

**Sub-section 17(5) Local Government Act 1988**

(5) The following matters are non-commercial matters as regards the public supply or works contracts of a public authority, any proposed or any subsisting such contract, as the case may be, that is to say –

- a. the terms and conditions of employment by contractors of their workers or the composition of, the arrangements for the promotion, transfer or training of or the opportunities afforded to, their workforce;
- b. whether the terms on which contractors contract with their sub-contractors constitute, in the case contracts with individuals, contracts for the provision by them as self-employed persons of their services only;
- c. any involvement of the business activities or interests of contractors with irrelevant fields of Government policy;
- d. the conduct of contractors or workers in industrial disputes between them or any involvement of the business activities of contractors in industrial disputes between other persons;
- e. the country or territory of origin of supplies to, or the location in any country or territory of the business activities or interests of, contractors;
- f. any political, industrial or sectarian affiliations or interests of contractors or their directors, partners or employees;
- g. financial support or lack of financial support by contractors for any institution to or from which the authority gives or withholds support;
- h. use or non-use by contractors of technical or professional services provided by the authority under the Building Act 1984 or the Building (Scotland) Act 1959.