

## **Schedule of the United Kingdom**

### **Section A Central Government Entities**

#### *Thresholds:*

Goods	SDR 130,000
Services	SDR 130,000
Construction Services	SDR 5,000,000

#### *List of Entities:*

The following list of central government contracting authorities:

1. Attorney General's Office:
  - 1.1. Government Legal Department;
2. Cabinet Office:
  - 2.1. Office of the Parliamentary Counsel;
  - 2.2. Boundary Commission for England;
  - 2.3. Crown Commercial Service;
3. Charity Commission;
4. Crown Estate – vote expenditure only;
5. Crown Prosecution Service;
6. Department for Business and Trade:
  - 6.1. Competition Appeal Tribunal;
  - 6.2. Competition and Markets Authority;
  - 6.3. Competition Service;
  - 6.4. Office of Manpower Economics;
7. Department for Culture, Media and Sport:

- 7.1. Arts Council England;
- 7.2. British Library;
- 7.3. British Museum;
- 7.4. The Gambling Commission;
- 7.5. Historic Buildings and Monuments Commission for England (known as “Historic England”);
- 7.6. Imperial War Museum;
- 7.7. National Gallery;
- 7.8. National Maritime Museum;
- 7.9. National Portrait Gallery;
- 7.10. Natural History Museum;
- 7.11. Board of Trustees of the Science Museum (known as “Science Museum Group”);
- 7.12. Tate Gallery;
- 7.13. Victoria and Albert Museum;
- 7.14. Wallace Collection.
- 8. Department for Education:
  - 8.1. Office for Students;
- 9. Ministry of Housing, Communities and Local Government;
- 10. Department for Energy Security and Net Zero:
  - 10.1. Nuclear Decommissioning Authority;
  - 10.2. Oil and Gas Authority (known as “North Sea Transition Authority”).
- 11. Department for Environment, Food and Rural Affairs:
  - 11.1. Natural England;
  - 11.2. Plant Variety Rights Office;
  - 11.3. Royal Botanic Gardens, Kew;

12. Department of Health and Social Care:
  - 12.1. NHS Business Services Authority;
  - 12.2. NHS Commissioning Board (known as ‘NHS England’);
  - 12.3. NHS Trusts;
  - 12.4. NHS Foundation Trusts;
13. Department for Science, Innovation and Technology:
  - 13.1. Intellectual Property Office;
  - 13.2. Meteorological Office (known as “Met Office”)
  - 13.3. UK Research and Innovation;
14. Department for Transport:
  - 14.1. Maritime and Coastguard Agency;
  - 14.2. Highways England Company Ltd (known as ‘National Highways’);
15. Department for Work and Pensions:
  - 15.1. Office for Nuclear Regulation;
  - 15.2. Pensions Regulator;
  - 15.3. Social Security Advisory Committee;
16. Export Credits Guarantee Department (known as ‘UK Export Finance’);
17. Foreign, Commonwealth and Development Office:
  - 17.1. Wilton Park;
18. Government Actuary’s Department;
19. Corporate Officer of the House of Commons;
20. Corporate Officer of the House of Lords;
21. Ministry of Justice:
  - 21.1. Court of Appeal (England and Wales);
  - 21.2. Employment Appeals Tribunal;

- 21.3. Employment Tribunals;
- 21.4. First-tier Tribunal;
- 21.5. HM Courts and Tribunals Service;
- 21.6. Law Commission;
- 21.7. Legal Aid Agency – England and Wales;
- 21.8. Office of the Official Solicitor to the Senior Courts and the Public Trustee;
- 21.9. Office of the Public Guardian;
- 21.10. Parole Board;
- 21.11. UK Supreme Court;
- 21.12. Upper Tribunal;
- 22. The National Archives;
- 23. National Audit Office;
- 24. National Savings and Investments;
- 25. Northern Ireland Assembly Commission;
- 26. Northern Ireland Ministers:
  - 26.1. Agricultural Wages Board for Northern Ireland;
  - 26.2. Attorney General for Northern Ireland;
  - 26.3. Department of Agriculture, Environment and Rural Affairs;
  - 26.4. Department for Communities;
    - 26.4.1. National Museums Northern Ireland;
    - 26.4.2. Northern Ireland Housing Executive;
  - 26.5. Department for the Economy:
    - 26.5.1. Belfast Metropolitan College;
    - 26.5.2. Consumer Council Northern Ireland (with respect only to the functions transferred from the National Consumer

