

**L.N. 196 of 2020**

**PUBLIC FINANCE MANAGEMENT ACT  
(CAP. 601)**

**Various Provisions relating to Public Procurement (Amendment)  
Regulations, 2020**

IN EXERCISE of the powers conferred by article 4 of the Public Finance Management Act, the Minister of Finance, has made the following regulations:-

Citation. **1.** The title of these regulations is the Various Provisions relating to Public Procurement (Amendment) Regulations, 2020.

**Part I**

Amendments to the Public Procurement Regulations. S.L. 601.03. **2.** This Part amends the Public Procurement Regulations, and it shall be read and construed as one with the Public Procurement Regulations, hereinafter in this Part referred to as "the principal regulations".

Amends regulation 9 of the principal regulations. **3.** Sub-regulation (1) of regulation 9 of the principal regulations shall be amended as follows:

(a) in paragraph (a) thereof, the words "one hundred forty-four thousand euro (€144,000)" shall be substituted by the words "one hundred thirty nine thousand euro (€139,000)"; and

(b) in paragraph (b) thereof, the words "one hundred forty-four thousand euro (€144,000)" shall be substituted by the words "one hundred thirty nine thousand euro (€139,000)".

Amends regulation 79 of the principal regulations. **4.** Sub-regulation (4) of regulation 79 of the principal regulations shall be amended as follows:

(a) in paragraph (h)(ii) thereof, the words "one hundred forty-four thousand euro (€144,000)" shall be substituted by the words "one hundred thirty nine thousand euro (€139,000)"; and

(b) in paragraph (h)(iii) thereof, the words "one hundred forty-four thousand euro (€144,000)" shall be substituted by the words "one hundred thirty nine thousand euro (€139,000)".

Amends regulation 243 of the principal regulations. **5.** In sub-regulation (1) of regulation 243 of the principal regulations, the words "when the estimated value of these falls under regulation 9(1)(b)" shall be deleted.

6. In sub-regulation (1) of regulation 262 of the principal regulations the words "Prospective candidates and tenderers may, prior to the closing date of a call for competition, file a reasoned application before the Public Contracts Review Board:" shall be substituted by the words "Prospective candidates and tenderers may, within the first two-thirds of the time period allocated in the call for competition for the submission of offers, file a reasoned application before the Public Contracts Review Board:"

Amends regulation 262 of the principal regulations.

7. Regulation 269 of the principal regulations shall be deleted.

Deletes regulation 269 of the principal regulations.

8. Schedule 5 to the principal regulations shall be amended as follows:

Amends Schedule 5 to the principal regulations.

(a) in paragraph (a) thereof, the words "EUR 5,548,000" shall be substituted by the words "EUR 5,350,000";

(b) in paragraph (b) thereof, the words "EUR 144,000" shall be substituted by the words "EUR 139,000"; and

(c) in paragraph (c) thereof, the words "EUR 221,000" shall be substituted by the words "EUR 214 000".

## Part II

9. This Part amends the Public Procurement of Entities operating in the Water, Energy, Transport and Postal Services Sectors Regulations, and it shall be read and construed as one with the Public Procurement of Entities operating in the Water, Energy, Transport and Postal Services Sectors Regulations, hereinafter in this Part referred to as "the principal regulations".

Amendments to the Public Procurement of Entities operating in the Water, Energy, Transport and Postal Services Sectors Regulations. S.L. 601.05.

10. Sub-regulation (1) regulation 30 of the principal regulations shall be amended as follows:

Amends regulation 30 of the principal regulations.

(a) in paragraph (a) thereof, the words "four hundred and forty-three thousand euro (€443,000)" shall be substituted by the words "four hundred and twenty eight thousand euro (€428,000)"; and

(b) in paragraph (b) thereof, the words "four hundred and forty-three thousand euro (€443,000)" shall be substituted by the words "four hundred and twenty eight thousand euro (€428,000)".

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Amends  
regulation 174  
of the principal  
regulations.

**11.** In sub-regulation (1) of regulation 174 of the principal regulations, the words "when the estimated value of these falls under regulation 30(1)(b)" shall be deleted.

Amends  
Schedule 5 to  
the principal  
regulations.

**12.** Schedule 5 to the principal regulations shall be amended as follows:

(a) in paragraph (a) thereof, the words "EUR 443,000" shall be substituted by the words "EUR 428,000"; and

(b) in paragraph (b) thereof, the words "EUR 5,548,000" shall be substituted by the words "EUR 5,350,000".

**Part III**

Amendments to  
the Concession  
Contracts  
Regulations.  
S.L. 601.09.

**13.** This Part amends the Concession Contracts Regulations, and it shall be read and construed as one with the Concession Contracts Regulations, hereinafter in this Part referred to as "the principal regulations".

Amends  
regulation 98 of  
the principal  
regulations.

**14.** In regulation 98 of the principal regulations, the words "prior to the closing date" shall be substituted by the words "one day prior to the closing date".

Amends  
Schedule 3 to  
the principal  
regulations.

**15.** In Schedule 3 of the principal regulations, the words "€5,548,000" shall be substituted by the words "€5,350,000".