stadium construction work

CPV code	Activity
45212225	Sports hall construction work
45212230	Installation of changing rooms
45212290	Repair and maintenance work in connection with sports facilities
45212300	Construction work for art and cultural buildings
45212310	Construction work for buildings relating to exhibitions
45212311	Art gallery construction work
45212312	Exhibition centre construction work
45212313	Museum construction work
45212314	Historical monument or memorial construction work
45212320	Construction work for buildings relating to artistic performances
45212321	Auditorium construction work
45212322	Theatre construction work
45212330	Library construction work
45212331	Multimedia library construction work
45212340	Lecture hall construction work
45212350	Buildings of particular historical or architectural interest
45212351	Prehistoric monument construction work
45212352	Industrial monument construction work
45212353	Palace construction work
45212354	Castle construction work
45212360	Religious buildings construction work
45212361	Church construction work
45212400	Accommodation and restaurant buildings
45212410	Construction work for lodging buildings
45212411	Hotel construction work
45212412	Hostel construction work
45212413	Short-stay accommodation construction work
45212420	Construction work for restaurants and similar facilities
45212421	Restaurant construction work
45212422	Canteen construction work

CPV code	Activity
45212423	Cafeteria construction work
45212500	Kitchen or restaurant conversion
45212600	Pavilion construction work
45213000	Construction work for commercial buildings, warehouses and industrial buildings, buildings relating to transport
45213100	Ferry terminal building construction work
45213110	Shop buildings construction work
45213111	Shopping centre construction work
45213112	Shop units construction work
45213120	Post office construction work
45213130	Bank construction work
45213140	Market construction work
45213141	Covered market construction work
45213142	Open-air market construction work
45213150	Office block construction work
45213200	Construction work for warehouses and industrial buildings
45213210	Cold-storage installations
45213220	Construction work for warehouses
45213221	Warehouse stores construction work
45213230	Abattoir construction work
45213240	Agricultural buildings construction work
45213241	Barn construction work
45213242	Cowsheds construction work
45213250	Construction work for industrial buildings
45213251	Industrial units construction work
45213252	Workshops construction work
45213260	Stores depot construction work
45213270	Construction works for recycling station
45213280	Construction works for compost facility
45213300	Buildings associated with transport
45213310	Construction work for buildings relating to road transport
45213311	Bus station construction work

CPV code	Activity
45213312	Car park building construction work
45213313	Service-area building construction work
45213314	Bus garage construction work
45213315	Bus-stop shelter construction work
45213316	Installation works of walkways
45213320	Construction work for buildings relating to railway transport
45213321	Railway station construction work
45213322	Rail terminal building construction work
45213330	Construction work for buildings relating to air transport
45213331	Airport buildings construction work
45213332	Airport control tower construction work
45213333	Installation works of airport check-in counters
45213340	Construction work for buildings relating to water transport
45213341	Ferry terminal building construction work
45213342	Ro-ro terminal construction work
45213350	Construction work for buildings relating to various means of transport
45213351	Maintenance hangar construction work
45213352	Service depot construction work
45213353	Installation works of passenger boarding bridges
45213400	Installation of staffrooms
45214000	Construction work for buildings relating to education and research
45214100	Construction work for kindergarten buildings
45214200	Construction work for school buildings
45214210	Primary school construction work
45214220	Secondary school construction work
45214230	Special school construction work
45214300	Construction work for college buildings
45214310	Vocational college construction work
45214320	Technical college construction work
45214400	Construction work for university buildings

CPV code	Activity
45214410	Polytechnic construction work
45214420	Lecture theatre construction work
45214430	Language laboratory construction work
45214500	Construction work for buildings of further education
45214600	Construction work for research buildings
45214610	Laboratory building construction work
45214620	Research and testing facilities construction work
45214630	Scientific installations
45214631	Installation works of cleanrooms
45214640	Meteorological stations construction work
45214700	Construction work for halls of residence
45214710	Entrance hall construction work
45214800	Training facilities building
45215000	Construction work for buildings relating to health and social services, for crematoriums and public conveniences
45215100	Construction work for buildings relating to health
45215110	Spa construction work
45215120	Special medical building construction work
45215130	Clinic construction work
45215140	Hospital facilities construction work
45215141	Operating theatre construction work
45215142	Intensive-care unit construction work
45215143	Diagnostic screening room construction work
45215144	Screening rooms construction work
45215145	Fluoroscopy room construction work
45215146	Pathology room construction work
45215147	Forensic room construction work
45215148	Catheter room construction work
45215200	Construction work for social services buildings
45215210	Construction work for subsidised residential accommodation
45215212	Retirement home construction work
45215213	Nursing home construction work