- Council which were themselves transferred from the Gas and Electricity Consumer Council);
- 26.5.3. Health and Safety Executive for Northern Ireland;
- 26.5.4. Northern Regional College;
- 26.5.5. North West Regional College;
- 26.5.6. South Eastern Regional College;
- 26.5.7. Southern Regional College;
- 26.5.8. South West College;
- 26.5.9. Stranmillis University College;
- 26.6. Department of Education:
  - 26.6.1. Council for Catholic Maintained Schools;
- 26.7. Department of Finance;
- 26.8. Department of Health:
  - 26.8.1. Northern Ireland Fire and Rescue Service;
- 26.9. Department for Infrastructure;
- 26.10. Department of Justice:
  - 26.10.1. Coroners Service;
  - 26.10.2. County Courts;
  - 26.10.3. Court of Appeal and High Court of Justice in Northern Ireland;
  - 26.10.4. Crown Court;
  - 26.10.5. Enforcement of Judgements Office;
  - 26.10.6. Forensic Science Northern Ireland;
  - 26.10.7. Legal Service Agency Northern Ireland;
  - 26.10.8. Magistrates' Courts;
  - 26.10.9. Pensions Appeals Tribunals (Northern Ireland);

- 26.10.10. Police Ombudsman Northern Ireland;
- 26.10.11. Police Retraining and Rehabilitation Trust;
- 26.10.12. Probation Board for Northern Ireland;
- 26.10.13. Office of the Social Security Commissioners and Child Support Commissioners (Northern Ireland);
- 26.10.14. State Pathologist's Department;
- 26.11. Executive Office:
  - 26.11.1. Maze Long Kesh Development Corporation;
- 27. Northern Ireland Office:
  - 27.1. Office of the Chief Electoral Officer for Northern Ireland;
  - 27.2. Public Prosecution Service for Northern Ireland;
- 28. Office for National Statistics:
  - 28.1. National Health Service Central Register;
- 29. Parliamentary Works Sponsor Body;
- 30. Parliamentary and Health Service Ombudsman;
- 31. Postal business of the Post Office;
- 32. Privy Council Office;
- 33. Restoration and Renewal Delivery Authority Ltd;
- 34. HM Revenue and Customs;
- 35. Royal Hospital, Chelsea;
- 36. Royal Mint;
- 37. Rural Payments Agency;
- 38. Scotland, Auditor-General;
- 39. Scotland, Crown Office and Procurator Fiscal Service;
- 40. Scotland, National Records of Scotland;
- 41. Scotland, Queen's and Lord Treasurer's Remembrancer;

- 42. Scotland, Registers of Scotland;
- 43. The Scotland Office;
- 44. The Scottish Ministers:
  - 44.1. Architecture and Design Scotland;
  - 44.2. Crofting Commission;
  - 44.3. Lands Tribunal for Scotland;
  - 44.4. National Galleries of Scotland;
  - 44.5. National Library of Scotland;
  - 44.6. National Museums of Scotland;
  - 44.7. Royal Botanic Garden, Edinburgh;
  - 44.8. Scottish Courts and Tribunals Service;
  - 44.9. Scottish Further and Higher Education Funding Council;
  - 44.10. Scottish Law Commission;
  - 44.11. Special Health Boards;
  - 44.12. Health Boards;
  - 44.13. The Office of the Accountant of Court;
  - 44.14. High Court of Justiciary;
  - 44.15. Court of Session;
  - 44.16. HM Inspectorate of Constabulary;
  - 44.17. Parole Board for Scotland;
  - 44.18. Pensions Appeal Tribunals (Scotland);
  - 44.19. Scottish Land Court;
  - 44.20. Sheriff Courts;
  - 44.21. NatureScot;
  - 44.22. First-tier Tribunal for Scotland;

