

PART II - SCOPE OF APPLICATION

13. 1. The provisions of this Law shall apply to all procurement of goods works and services carried out by:
 - (a) the Government of Rivers State and all procurement entities;
 - (b) all entities outside subsection (1)(a) of this Section which derive funds proposed to be appropriated for any type of procurement described in this Law from public funds; and
 - (c) public procurement by Local Governments in the State.
2. The provisions of this Law shall not apply:
 - (a) to the procurement of special goods, works and services involving state security;
 - (b) to any public procurement which the State Government and the Federal Government are jointly executing; Provided however that this Law shall apply to any public procurement solely executed by the State Government In respect of which a reimbursement may be claimed from the Federal Government.
 - (c) to procurement by the state Government in an emergency .
3. Where provision of this law conflicts with the procurement rules of a Funding agency, which application is mandatory the procurement rules of the funding agency shall prevail.
4. The Government may enter into a concession contract with a corporate body for the provision and operation of public utilities and services through a “Build Own Operate”, Build Operate Transfer” or “Build Own Operate Transfer” agreement under joint public and private sector participation.