

Department of Contracts  
Notre Dame Ravelin  
FLORIANA

To Permanent Secretaries  
Directors General  
Directors  
Heads of Public Sector Organisations

11 March 2025

## **AMENDMENTS TO THE PUBLIC PROCUREMENT, UTILITIES PROCUREMENT AND CONCESSION CONTRACTS REGULATIONS**

Further to Contracts Circular N° 09/2024<sup>1</sup>, the consolidated versions of the Public Procurement Regulations (2016) S.L. 601.03, the Utilities<sup>2</sup> Procurement Regulations (2016) S.L. 601.05 and the Concession Contracts Regulations (2016) S.L. 601.09, incorporate amendments which came into force as per the following Legal Notices:

### **Public Procurement: S.L. 601.03**

Legal Notice 361 of 2024 dated 24 December 2024<sup>3</sup>

Legal Notice 47 of 2025 dated 21 February 2025

### **Utilities Procurement: S.L. 601.05**

Legal Notice 362 of 2024 dated 24 December 2024<sup>4</sup>

### **Concession Contracts: S.L. 601.09**

Legal Notice 360 of 2024 dated 24 December 2024<sup>5</sup>

Amendments, affected through a Legal Notice/Act, are accessible through the Ministry responsible for Justice<sup>6</sup> website, specifically under the 'Publications' section (<https://legislation.mt/>).

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<sup>1</sup> Contracts Circular N° 09/2024 (Amendments to the Public Procurement and Concession Contracts Regulations) was published on 26 June 2024.

<sup>2</sup> Utilities Procurement refers to Public Procurement of Entities operating in the Water, Energy, Transport and Postal Services Sectors Regulations S.L. 601.05.

<sup>3</sup> Through Commencement Notice L.N.42-2025 (published on Government Gazette on 18th Feb 2025), the Minister responsible for Finance established that the L.N. 361 of 2024 provisions shall be deemed to have come into force on 1<sup>st</sup> January 2024.

<sup>4</sup> Through Commencement Notice L.N.40-2025 (published on the Government Gazette on 18th Feb 2025), the Minister responsible for Finance established that the L.N. 362 of 2024 provisions shall be deemed to have come into force on 1<sup>st</sup> January 2024.

<sup>5</sup> Through Commencement Notice L.N.41-2025 (published on Government Gazette on 18th Feb 2025), the Minister responsible for Finance established that the L.N. 360 of 2024 provisions shall be deemed to have come into force on 1<sup>st</sup> January 2024.

<sup>6</sup> Currently the Ministry responsible for Justice is the Ministry for Justice and Reform of the Construction Sector.

## **Links to Procurement Regulations and Concession Contracts Regulations**

Contracting Authorities<sup>7</sup> and Contracting Entities<sup>8</sup> are encouraged to keep abreast with any developments in connection with Procurement Regulations (including Utilities, Emergency and Property) as well as Concession Contracts Regulations, which may be accessed through the Ministry responsible for Justice website, specifically via the following links:

- Public Procurement Regulations: S.L. 601.03  
<https://legislation.mt/eli/sl/601.3/eng/pdf>
- Public Procurement of Entities operating in the Water, Energy, Transport and Postal Services Sectors Regulations: S.L. 601.05  
<https://legislation.mt/eli/sl/601.5/eng/pdf>
- Concession Contracts Regulations: S.L. 601.09  
<https://legislation.mt/eli/sl/601.9/eng/pdf>
- Procurement of Property Regulations: S.L. 601.12  
<https://legislation.mt/eli/sl/601.12/eng>
- Emergency Procurement Regulations: S.L. 601.08  
<https://legislation.mt/eli/sl/601.8/eng/pdf>

Furthermore, the aforementioned regulations are also accessible through the Department of Contracts' website specifically under the 'Resources' section (<https://contracts.gov.mt/>).

## **Contact**

Contracting Authorities/Entities are encouraged to submit any queries to the Department of Contracts' Customer Care service on [info.contracts@gov.mt](mailto:info.contracts@gov.mt) or by calling on + 356 2378 1001.

Adrian Dalli

Director General (Contracts)

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<sup>7</sup> Contracting Authorities in S.L. 601.03, S.L. 601.05 and in S.L. 601.12 are defined as the 'State, regional or local authorities, bodies governed by public law or associations formed by one or more such authorities or one or more such bodies governed by public law'. Contracting Authorities in S.L. 601.09 is defined as per S.L. 601.03 with the additional inclusion of ... 'other than those authorities, bodies or associations which pursue one of the activities referred to in Schedule 4 and award a concession for the pursuit of one of those activities'. Contracting Authority in S.L. 601.08 is defined as 'one of the government entities specified in the Schedule'.

<sup>8</sup> Contracting Entities in S.L. 601.05 are entities which: (a) are contracting authorities or public undertakings and which pursue one of the activities referred to in regulations 8 to 14; (b) when they are not contracting authorities or public undertakings, have as one of their activities any of the activities referred to in regulations 7 to 13, or any combination thereof and operate on the basis of special or exclusive rights granted by a competent authority.