



PROCUREMENT POLICY

1. INFORMATION

- 1.1 On the 18 February 2015 the Public Contracts Regulations 2006/5 (“the 2006 Regulations”) were repealed by the Public Contracts Regulations 2015/102 (“the 2015 Regulations”).
- 1.2 This means that in a procurement exercise by a local council in England, three sets of legal requirements are now relevant. These legal requirements are summarised in the table below.

Value of the Contract (net of VAT)	Legal Requirements
Up to £25,000	Requirements in the council’s standing orders (and financial regulations)
Over £25,000	Use of the Contract Finder website and other light touch rules in the Public Contracts Regulations 2015 (“the 2015 Regulations”).
Over £172,514 or £4,322,012	Other detailed and complex requirements in the 2015 Regulations.

- 1.3 Following the recent changes to the Public Contracts Regulations, local councils when procuring a public works, public service or public supply contract with an estimated value of £25,000 must now comply with new regulations and, where applicable, advertise a contract opportunity.
- 1.4 Local councils must advertise a contract opportunity on the governments Contract Finder website, whether or not the contact is advertised elsewhere. If advertised elsewhere then the contract opportunity must be placed on the Contract Finder website within 24 hours.
- 1.5 There are a number of exclusions, as detailed within the regulations, that can exempt the Council from following the advertising process. Officers working on any procurement process, over the £25,000 threshold, will refer to guidance contained within these regulations to establish the need to advertise or not.