



Defence Reform Act 2014

2014 CHAPTER 20

PART 2

SINGLE SOURCE CONTRACTS

General

41 Single source contract regulations: time limits and determinations

- (1) Single source contract regulations may make provision imposing limits in relation to the time within which an application, reference or appeal to the SSRO under this Part or the regulations may be made.
- (2) Single source contract regulations may specify matters to which the SSRO must have regard in making a determination under this Part or the regulations.

Commencement Information

II [S. 41](#) in force at 14.7.2014 by [S.I. 2014/1751](#), [art. 3\(e\)](#)

42 Single source contract regulations: general

- (1) Single source contract regulations may make consequential, supplementary incidental or transitional provision.
- (2) Single source contract regulations may make different provision for different purposes.
- (3) Single source contract regulations are to be made by statutory instrument.
- (4) A statutory instrument containing—
 - (a) the first single source contract regulations,

Changes to legislation: Defence Reform Act 2014, Cross Heading: General is up to date with all changes known to be in force on or before 29 March 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- (b) provision made by virtue of section 14(2), (6) or (8) (contracts to which single source contract regulations apply), whether alone or with other provision,^{F1}...
- [^{F2}(ba) provision made by virtue of section 15(2)(b) (pricing of contracts), whether alone or with other provision, or]
- (c) provision made by virtue of section 33 (amount of penalty), whether alone or with other provision,
- may not be made unless a draft of the instrument has been laid before, and approved by a resolution of, each House of Parliament.
- (5) Any other statutory instrument containing single source contract regulations is subject to annulment in pursuance of a resolution of either House of Parliament.

Textual Amendments

- F1** Word in s. 42(4)(b) omitted (19.1.2024) by virtue of Procurement Act 2023 (c. 54), s. 127(2), **Sch. 10 para. 7(2)**; S.I. 2024/61, reg. 2(1)(b)(iii) (with reg. 3)
- F2** S. 42(4)(ba) inserted (19.1.2024) by Procurement Act 2023 (c. 54), s. 127(2), **Sch. 10 para. 7(3)**; S.I. 2024/61, reg. 2(1)(b)(iii) (with reg. 3)

Commencement Information

- I2** S. 42 in force at 14.7.2014 by S.I. 2014/1751, **art. 3(f)**

43 Interpretation etc

(1) In this Part—

- “authorised person” means a person authorised by the Secretary of State;
- [^{F3}“component” has the meaning given by section 15(6)];
- “financial year” means a year beginning with 1 April;
- “primary contractor” has the meaning given by section 14(9);
- “qualifying defence contract” has the meaning given by section 14(2);
- “qualifying sub-contract” has the meaning given by section 28(2);
- “relevant date” has the meaning given by section 14(9);
- “single source contract regulations” has the meaning given by section 14(9);
- “SSRO” means the Single Source Regulations Office;
- “sub-contractor” has the meaning given by section 28(2).

(2) In this Part—

- (a) references to the value of a contract—
- (i) are to its value as determined in accordance with single source contract regulations, and
- (ii) include references to its value as estimated in accordance with such regulations;
- (b) references to costs include references to—
- (i) costs as estimated in accordance with single source contract regulations;
- (ii) a combination of actual costs and costs as so estimated.

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- (3) For the purposes of this Part, one person is “associated” with another if they are group undertakings in relation to each other.
- (4) In subsection (3), “group undertaking” has the meaning given by section 1161 of the Companies Act 2006.
- (5) So far as there is any inconsistency between a provision of this Part or regulations made under it (provision A) and a provision of a qualifying defence contract (provision B), provision A prevails.

Textual Amendments

- F3** Words in s. 43(1) inserted (19.1.2024) by [Procurement Act 2023 \(c. 54\)](#), s. 127(2), [Sch. 10 para. 8](#); [S.I. 2024/61](#), reg. 2(1)(b)(iii) (with reg. 3)
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Commencement Information

- I3** [S. 43](#) in force at 14.7.2014 for specified purposes by [S.I. 2014/1751](#), [art. 4\(t\)](#)
- I4** [S. 43](#) in force at 5.12.2014 in so far as not already in force by [S.I. 2014/3162](#), [art. 3\(e\)](#)

Changes to legislation:

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 25(8A) inserted by [2023 c. 54 Sch. 10 para. 13\(3\)](#)
- s. 35A inserted by [2023 c. 54 Sch. 10 para. 19](#)