

SECOND SUPPLEMENT TO THE GIBRALTAR GAZETTE

No. 4836 GIBRALTAR Thursday 25th March 2021

LEGAL NOTICE NO. 197 OF 2021.

EUROPEAN UNION (WITHDRAWAL) ACT 2019

CLEANER ROAD TRANSPORT VEHICLES (AMENDMENT)(EU EXIT) REGULATIONS 2021

In exercise of the powers conferred upon him by section 11 and paragraph 1 of Schedule 3 of the European Union (Withdrawal) Act 2019, the Minister has made the following Regulations-

Title and commencement.

1. These Regulations may be cited as the Cleaner Road Transport Vehicles (Amendment)(EU Exit) Regulations 2021 and come into operation on publication.

Amendment of the Environment (Promotion of Clean and Energy-Efficient Road Transport Vehicles) Regulations 2011.

2.(1) The Environment (Promotion of Clean and Energy-Efficient Road Transport Vehicles) Regulations 2011 are amended in accordance with this regulation.

(2) In regulation 2-

(a) for the definition of “contracting authority” substitute-

““contracting authority” has the meaning given to contracting authorities in the Procurement (Public Sector Contracts) Regulations 2016; the Procurement (Utilities Contracts) Regulations 2016 and the Procurement (Concession Contracts) Regulations 2016;”;

(b) in the definition of “contracting entity” for “Article 2(2) of Directive 2004/17/EC” substitute “Article 4 of Directive 2014/25/EU”;

(c) for the definition of “Directive 2004/17/EC” substitute-

“Directive 2014/25/EU” means Directive 2014/25/EU of the European Parliament and of the Council of 26 February 2014 on procurement by entities operating in the water, energy, transport and postal services sectors as it had effect immediately before 1 January 2021;”;

(d) for the definition of “Directive 2004/18/EU” substitute-

““Directive 2014/24/EU” means Directive 2014/24/EU of the European Parliament and of the Council of 26 February 2014 on public procurement as it had effect immediately before 1 January 2021.”.

(3) In regulation 4-

(a) in paragraph (a) for “Directive 2004/17/EC or Directive 2004/18/EC” substitute “the Procurement (Public Sector Contracts) Regulations 2016, the Procurement (Concession Contracts) Regulations 2016 or the Procurement (Utilities Contracts) Regulations 2016”;

(b) in paragraph (b), for “Directive 2004/17/EC and Directive 2004/18/EC” substitute “Directive 2014/25/EU and Directive 2014/24/EU”.

(4) In regulation 7, after subregulation (1) insert-

“(1A) Any reference in Table 2 of the Schedule to a specified number of Euros (“EUR”) is to be read, for the purposes of paragraph (1), as that sum converted into pounds sterling (“GBP”) using the exchange rate of GBP 1=EUR 1.1103.”.

Dated: 25th March 2021.

PROF. J CORTES
Minister for the Environment