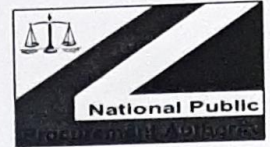




## National Public Procurement Authority

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# PUBLIC NOTICE

## CIRCULAR 01 - 2021

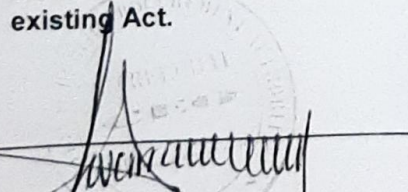
### STATUS OF THE 2006 PUBLIC PROCUREMENT REGULATIONS

The National Public Procurement Authority has noticed that procuring entities and other institutions have a penchant to continue to use and also make reference to the 2006 Public Procurement Regulations when dealing with current procurement issues. This is not only erroneous and misleading, but also legally incorrect.

The 2006 Public Procurement Regulations was borne out of the 2004 Public Procurement Act. However, this Act was repealed and replaced by the 2016 Public Procurement Act. By extension therefore, the 2006 Regulations became null and void upon the repeal of the Act since the provisions contained therein are subject to parent clauses in the 2004 Act.

Regulations that have direct bearing on the provisions of the 2016 Act were promulgated in 2020. Therefore, all procurement activities undertaken after the revised Act was promulgated in 2016 and further the coming into force of the 2020 Regulations are subject to and should be guided by these instruments and not those that preceded them.

The 2006 Public Procurement Regulations should only be referenced if the procurement activity under discussion occurred before the 2016 Act was promulgated. It should not be used for activities thereafter as it would not have the force of law and its sections also are not congruous with the sections of the existing Act.



Ibrahim Brima Swarray  
Chief Executive – NPPA