CPV code	Activity
45215214	Residential homes construction work
45215215	Children's home construction work
45215220	Construction work for social facilities other than subsidised residential accommodation
45215221	Daycare centre construction work
45215222	Civic centre construction work
45215300	Construction work for crematoriums
45215400	Cemetery works
45215500	Public conveniences
45216000	Construction work for buildings relating to law and order or emergency services and for military buildings
45216100	Construction work for buildings relating to law and order or emergency services
45216110	Construction work for buildings relating to law and order
45216111	Police station construction work
45216112	Court building construction work
45216113	Prison building construction work
45216114	Parliament and public assembly buildings
45216120	Construction work for buildings relating to emergency services
45216121	Fire station construction work
45216122	Ambulance station construction work
45216123	Mountain-rescue building construction work
45216124	Lifeboat station construction work
45216125	Emergency-services building construction work
45216126	Coastguard building construction work
45216127	Rescue-service station construction work
45216128	Lighthouse construction work
45216129	Protective shelters
45216200	Construction work for military buildings and installations
45216220	Military bunker construction work
45216230	Military shelter construction work
45216250	Trench defences construction work

CPV code	Activity
45217000	Inflatable buildings construction work
45220000	Engineering works and construction works
45221000	Construction work for bridges and tunnels, shafts and subways
45221100	Construction work for bridges
45221110	Bridge construction work
45221111	Road bridge construction work
45221112	Railway bridge construction work
45221113	Footbridge construction work
45221114	Construction work for iron bridges
45221115	Construction work for steel bridges
45221117	Weighbridge construction work
45221118	Pipeline-carrying bridge construction work
45221119	Bridge renewal construction work
45221120	Viaduct construction work
45221121	Road viaduct construction work
45221122	Railway viaduct construction work
45221200	Construction work for tunnels, shafts and subways
45221210	Covered or partially-covered excavations
45221211	Underpass
45221213	Covered or partially-covered railway excavations
45221214	Covered or partially-covered road excavations
45221220	Culverts
45221230	Shafts
45221240	Construction work for tunnels
45221241	Road tunnel construction work
45221242	Railway tunnel construction work
45221243	Pedestrian tunnel construction work
45221244	Canal tunnel construction work
45221245	Under-river tunnel construction work
45221246	Undersea tunnel construction work
45221247	Tunnelling works

CPV code	Activity
45221248	Tunnel linings construction work
45221250	Underground work other than tunnels, shafts and subways
45222000	Construction work for engineering works except bridges, tunnels, shafts and subways
45222100	Waste-treatment plant construction work
45222110	Waste disposal site construction work
45222200	Engineering work for military installations
45222300	Engineering work for security installations
45223000	Structures construction work
45223100	Assembly of metal structures
45223110	Installation of metal structures
45223200	Structural works
45223210	Structural steelworks
45223220	Structural shell work
45223300	Parking lot construction work
45223310	Underground car park construction work
45223320	Park-and-ride facility construction work
45223400	Radar station construction work
45223500	Reinforced-concrete structures
45223600	Dog kennels construction work
45223700	Service area construction work
45223710	Motorway service area construction work
45223720	Petrol/gas stations construction work
45223800	Assembly and erection of prefabricated structures
45223810	Prefabricated constructions
45223820	Prefabricated units and components
45223821	Prefabricated units
45223822	Prefabricated components
45230000	Construction work for pipelines, communication and power lines, for highways, roads, airfields and railways; flatwork
45231000	Construction work for pipelines, communication and power lines

