

**CAYMAN ISLANDS**



**PROCUREMENT (AMENDMENT) ACT,  
2022**

**(Act 1 of 2022)**

Supplement No. 1 published with Legislation Gazette No. 24 dated 28th June, 2022.

## PUBLISHING DETAILS

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**Arrangement of Sections**

Section	Page
1. Short title .....	5
2. Amendment of section 2 of the Procurement Act, 2016 - interpretation .....	5
3. Amendment of Schedule 4 - the responsibilities of the Public Procurement Committee .....	5
4. Amendment of Schedule 5 - meetings of the Public Procurement Committee .....	6
5. Amendment of Schedule 6 - roles and functions .....	6



## CAYMAN ISLANDS

(Act 1 of 2022)

I Assent,



**Martyn Roper**  
Governor

Date: 24th day of June, 2022

# PROCUREMENT (AMENDMENT) ACT, 2022

(Act 1 of 2022)

**AN ACT TO AMEND THE PROCUREMENT ACT, 2016, IN ORDER TO ADDRESS DUPLICATION, INCONSISTENCIES AND GAPS BETWEEN THE PROCUREMENT ACT, 2016 AND OTHER LEGISLATION; AND FOR INCIDENTAL AND CONNECTED PURPOSES**

ENACTED by the Legislature of the Cayman Islands.

## Short title

1. This Act may be cited as the Procurement (Amendment) Act, 2022.

## Amendment of section 2 of the Procurement Act, 2016 - interpretation

2. *The Procurement Act, 2016*, in this Act referred to as the “principal Act”, is amended in section 2 by inserting, after the definition of the word “bidder”, the following definition —

“**business case**” means a document that provides a justification for undertaking a project or programme, to support decision-making for an investment;”.

## Amendment of Schedule 4 - the responsibilities of the Public Procurement Committee

3. The principal Act is amended in Schedule 4 as follows —
  - (a) by repealing paragraph (a) and substituting the following paragraph —



- “(a) ensuring that a business case has been produced and reviewed by the Entity Procurement Committee, and approved in accordance with the appropriate financial thresholds;”;
- and
- (b) by repealing paragraph (b).

#### **Amendment of Schedule 5 - meetings of the Public Procurement Committee**

4. The principal Act is amended in Schedule 5 as follows —
- (a) in paragraph (9), by deleting the word “Minutes” and substituting the word “minutes”;
  - (b) in paragraph (10), by deleting the words “the meeting” and substituting the words “the approval of the minutes”; and
  - (c) in paragraph (11), by deleting the word “Minutes” wherever it occurs and substituting the word “minutes”.

#### **Amendment of Schedule 6 - roles and functions**

5. The principal Act is amended in Schedule 6 under the subheader “**Role of the Entity Procurement Committees**” in paragraph (2) as follows —
- (a) by deleting subparagraph (b) and substituting the following subparagraph —
    - “(b) ensuring that competition documents are reviewed prior to them being issued, in order to ensure that they are consistent with the relevant business case;”;
    - and



- (b) by deleting subparagraph (f) and substituting the following subparagraph —
- “(f) ensuring that the evaluation process is conducted in accordance with the terms and requirements of the competition documents;”.

**Passed by the Parliament the 8th day of June, 2022.**

**Hon. W. McKeever Bush**  
*Speaker*

**Zena Merren-Chin**  
*Clerk of the Parliament*