- 44.23. Upper Tribunal for Scotland;
- 44.24. Historic Environment Scotland;
- 45. The Scottish Parliamentary Corporate Body;
- 46. HM Treasury:
  - 46.1. United Kingdom Debt Management Office;
- 47. The Wales Office – Office of the Secretary of State for Wales;
- 48. The Welsh Ministers:
  - 48.1. Agricultural Dwelling House Advisory Committees (Wales);
  - 48.2. Agricultural Land Tribunal for Wales;
  - 48.3. Higher Education Funding Council for Wales;
  - 48.4. Local Democracy and Boundary Commission for Wales;
  - 48.5. Rent Assessment Committee (Wales);
  - 48.6. The Royal Commission on the Ancient and Historical Monuments of Wales;
  - 48.7. Valuation Tribunal for Wales;
  - 48.8. Welsh National Health Service Trusts and Local Health Boards.

*Notes to Section A*

- 1. Procurement by any subordinated entity of any central government contracting authority listed in this Section is covered provided it does not have separate legal personality.
- 2. Procurement by, for or on behalf of the UK Space Agency is not covered by Chapter 15 (Government Procurement).



**Section B**  
**Sub-Central Government Entities**

Nil.

## Section C Other Entities

### *Thresholds:*

Goods	SDR 400,000
Services	SDR 400,000
Construction Services	SDR 5,000,000

### *List of Entities:*

1. All utilities which are public authorities or public undertakings under the *Procurement Act 2023*<sup>1</sup>, or contracting authorities or public undertakings under the *Utilities Contracts (Scotland) Regulations 2016*<sup>2</sup> and which have as one of their activities any of those referred to below or any combination thereof:

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<sup>1</sup> According to the *Procurement Act 2023*, a “public authority” is a person, other than an excluded authority, that is:

- (a) wholly or mainly funded out of public funds, or
- (b) subject to public authority oversight,

and does not operate on a commercial basis.

According to the *Procurement Act 2023*, a “public undertaking” means a person that:

- (a) is subject to public authority oversight, and
- (b) operates on a commercial basis,

other than an excluded authority.

According to the *Procurement Act 2023*, a person is subject to public authority oversight if the person is subject to the management or control of:

- (a) one or more public authorities, or
- (b) a board more than half of the members of which are appointed by one or more public authorities.

<sup>2</sup> According to the *Utilities Contracts (Scotland) Regulations 2016*, a “contracting authority” means the State, a regional or a local authority, a body governed by public law or an association formed by one or more such authorities or bodies.

According to the *Utilities Contracts (Scotland) Regulations 2016*, “bodies governed by public law” means a body that has legal personality, is established for the specific purpose of meeting needs in the general interest, not having an industrial or commercial character and which:

- (a) is financed for the most part by the State, regional or local authorities, or by any other body governed by public law;
- (b) is subject to management supervision by any such authority or body; or
- (c) has an administrative, managerial or supervisory board more than half the members of which were appointed by any body referred to in sub-paragraph (a).

According to the *Utilities Contracts (Scotland) Regulations 2016*, a “public undertaking” means a person over which one or more contracting authorities are able to exercise, directly or indirectly, a dominant influence by virtue of one or more of the following:

- (a) their ownership of that person;

- (a) the provision of airport or other terminal facilities to carriers by air; or
- (b) the provision of maritime or inland port or other terminal facilities to carriers by sea or inland waterway.