CPV code	Activity
45231100	General construction work for pipelines
45231110	Pipelaying construction work
45231111	Pipeline lifting and relaying
45231112	Installation of pipe system
45231113	Pipeline relaying works
45231200	Construction work for oil and gas pipelines
45231210	Construction work for oil pipelines
45231220	Construction work for gas pipelines
45231221	Gas supply mains construction work
45231222	Gasholder works
45231223	Gas distribution ancillary work
45231300	Construction work for water and sewage pipelines
45231400	Construction work for electricity powerlines
45231500	Compressed-air pipeline work
45231510	Compressed-air pipeline work for mailing system
45231600	Construction work for communication lines
45232000	Ancillary works for pipelines and cables
45232100	Ancillary works for water pipelines
45232120	Irrigation works
45232121	Irrigation piping construction work
45232130	Storm-water piping construction work
45232140	District-heating mains construction work
45232141	Heating works
45232142	Heat-transfer station construction work
45232150	Works related to water-distribution pipelines
45232151	Water-main refurbishment construction work
45232152	Pumping station construction work
45232153	Construction work for water towers
45232154	Construction work of elevated tanks for drinking water
45232200	Ancillary works for electricity powerlines
45232210	Overhead line construction

CPV code	Activity
45232220	Substation construction work
45232221	Transformer substation
45232300	Construction and ancillary works for telephone and communication lines
45232310	Construction work for telephone lines
45232311	Roadside emergency telephone lines
45232320	Cable broadcasting lines
45232330	Erection of aerials
45232331	Ancillary works for broadcasting
45232332	Ancillary works for telecommunications
45232340	Mobile-telephone base-stations construction work
45232400	Sewer construction work
45232410	Sewerage work
45232411	Foul-water piping construction work
45232420	Sewage work
45232421	Sewage treatment works
45232422	Sludge-treatment works
45232423	Sewage pumping stations construction work
45232424	Sewage outfall construction work
45232430	Water-treatment work
45232431	Wastewater pumping station
45232440	Construction work for sewage pipes
45232450	Drainage construction works
45232451	Drainage and surface works
45232452	Drainage works
45232453	Drains construction work
45232454	Rain-water basin construction work
45232460	Sanitary works
45232470	Waste transfer station
45233000	Construction, foundation and surface works for highways, roads
45233100	Construction work for highways, roads

CPV code	Activity
45233110	Motorway construction works
45233120	Road construction works
45233121	Main road construction works
45233122	Ring road construction work
45233123	Secondary road construction work
45233124	Trunk road construction work
45233125	Road junction construction work
45233126	Grade-separated junction construction work
45233127	T-junction construction work
45233128	Roundabout construction work
45233129	Crossroad construction work
45233130	Construction work for highways
45233131	Construction work for elevated highways
45233139	Highway maintenance work
45233140	Roadworks
45233141	Road-maintenance works
45233142	Road-repair works
45233144	Overpass construction work
45233150	Traffic-calming works
45233160	Paths and other metalled surfaces
45233161	Footpath construction work
45233162	Cycle path construction work
45233200	Various surface works
45233210	Surface work for highways
45233220	Surface work for roads
45233221	Road-surface painting work
45233222	Paving and asphaltting works
45233223	Carriageway resurfacing works
45233224	Dual carriageway construction work
45233225	Single carriageway construction work
45233226	Access road construction work

CPV code	Activity
45233227	Slip road construction work
45233228	Surface coating construction work
45233229	Verge maintenance work
45233250	Surfacing work except for roads
45233251	Resurfacing works
45233252	Surface work for streets
45233253	Surface work for footpaths
45233260	Pedestrian ways construction work
45233261	Pedestrian overpass construction work
45233262	Pedestrian zone construction work
45233270	Parking-lot-surface painting work
45233280	Erection of road-barriers
45233290	Installation of road signs
45233291	Installation of bollards
45233292	Installation of safety equipment
45233293	Installation of street furniture
45233294	Installation of road signals
45233300	Foundation work for highways, roads, streets and footpaths
45233310	Foundation work for highways
45233320	Foundation work for roads
45233330	Foundation work for streets
45233340	Foundation work for footpaths
45234000	Construction work for railways and cable transport systems
45234100	Railway construction works
45234110	Intercity railway works
45234111	City railway construction work
45234112	Railway depot construction work
45234113	Demolition of tracks
45234114	Railway embankment construction work
45234115	Railway signalling works
45234116	Track construction works

