
SCOTTISH STATUTORY INSTRUMENTS

2016 No. 65

The Concession Contracts (Scotland) Regulations 2016

PART 1

GENERAL

Meaning of “concession notice”

6.—(1) In these Regulations, subject to paragraph (2), “concession notice” means the notice referred to in regulation 33(1) (concession notice).

(2) In Part 5 of these Regulations, “concession notice”—

- (a) in relation to a procurement for the award of a concession contract by a contracting entity includes a prior information notice; and
- (b) in relation to a procurement for the award of a concession contract by a contracting authority, has the same meaning as “contract notice” in Council [Directive 89/665/EEC](#) on the co-ordination of the laws, regulations and administrative provisions relating to the application of review procedures to the award of public supply and public works contracts⁽¹⁾.
- (c) in relation to a procurement for the award of a concession contract by a utility, has the same meaning as “notice” in Council [Directive 92/13/EEC](#) on the coordination of laws, regulations and administrative provisions relating to the application rules on procurement procedures for entities operating in the water, energy, transport and telecommunication sectors⁽²⁾.

⁽¹⁾ OJ L 395, 30.12.1990, p.33, as amended by OJ L 209, 24.7.1992, p.1 and OJ L 335, 20.12.2007, p.31.

⁽²⁾ OJ L 76, 23.3.1992, p. 14 as amended by Council Directive by Directive [2007/66/EEC](#) of the European Parliament and Council with regard to improving the effectiveness of review procedures concerning the award of public contracts (OJ L 335, 20.12.2007, p.31) and by [Directive 2014/23/EU](#) of the European Parliament and of the Council on the award of concession contracts (OJ 94, 28.3.2014, p.1).