



# Defence Reform Act 2014

## 2014 CHAPTER 20

### PART 2

#### SINGLE SOURCE CONTRACTS

##### *Sub-contracts*

### **30 Application of Part to qualifying sub-contracts**

- (1) This Part and single source contract regulations apply to qualifying sub-contracts (and to sub-contractors) as they apply to qualifying defence contracts (and to primary contractors).
- (2) In their application by virtue of subsection (1), this Part and single source contract regulations are subject to—
  - (a) such modifications as may be set out in those regulations, and
  - (b) subsection (5).
- (3) The regulations—
  - (a) may provide for the application of this Part and the regulations, by virtue of subsection (1), to end at a time specified by or determined in accordance with the regulations;
  - (b) may, in making such provision, provide for determining when this Part and the regulations cease to apply to a qualifying sub-contract which is—
    - (i) partly for the purposes of a qualifying defence contract or another qualifying sub-contract, and
    - (ii) partly for other purposes.
- (4) The provision that may be made under subsection (3)(b) includes provision—
  - (a) for the [<sup>F1</sup>primary contractor or] sub-contractor to give notice to the SSRO that, in [<sup>F2</sup>their opinion], this Part and the regulations should cease to apply to the qualifying sub-contract, and

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- (b) for the SSRO to be able to overrule such a notice (and accordingly for this Part and the regulations to continue to apply).
- (5) The regulations may contain provision excluding the application of this Part and the regulations, by virtue of subsection (1), to a qualifying sub-contract in respect of which no notice is given under section 29(2)(b) or (4)(b).

#### Textual Amendments

- F1** Words in s. 30(4)(a) inserted (19.1.2024) by [Procurement Act 2023 \(c. 54\)](#), s. 127(2), [Sch. 10 para. 16\(a\)](#); S.I. 2024/61, reg. 2(1)(b)(vii) (with reg. 3)
- F2** Words in s. 30(4)(a) substituted (19.1.2024) by [Procurement Act 2023 \(c. 54\)](#), s. 127(2), [Sch. 10 para. 16\(b\)](#); S.I. 2024/61, reg. 2(1)(b)(vii) (with reg. 3)

#### Commencement Information

- I1** [S. 30](#) in force at 14.7.2014 for specified purposes by [S.I. 2014/1751](#), [art. 4\(n\)](#)
- I2** [S. 30](#) in force at 5.12.2014 in so far as not already in force by [S.I. 2014/3162](#), [art. 3\(c\)](#)

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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](#)