CPV code	Activity
45234120	Urban railway works
45234121	Tramway works
45234122	Underground railway works
45234123	Partially underground railway works
45234124	Underground passenger railway transport
45234125	Underground railway station
45234126	Tramline construction works
45234127	Tramway depot construction work
45234128	Tramway platforms construction work
45234129	Urban railway track construction works
45234130	Ballast construction works
45234140	Level crossing construction works
45234160	Catenary's construction works
45234170	Locomotive-substations construction works
45234180	Construction work for railways workshop
45234181	Construction work for rail track sectioning cabins
45234200	Cable-supported transport systems
45234210	Cable-supported transport systems with cabins
45234220	Construction work for ski lifts
45234230	Construction work for chair lifts
45234240	Funicular railway system
45234250	Teleferic construction work
45235000	Construction work for airfields, runways and manoeuvring surfaces
45235100	Construction work for airports
45235110	Construction work for air fields
45235111	Airfield pavement construction work
45235200	Runway construction works
45235210	Runway resurfacing
45235300	Construction work for aircraft-manoevring surfaces
45235310	Taxiway construction work
45235311	Taxiway pavement construction work

CPV code	Activity
45235320	Construction work for aircraft aprons
45236000	Flatwork
45236100	Flatwork for miscellaneous sports installations
45236110	Flatwork for sports fields
45236111	Flatwork for golf course
45236112	Flatwork for tennis court
45236113	Flatwork for racecourse
45236114	Flatwork for running tracks
45236119	Repair work on sports fields
45236200	Flatwork for recreation installations
45236210	Flatwork for children's play area
45236220	Flatwork for zoo
45236230	Flatwork for gardens
45236250	Flatwork for parks
45236290	Repair work on recreational areas
45236300	Flatwork for cemeteries
45237000	Stage construction works
45240000	Construction work for water projects
45241000	Harbour construction works
45241100	Quay construction work
45241200	Offshore terminal in situ construction work
45241300	Pier construction work
45241400	Dock construction work
45241500	Wharf construction work
45241600	Installation of port lighting equipment
45242000	Waterside leisure facilities construction work
45242100	Water-sports facilities construction work
45242110	Launchway construction work
45242200	Marina construction work
45242210	Yacht harbour construction work
45243000	Coastal-defence works

CPV code	Activity
45243100	Cliff-protection works
45243110	Cliff-stabilisation works
45243200	Breakwater construction work
45243300	Sea wall construction work
45243400	Beach-consolidation works
45243500	Sea defences construction work
45243510	Embankment works
45243600	Quay wall construction work
45244000	Marine construction works
45244100	Marine installations
45244200	Jetties
45245000	Dredging and pumping works for water treatment plant installations
45246000	River regulation and flood control works
45246100	River-wall construction
45246200	Riverbank protection works
45246400	Flood-prevention works
45246410	Flood-defences maintenance works
45246500	Promenade construction work
45246510	Boardwalk construction work
45247000	Construction work for dams, canals, irrigation channels and aqueducts
45247100	Construction work for waterways
45247110	Canal construction
45247111	Irrigation channel construction work
45247112	Drainage canal construction work
45247120	Waterways except canals
45247130	Aqueduct construction work
45247200	Construction work for dams and similar fixed structures
45247210	Dam construction work
45247211	Dam wall construction work
45247212	Dam-reinforcement works

