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SCOTTISH STATUTORY INSTRUMENTS

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**2016 No. 49**

**The Utilities Contracts (Scotland) Regulations 2016**

**PART 1**

**GENERAL**

**CHAPTER 3**

**MATERIAL SCOPE**

*SECTION 2*

*Excluded contracts and design contests; special provisions  
for procurement involving defence and security aspects*

**SUB-SECTION 4** Specific situations

**Research and development services**

**31.** These Regulations only apply to procurement for the award of service contracts for research and development services which are covered by CPV Codes 73000000-2 to 73120000-9, 73300000-5, 73420000-2 and 73430000-5 provided that—

- (a) the benefits accrue exclusively to the utility for use in the conduct of its own affairs; and
- (b) the service provided is wholly remunerated by the utility.