

Status: This version of this provision is prospective.
Changes to legislation: There are currently no known outstanding effects for the Procurement Act 2023, Paragraph 8. (See end of Document for details)

SCHEDULES

PROSPECTIVE

SCHEDULE 8

PERMITTED CONTRACT MODIFICATIONS

Additional goods, services or works

- 8 (1) A modification is a permitted modification if—
- (a) the modification provides for the supply of goods, services or works in addition to the goods, services or works already provided for in the contract,
 - (b) using a different supplier would result in the supply of goods, services or works that are different from, or incompatible with, those already provided for in the contract,
 - (c) the contracting authority considers that the difference or incompatibility would result in—
 - (i) disproportionate technical difficulties in operation or maintenance or other significant inconvenience, and
 - (ii) the substantial duplication of costs for the authority, and
 - (d) the modification would not increase the estimated value of the contract by more than 50 per cent.
- (2) Sub-paragraph (1)(d) does not apply if the contract being modified is a utilities contract.

Commencement Information

- II** Sch. 8 para. 8 not in force at Royal Assent, see [s. 127\(2\)](#)

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