CPV code	Activity
45247220	Weir construction work
45247230	Dyke construction work
45247240	Static barrage construction work
45247270	Reservoir construction works
45248000	Construction work for hydro-mechanical structures
45248100	Canal locks construction work
45248200	Dry docks construction work
45248300	Construction work for floating docks
45248400	Landing stages construction work
45248500	Movable barrages construction work
45250000	Construction works for plants, mining and manufacturing and for buildings relating to the oil and gas industry
45251000	Construction works for power plants and heating plants
45251100	Construction work for power plant
45251110	Nuclear-power station construction work
45251111	Construction work for nuclear reactors
45251120	Hydro-electric plant construction work
45251140	Thermal power plant construction work
45251141	Geothermal power station construction work
45251142	Wood-fired power station construction work
45251143	Compressed-air generating plant construction work
45251150	Construction work for cooling towers
45251160	Wind-power installation works
45251200	Heating plant construction work
45251220	Cogeneration plant construction work
45251230	Steam-generation plant construction work
45251240	Landfill-gas electricity generating plant construction work
45251250	District-heating plant construction work
45252000	Construction works for sewage treatment plants, purification plants and refuse incineration plants
45252100	Sewage-treatment plant construction work
45252110	Mobile plant construction work

CPV code	Activity
45252120	Water-treatment plant construction work
45252121	Sedimentation installations
45252122	Sewage digesters
45252123	Screening installations
45252124	Dredging and pumping works
45252125	Rock-dumping work
45252126	Drinking-water treatment plant construction work
45252127	Wastewater treatment plant construction work
45252130	Sewage plant equipment
45252140	Sludge-dewatering plant construction work
45252150	Coal-handling plant construction work
45252200	Purification plant equipment
45252210	Water purification plant construction work
45252300	Refuse-incineration plant construction work
45253000	Construction work for chemical-processing plant
45253100	Demineralisation plant construction work
45253200	Desulphurisation plant construction work
45253300	Distilling or rectifying plant construction work
45253310	Water-distillation plants construction work
45253320	Alcohol-distillation plants construction work
45253400	Construction work for petrochemical plant
45253500	Construction work for pharmaceutical plant
45253600	Deionisation plant construction work
45253700	Digestion plant construction work
45253800	Composting plant construction work
45254000	Construction work for mining and manufacturing
45254100	Construction work for mining
45254110	Pithead construction work
45254200	Construction work for manufacturing plant
45255000	Construction work for the oil and gas industry
45255100	Construction work for production platforms

CPV code	Activity
45255110	Wells construction work
45255120	Platforms facilities construction work
45255121	Topside facilities construction work
45255200	Oil refinery construction work
45255210	Oil terminal construction work
45255300	Gas terminal construction work
45255400	Fabrication work
45255410	Offshore fabrication work
45255420	Onshore fabrication work
45255430	Demolition of oil platforms
45255500	Drilling and exploration work
45255600	Coiled-tubing well work
45255700	Coal-gasification plant construction work
45255800	Gas-production plant construction work
45259000	Repair and maintenance of plant
45259100	Wastewater-plant repair and maintenance work
45259200	Purification-plant repair and maintenance work
45259300	Heating-plant repair and maintenance work
45259900	Plant upgrade work
45260000	Roof works and other special trade construction works
45261000	Erection and related works of roof frames and coverings
45261100	Roof-framing work
45261200	Roof-covering and roof-painting work
45261210	Roof-covering work
45261211	Roof-tiling work
45261212	Roof-slating work
45261213	Metal roof-covering work
45261214	Bituminous roof-covering work
45261215	Solar panel roof-covering work
45261220	Roof-painting and other coating work
45261221	Roof-painting work

CPV code	Activity
45261222	Cement roof-coating work
45261300	Flashing and guttering work
45261310	Flashing work
45261320	Guttering work
45261400	Sheeting work
45261410	Roof insulation work
45261420	Waterproofing work
45261900	Roof repair and maintenance work
45261910	Roof repair
45261920	Roof maintenance work
45262000	Special trade construction works other than roof works
45262100	Scaffolding work
45262110	Scaffolding dismantling work
45262120	Scaffolding erection work
45262200	Foundation work and water-well drilling
45262210	Foundation work
45262211	Pile driving
45262212	Trench sheeting work
45262213	Diaphragm wall technique
45262220	Water-well drilling
45262300	Concrete work
45262310	Reinforced-concrete work
45262311	Concrete carcassing work
45262320	Screed works
45262321	Floor-screed works
45262330	Concrete repair work
45262340	Grouting work
45262350	Unreinforced-concrete work
45262360	Cementing work
45262370	Concrete-coating work
45262400	Structural steel erection work