An indicative list of public authorities, contracting authorities and public undertakings fulfilling the criteria set out above follows:

#### **A. Airport installations**

- 1. A local authority which exploits a geographical area for the purpose of providing airport or other terminal facilities to carriers by air;
- 2. Highland and Islands Airports Limited;
- 3. London Luton Airport Operations Limited;
- 4. Manchester Airports Holdings Limited;
- 5. Cornwall Airport Limited.

#### **B. Maritime or inland port or other terminal facilities**

- 1. A local authority which exploits a geographical area for the purpose of providing maritime or inland port or other terminal facilities to carriers by sea or inland waterway;
- 2. A harbour authority within the meaning of section 57 of the *Harbours Act 1964*;
- 3. A harbour authority as defined by section 38(1) of the *Harbours Act (Northern Ireland) 1970*.

#### *Notes to Section C*

- 1. Procurement for the pursuit of an activity listed above when exposed to competitive forces in the market concerned are not covered by Chapter 15 (Government Procurement).

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- (b) their financial participation in that person;
  - (c) the rights accorded to them by the rules which govern that person.

According to the *Utilities Contracts (Scotland) Regulations 2016*, a dominant influence on the part of contracting authorities is presumed in any of the following cases in which those authorities, directly or indirectly:

- (a) hold the majority of the undertaking's subscribed capital;
- (b) control the majority of the votes attaching to shares issued by the undertaking;
- (c) can appoint more than half of the undertaking's administrative, management or supervisory body.

2. Chapter 15 (Government Procurement) does not cover procurement by procuring entities covered in this Section:
- (a) for the purchase of water and for the supply of energy or of fuels for the production of energy;
  - (b) for purposes other than the pursuit of their activities as listed in paragraph 1 or for the pursuit of such activities outside of the United Kingdom; or
  - (c) for purposes of re-sale or hire to third parties, provided that the procuring entity enjoys no special or exclusive right to sell or hire the subject of such contracts and other entities are free to sell or hire it under the same conditions as the procuring entity.
3. Chapter 15 (Government Procurement) does not cover procurement:
- (a) by a procuring entity to an affiliated undertaking<sup>3</sup>; or
  - (b) by a joint venture, formed exclusively by a number of procuring entities for the purpose of carrying out activities within the meaning of subparagraphs 1(a) and 1(b), to an undertaking which is affiliated with one of these procuring entities,
- for services or supplies contracts provided that at least 80 per cent of the average turnover of the affiliated undertaking with respect to services or supplies for the preceding three years derives respectively from the provision of such services or supplies to undertakings with which it is affiliated. When, because of the date on which an affiliated undertaking was created or commenced activities, the turnover is not available for the preceding three years, it will be sufficient for that undertaking to show that the turnover referred to in this paragraph is credible, in particular by means of business projections.
4. Chapter 15 (Government Procurement) does not cover procurement:
- (a) by a joint venture, formed exclusively by a number of procuring entities for the purposes of carrying out activities within the meaning of subparagraphs 1(a) and 1(b) of this Section, to one of these procuring entities; or
  - (b) by a procuring entity to such a joint venture of which it forms part, provided that the joint venture has been set up to carry out the activity concerned over a period of at least three years and the instrument setting up the joint venture stipulates that the procuring entities, which form it, will be part thereof for at least the same period.

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<sup>3</sup> For these purposes, “affiliated undertaking” means any undertaking over which the procuring entity may exercise, directly or indirectly, a dominant influence, or which may exercise a dominant influence over the procuring entity, or which, in common with the procuring entity, is subject to the dominant influence of another undertaking by virtue of ownership, financial participation, or the rules which govern it.

## **Section D**

### **Goods**

Chapter 15 (Government Procurement) covers the procurement of all goods procured by the entities listed in Section A (Central Government Entities) and Section C (Other Entities), unless otherwise specified in this Agreement.

