

Please note that the below is not a full table covering all Regulations.

Rules of previous regime (summary)	Rules of current regime (from 1 January 2021) (summary)	Further information
EU Directives	<p>The UK/EU Trade and Cooperation Agreement (TCA).</p> <p>See Title Vi: Public Procurement Part 2: Trade, Transport, Fisheries and Other Arrangements</p> <p>The European Union (Future Relationship) Act 2020 came into force on IP Completion Day to implement the TCA in UK law. Section 29 is of importance.</p>	<p>Green Paper: Transforming Public Procurement</p>
Public Contracts (Scotland) Regulations 2015	<p>Public Contracts (Scotland) Regulations 2015</p>	
Utilities Contracts (Scotland) Regulations 2016	<p>Utilities Contracts (Scotland) Regulations 2016</p>	
Concession Contracts (Scotland) Regulations 2016	<p>Concession Contracts (Scotland) Regulations 2016</p>	
Procurement Reform Scotland Act 2014	<p>Procurement Reform Scotland Act 2014</p> <p>EU legal references are removed from the current regime – see: The Public Procurement etc. (EU Exit) (Scotland) (Amendment) Regulations 2020</p>	
Procurement (Scotland) Regulations 2016	<p>Procurement (Scotland) Regulations 2016</p>	
EU and UK case law	<p>European Union (Withdrawal) Act 2018 (Withdrawal Act) expressly provides that “retained EU law” includes retained general principles of law (section 6). These encompass any principles set out by, and any decisions of, a domestic court or tribunal prior to IP Completion day, which relate to anything falling within the definition of retained EU law in sections 2, 3 or 4 of the Withdrawal Act.</p>	<p>Retained EU case law includes judgments of UK courts and tribunals interpreting and applying retained EU law. Retained case law (s6 of the Withdrawal Act) – “retained case law” includes: (i) retained domestic case law and (ii) retained EU case law (judgments or decisions handed down before IP Completion day).</p> <p>Retained general principles of law (s6). These encompass any principles set out by, and any decisions of, a domestic court or tribunal prior to IP Completion day, which relate to anything falling within the definition of retained EU law in sections 2, 3 or 4 of the Withdrawal Act.</p>