CPV code	Activity
45262410	Structural steel erection work for buildings
45262420	Structural steel erection work for structures
45262421	Offshore mooring work
45262422	Subsea drilling work
45262423	Deck-fabrication work
45262424	Offshore-module fabrication work
45262425	Jacket-fabrication work
45262426	Pile-fabrication work
45262500	Masonry and bricklaying work
45262510	Stonework
45262511	Stone carving
45262512	Dressed stonework
45262520	Bricklaying work
45262521	Facing brickwork
45262522	Masonry work
45262600	Miscellaneous special-trade construction work
45262610	Industrial chimneys
45262620	Supporting walls
45262630	Construction of furnaces
45262640	Environmental improvement works
45262650	Cladding works
45262660	Asbestos-removal work
45262670	Metalworking
45262680	Welding
45262690	Refurbishment of run-down buildings
45262700	Building alteration work
45262710	Fresco maintenance work
45262800	Building extension work
45262900	Balcony work
45300000	Building installation work
45310000	Electrical installation work

CPV code	Activity
45311000	Electrical wiring and fitting work
45311100	Electrical wiring work
45311200	Electrical fitting work
45312000	Alarm system and antenna installation work
45312100	Fire-alarm system installation work
45312200	Burglar-alarm system installation work
45312300	Antenna installation work
45312310	Lightning-protection works
45312311	Lightning-conductor installation work
45312320	Television aerial installation work
45312330	Radio aerial installation work
45313000	Lift and escalator installation work
45313100	Lift installation work
45313200	Escalator installation work
45313210	Travelator installation work
45314000	Installation of telecommunications equipment
45314100	Installation of telephone exchanges
45314120	Installation of switchboards
45314200	Installation of telephone lines
45314300	Installation of cable infrastructure
45314310	Installation of cable laying
45314320	Installation of computer cabling
45315000	Electrical installation work of heating and other electrical building-equipment
45315100	Electrical engineering installation works
45315200	Turbine works
45315300	Electricity supply installations
45315400	High voltage installation work
45315500	Medium-voltage installation work
45315600	Low-voltage installation work
45315700	Switching station installation work
45316000	Installation work of illumination and signalling systems

CPV code	Activity
45316100	Installation of outdoor illumination equipment
45316110	Installation of road lighting equipment
45316200	Installation of signalling equipment
45316210	Installation of traffic monitoring equipment
45316211	Installation of illuminated road signs
45316212	Installation of traffic lights
45316213	Installation of traffic guidance equipment
45316220	Installation of airport signalling equipment
45316230	Installation of port signalling equipment
45317000	Other electrical installation work
45317100	Electrical installation work of pumping equipment
45317200	Electrical installation work of transformers
45317300	Electrical installation work of electrical distribution apparatus
45317400	Electrical installation work of filtration equipment
45320000	Insulation work
45321000	Thermal insulation work
45323000	Sound insulation work
45324000	Plasterboard works
45330000	Plumbing and sanitary works
45331000	Heating, ventilation and air-conditioning installation work
45331100	Central-heating installation work
45331110	Boiler installation work
45331200	Ventilation and air-conditioning installation work
45331210	Ventilation installation work
45331211	Outdoor ventilation installation work
45331220	Air-conditioning installation work
45331221	Partial air-conditioning installation work
45331230	Installation work of cooling equipment
45331231	Installation work of refrigeration equipment
45332000	Plumbing and drain-laying work
45332200	Water plumbing work

CPV code	Activity
45332300	Drain-laying work
45332400	Sanitary fixture installation work
45333000	Gas-fitting installation work
45333100	Gas regulation equipment installation work
45333200	Gas meter installation work
45340000	Fencing, railing and safety equipment installation work
45341000	Erection of railings
45342000	Erection of fencing
45343000	Fire-prevention installation works
45343100	Fireproofing work
45343200	Firefighting equipment installation work
45343210	CO2 fire-extinguishing equipment installation work
45343220	Fire-extinguishers installation work
45343230	Sprinkler systems installation work
45350000	Mechanical installations
45351000	Mechanical engineering installation works
45400000	Building completion work
45410000	Plastering work
45420000	Joinery and carpentry installation work
45421000	Joinery work
45421100	Installation of doors and windows and related components
45421110	Installation of door and window frames
45421111	Installation of door frames
45421112	Installation of window frames
45421120	Installation of thresholds
45421130	Installation of doors and windows
45421131	Installation of doors
45421132	Installation of windows
45421140	Installation of metal joinery except doors and windows
45421141	Installation of partitioning
45421142	Installation of shutters