## Section E Services

Chapter 15 (Government Procurement) covers the following services, which are identified in accordance with the United Nations Provisional Central Product Classification (CPC Prov.) as contained in document MTN.GNS/W/120:

1	Maintenance and repair services	6112, 6122, 633, 886
2	Hotel and other lodging services (see note 1)	641
3	Food and beverage serving services (see note 1)	642, 643
4	Land transport services, including armoured car services, and courier services, except transport of mail	712 (except 71235), 7512
5	Air Transport Services	73
6	Telecommunications services	752, 754
7	Financial services	ex 81
	a. Insurance services	812, 814
	b. Banking and investment services	
8	Computer and related services	84
9	Legal services (see notes 1 and 2)	861
10	Accounting, auditing and bookkeeping services	862
11	Taxation Services	863

12	Market research and public opinion polling services	864
13	Management consulting services and related services	865, 866
14	Architectural services; engineering services and integrated engineering services, urban planning and landscape architectural services; related scientific and technical consulting services; technical consulting services; technical testing and analysis services	867
15	Advertising services	871
16	Building-cleaning services and property management services	874, 82201-82206
17	Other business services	879
18	Services incidental to mining	883
19	Publishing and printing services on a fee or contract basis	88442
20	Services incidental to the manufacture of metal products, machinery and equipment.	885
21	Services incidental to energy distribution.	887
22	Administrative services of the government (see note 1)	91136, 9127
23	Education (see note 1)	92
24	Sewage and refuse disposal, sanitation and other environmental protection services	94

25	Recreational, cultural and sporting services (see note 1)	96, (except 9611 and 9613)
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*Notes to Section E*

1. Hotel and other lodging services (CPC Prov. 641), food and beverage serving services (CPC Prov. 642, 643), legal services (CPC Prov. 861), administrative services of the government (CPC Prov. 91136, 9127), education services (CPC Prov. 92) and recreational, cultural and sporting services (CPC Prov. 96) contracts are included under the national treatment regime for suppliers and services providers of India provided that their value equals or exceeds GBP 663,540 when they are awarded by procuring entities covered under Section A (Central Government Entities) and that their value equals or exceeds GBP 884,720 when they are awarded by procuring entities covered under Section C (Other Entities). The thresholds in relation to these services may be adjusted in accordance with paragraph 6 of Section H (Threshold Adjustment Formula).
2. The following legal services (CPC Prov. 861) are not covered:
  - (a) legal representation of a client by a lawyer in:
    - (i) an arbitration or conciliation held in the United Kingdom, another country or before an international arbitration or conciliation instance; or
    - (ii) judicial proceedings before the courts, tribunals or public authorities of the United Kingdom, another country or before international courts, tribunals or institutions;
  - (b) legal advice given:
    - (i) in preparation of any of the proceedings referred to in subparagraph (a); or
    - (ii) where there is a tangible indication and high probability that the matter to which the advice relates will become the subject of such proceedings,

provided that the advice is given by a lawyer;
  - (c) document certification and authentication services which must be provided by notaries;
  - (d) legal services provided by trustees or appointed guardians or other legal services the providers of which are designated by a court or tribunal in the



United Kingdom or are designated by law to carry out specific tasks under the supervision of such tribunals or courts; or

- (e) other legal services which in the United Kingdom are connected, even occasionally, with the exercise of official authority.
3. For greater certainty, this Section does not cover procurement of the following services:
- (a) Human health services (CPC Prov. 931);
  - (b) Administrative healthcare services (CPC Prov. 91122); and
  - (c) Supply services of nursing personnel and supply services of medical personnel (CPC Prov. 87206 and 87209).
4. Chapter 15 (Government Procurement) does not cover:
- (a) procurement of services which entities have to procure from another entity pursuant to an exclusive right established by a published law, regulation or administrative provision;
  - (b) the procurement or acquisition of fiscal agency or depository services, liquidation and management services for regulated financial institutions or services related to the sale, redemption and distribution of public debt, including loans and government bonds, notes and other securities; or
  - (c) arbitration and conciliation services.

