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STATUTORY INSTRUMENTS

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**2016 No. 274**

The Utilities Contracts Regulations 2016

PART 1

GENERAL

CHAPTER 4

General Principles

**Principles of procurement**

**36.**—(1) Utilities shall treat economic operators equally and without discrimination and shall act in a transparent and proportionate manner.

(2) The design of the procurement shall not be made with the intention of excluding it from the scope of these Regulations or of artificially narrowing competition.

(3) For that purpose, competition shall be considered to be artificially narrowed where the design of the procurement is made with the intention of unduly favouring or disadvantaging certain economic operators.