CPV code	Activity
45421143	Installation work of blinds
45421144	Installation work of awnings
45421145	Installation work of roller blinds
45421146	Installation of suspended ceilings
45421147	Installation of grilles
45421148	Installation of gates
45421150	Non-metal joinery installation work
45421151	Installation of fitted kitchens
45421152	Installation of partition walls
45421153	Installation of built-in furniture
45421160	Ironmongery work
45422000	Carpentry installation work
45422100	Woodwork
45430000	Floor and wall covering work
45431000	Tiling work
45431100	Floor-tiling work
45431200	Wall-tiling work
45432000	Floor-laying and covering, wall-covering and wall-papering work
45432100	Floor laying and covering work
45432110	Floor-laying work
45432111	Laying work of flexible floor coverings
45432112	Laying of paving
45432113	Parquet flooring
45432114	Wood flooring work
45432120	False floor installation work
45432121	Computer floors
45432130	Floor-covering work
45432200	Wall-covering and wall-papering work
45432210	Wall-covering work
45432220	Wall-papering work
45440000	Painting and glazing work

CPV code	Activity
45441000	Glazing work
45442000	Application work of protective coatings
45442100	Painting work
45442110	Painting work of buildings
45442120	Painting and protective-coating work of structures
45442121	Painting work of structures
45442180	Repainting work
45442190	Paint-stripping work
45442200	Application work of anti-corrosive coatings
45442210	Galvanizing works
45442300	Surface-protection work
45443000	Façade work
45450000	Other building completion work
45451000	Decoration work
45451100	Ornamentation fitting work
45451200	Panelling work
45451300	Interior gardens
45452000	Exterior cleaning work for buildings
45452100	Blast cleaning work for building exteriors
45453000	Overhaul and refurbishment work
45453100	Refurbishment work
45454000	Restructuring work
45454100	Restoration work
45500000	Hire of construction and civil engineering machinery and equipment with operator
45510000	Hire of cranes with operator

CPV code	Activity
45520000	Hire of earth moving equipment with operator

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EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations are made under a number of powers in the Procurement Act 2023 and provide additional detail and requirements which are necessary to ensure the functioning of that Act.

Part 1 of these Regulations contains introductory provisions, including those which set out the extent and application of the Regulations and definitions of certain terms used across the instrument.

Part 2 explains how to calculate the percentages mentioned in paragraphs 2(2)(c), 3(2)(b) and 6(3) of Schedule 2 and paragraphs 1(2)(c), 2(2)(d) and 3(4)(d) of Schedule 4 to the Procurement Act 2023.

Paragraph 2(2)(c) of Schedule 2 to the Act states that at least 80 per cent of an entity's activities must be carried out for or on behalf a contracting authority if a contract between them is to be exempted as a 'vertical arrangement'. Paragraph 3(2)(b) says that, in order for a contract between contracting authorities to be exempted as a 'horizontal arrangement', no more than 20 per cent of the activities contemplated in that contract may be carried out other than for the purposes of the authorities' public functions. Regulation 5 of these Regulations stipulates that these percentages are to be calculated by reference to the average annual turnover of the relevant entity for the past three years. This can mean the three years preceding the projected date of contract award, or an equivalent three-year period that corresponds with the entity's accounting periods, for example financial or fiscal years. Where turnover is not the most appropriate measure of the entity's activities, another measure may be used.

