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*Status: This version of this provision is prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the Procurement Act 2023, Paragraph 42. (See end of Document for details)*

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## SCHEDULES

PROSPECTIVE

### SCHEDULE 6

#### MANDATORY EXCLUSION GROUNDS

#### PART 2

#### OTHER MANDATORY EXCLUSION GROUNDS

##### *Equivalents outside the United Kingdom*

- 42 A mandatory exclusion ground applies to a supplier if the supplier or a connected person—
- (a) has been subject to a penalty or a decision by a regulator, court or other authority outside the United Kingdom, where the conduct giving rise to that penalty or decision is conduct that would give rise to a penalty or decision referred to in any of paragraphs 36 to 41 if committed in the United Kingdom, in circumstances where the penalty or decision would be a mandatory exclusion ground, or
  - (b) has had a tax advantage counteracted outside the United Kingdom, in circumstances where the supplier or connected person would have incurred a defeat of the kind referred to in paragraph 40 had the tax advantage arisen in respect of tax payable in the United Kingdom.

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#### **Commencement Information**

- II** Sch. 6 para. 42 not in force at Royal Assent, see [s. 127\(2\)](#)

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