

## SCHEDULE

### Amendments to, and revocation of, subordinate legislation

## PART 1

### Amendments

#### **Amendment of the Concession Contracts Regulations 2016**

**3.—**(1) The Concession Contracts Regulations 2016<sup>(1)</sup> are amended as follows.

(2) In regulation 2(1) (interpretation)—

- (a) in the definition of “exclusive right”, omit “which is compatible with the Retained Treaties”;
- (b) omit the definition of “the Retained Treaties”.

(3) In regulation 5 (meaning of “utilities”), in paragraph (4)(b) omit “which is compatible with the Retained Treaties”.

(4) In regulation 10(5) (general exclusions: concession contracts awarded pursuant to international rules), in sub-paragraph (a) omit “, concluded in conformity with the Retained Treaties”.

(5) In regulation 17 (concession contracts between entities within the public sector)—

- (a) in paragraph (1)(c), omit “, in conformity with the Retained Treaties,”;
- (b) in paragraph (2), omit “, in conformity with the Retained Treaties,”;
- (c) in paragraph (4)(c), omit “, in conformity with the Retained Treaties,”.

(6) In regulation 50(1) (duty owed to economic operators from the United Kingdom and Gibraltar)

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- (a) omit “and” at the end of sub-paragraph (a);
  - (b) omit sub-paragraph (b).

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(1) [S.I. 2016/273](#). The definition of “the Retained Treaties” in regulation 2(1) was inserted, and the definition of “exclusive right” in regulation 2(1) and regulations 5, 10, 17 and 50 were amended, by [S.I. 2020/1319](#).