Paragraph 6(3) of Schedule 2 to the Act provides that, for a person to count as 'affiliated' to a utility, such that a contract between them is exempt, at least 80 per cent of the person's turnover must derive from the supply of goods, services or works (as the case must be) to that utility. Regulation 6 of these Regulations states that this percentage is to be calculated by reference to the average annual turnover of the person for the past three years. This can mean the three years preceding the projected date of contract award, or an equivalent three-year period that corresponds with the person's accounting periods, for example financial or fiscal years.

Part 3 of the Regulations makes provision as to how certain calculations which may be required in order to determine whether a body is a utility are to be carried out. Paragraphs 1(2)(c), 2(2)(d) and 3(4)(d) of Schedule 4 to the Act give the maximum percentages of turnover or production, as the case may be, that apply to operators in the sectors of gas, heat, electricity and water before the supply of that commodity is deemed to be a utility activity and therefore subject to the rules in the Act. For gas and heat it is 20 per cent, and for electricity and water 30 per cent. Regulations 8 and 9 of these Regulations explain that these percentages are to be calculated by reference to the average annual turnover of the operator for the past three years. This can mean the three years preceding the projected date of contract award, or an equivalent three-year period corresponding with the operator's accounting periods, so long as information for the current year is included in the form of the most recent available quarterly data.

In all cases, where three years of turnover or equivalent data are not available, credible business projections may be used to supplement what turnover data is available, or to stand in for it if there is none.

Part 4 of these Regulations specifies the categories of services that qualify as "light touch" services for the purposes of sections 9 and 33 of the Procurement Act 2023. If a service is "light touch"

it may be procured according to different rules from those that apply to the other types of contract whose procurement is covered by the Act. It also sets out which of those services may be reserved such that a contracting authority may provide that only a qualifying public service mutual, as defined by the Act, can bid for a contract for those services.

The relevant services have been specified in these Regulations by reference to the Common Procurement Vocabulary (“CPV”), as set out in Regulation (EC) No 2195/2002 of the European Parliament and the Council, which is retained EU law. This Regulation assigns a reference number to each type of service, known as a CPV code.

Schedule 1 to these Regulations sets out the three relevant categories of services in two tables. Table 1 contains the main light touch services referred to in section 9 of the Procurement Act 2023; the services are divided into 15 sub-categories. The final column of Table 1 specifies a subset of these services, which count as “reservable” for the purposes of section 33 of the Act; where a service is reservable the letter “R” appears beside it in the final column. Table 2 specifies some additional services that may be procured under the light touch regime but only where they are being supplied under certain types of defence and security contract, as listed in section 7(1)(a) to (f) of the Act; there are three sub-categories of these services.

Part 5 of these Regulations sets out how the Procurement Act 2023 applies where a contracting authority which is a devolved Scottish authority wishes either to participate in a joint procurement or similar arrangement which is governed by the Act, or to make use of a framework or dynamic market established under the Act.

It provides that, in the case of joint procurement or procurement led by a reserved, devolved Welsh or transferred Northern Ireland centralised procurement authority, the Procurement Act 2023 applies as though a devolved Scottish authority were not excluded from its scope. These provisions also apply where, in either of these instances, the procurement results in the award of a contract in accordance with a framework or by reference to a dynamic market. Where a devolved Scottish authority acts alone, or with other devolved Scottish authorities, in awarding a contract in accordance with a framework or by reference to a dynamic market, certain provisions of the Act do not apply.

Part 6 of these Regulations disapplies a restriction in the Local Government Act 1988 so that local government and other authorities can, when advertising certain low value contracts, restrict those contracts to suppliers in a specified area.

Part 7 of these Regulations disapplies the Procurement Act 2023 in respect of procurement by the NHS in England. The Health Care Services (Provider Selection Regime) Regulations 2023 instead apply in this area.

Part 8 of these Regulations define the terms “central government authority” and “works” as they are used in the Procurement Act 2023.

The term “central government authority” includes the Crown and all the bodies listed in Schedule 1, but does not include His Majesty in his private capacity. Where a body is succeeded by another body, the successor body is deemed to be included in Schedule 3, but only if it too is a contracting authority within the meaning of the Act.

Activities are classified as “works” for the purposes of the Act if they are listed in Schedule 4 to these Regulations. The relevant activities have been specified by reference to the CPV.