**Section F**  
**Construction Services and Public Works Concession Contracts**

**Construction Services**

1. All services listed in Division 51, as contained in document MTN/GNS/W/120.

**Public Works Concession Contracts**

2. Public works concessions contracts are only covered provided their value equals or exceeds SDR 5,000,000 and when awarded by the entities listed in Section A (Central Government Entities). Such public works concessions contracts are only subject to paragraph 1 of Article 15.4 (General Principles).

## **Section G**

### **General Notes**

1. Chapter 15 (Government Procurement) does not cover:
  - (a) procurement of agricultural products made in furtherance of agricultural support programmes and human feeding programmes (e.g. food aid including urgent relief aid);
  - (b) procurement for the acquisition, development, production or co-production of programme material by broadcasters and contracts for broadcasting time; or
  - (c) procurement of any goods or services by entities in the field of defence or security.
2. Procurement by entities listed in Section A (Central Government Entities) in connection with activities in the fields of drinking water, energy, transport and the postal sector are not covered by Chapter 15 (Government Procurement), unless covered under Section C (Other Entities).
3. Concessions contracts are covered procurement only as specified in paragraph 2 of Section F (Construction Services and Public Works Concessions Contracts).
4. The provisions of Article 15.19 (Domestic Review Procedures) do not apply to suppliers and service providers of India in contesting the award of contracts to a supplier or service provider, which are SMEs as defined in Section 123 of the Procurement Act 2023, until such time as the United Kingdom accepts that India no longer operates discriminatory measures in favour of certain domestic small and minority businesses.

## **Section H**

### **Threshold Adjustment Formula**

1. The thresholds shall be adjusted in every even-numbered year with each adjustment taking effect on 1 January, beginning on 1 January of the first even numbered year after the date of entry into force of this Agreement for the United Kingdom.
2. Every two years, the United Kingdom shall calculate and publish the value of the thresholds under Chapter 15 (Government Procurement) expressed in British pound sterling (GBP). These calculations shall be based on the conversion rates published by the International Monetary Fund in its monthly International Financial Statistics.
3. The conversion rates shall be the average of the daily values of the British pound sterling in terms of the Special Drawing Rights (SDR) over the two-year period terminating on the last day of August preceding the year before the adjusted thresholds are to take effect.
4. The United Kingdom shall notify India of the current thresholds in its currency immediately after this Agreement enters into force, and the adjusted thresholds in its currency thereafter in a timely manner.
5. The United Kingdom shall consult if a major change in its national currency relative to the SDR or to the national currency of the United Kingdom were to create a significant problem with regard to the application of Chapter 15 (Government Procurement).
6. The United Kingdom may adjust the thresholds contained in Note 1 of Section E (Services) to account for changes to these values in its domestic law as a result of inflation. The United Kingdom shall notify India of these thresholds in accordance with paragraph 4.

## **Section I**

### **Procurement Information**

Electronic or paper media utilised for the publication of laws, regulations, judicial decisions, administrative rulings of general application, standard contract clauses, and procedures regarding government procurement covered by this Agreement pursuant to Article 15.5 (Information on the Procurement System):

- 1, Legislation - [www.legislation.gov.uk](http://www.legislation.gov.uk)
- 2., Jurisprudence - law reports, including those published on [www.judiciary.gov.uk](http://www.judiciary.gov.uk) (for England, Wales and Northern Ireland) and [www.scotscourts.gov.uk](http://www.scotscourts.gov.uk) (for Scotland).

Electronic media utilised for the publication of notices required by Article 15.6 (Notices), paragraph 8 of Article 15.8 (Qualification of Suppliers) and paragraph 2 of Article 15.16 (Transparency of Procurement Information), pursuant to Article 15.5 (Information on the Procurement System):

1. The UK Find a Tender service, being a single web-based portal which is provided by or on behalf of the Cabinet Office at [www.find-tender.service.gov.uk](http://www.find-tender.service.gov.uk)