



Public procurement

ADRION seminar on project implementation

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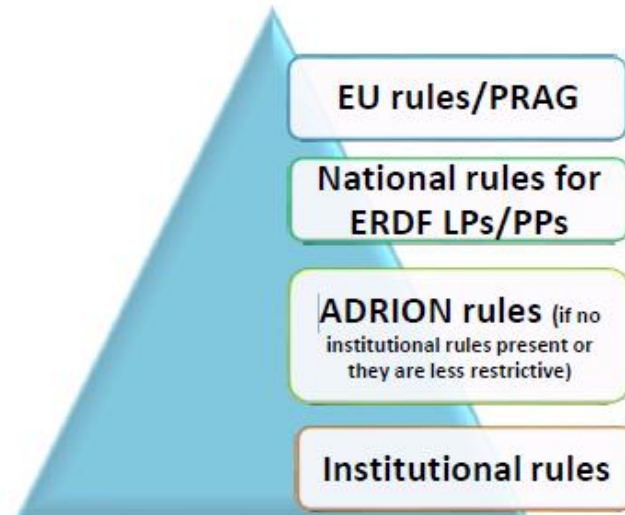
General principles

Public procurement refers to the process by which project partners purchase goods or services.

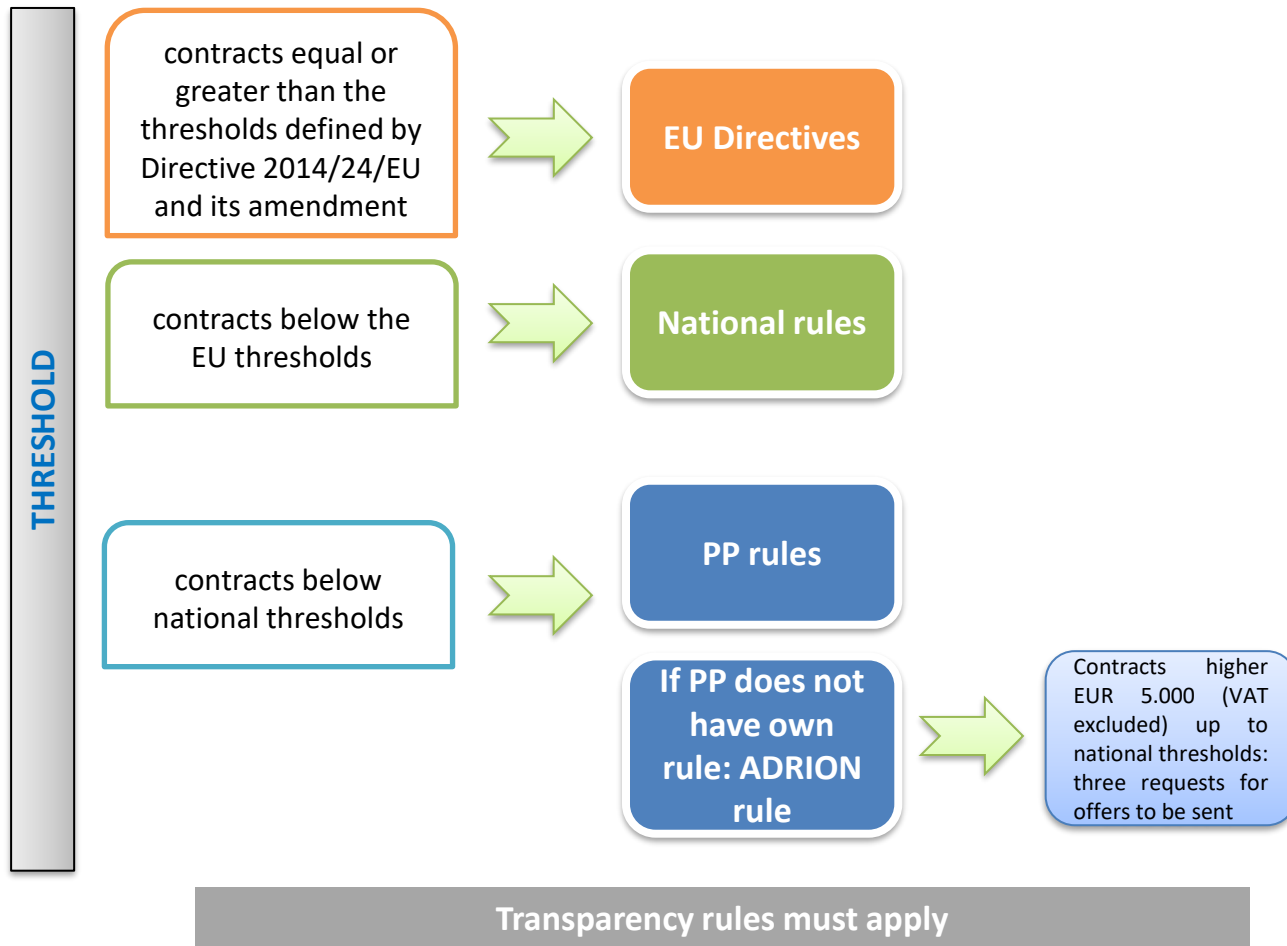
Main principles

- transparency
- proportionality
- equal treatment
- non-discrimination

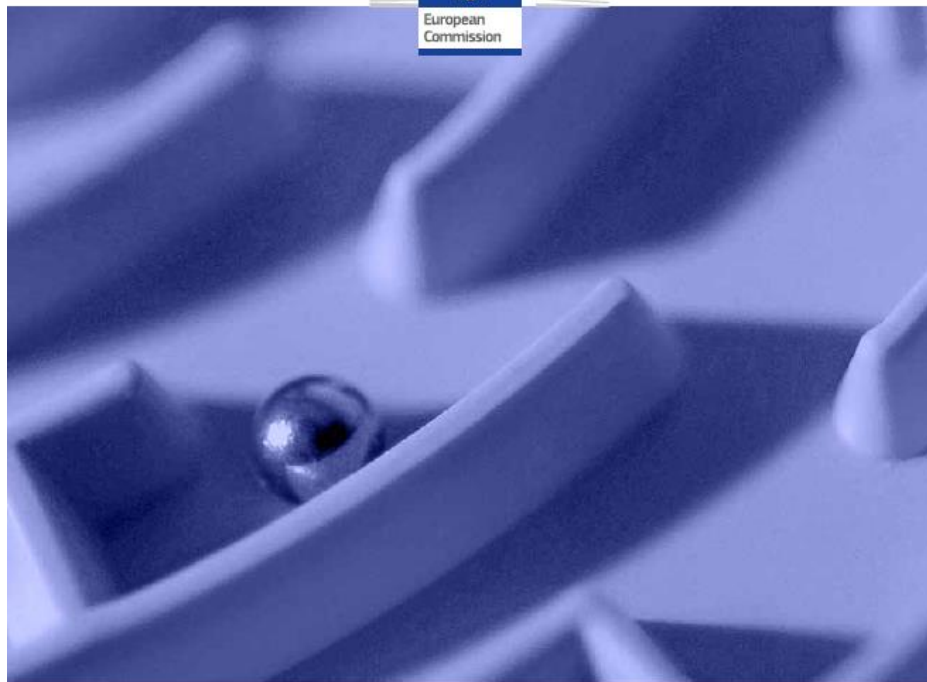
Hierarchy of rules



Public procurement rules –ERDF partners



EU rules – Guidance for practitioners



FEBRUARY 2018

PUBLIC PROCUREMENT GUIDANCE FOR PRACTITIONERS

on avoiding the most common errors
in projects funded by the European
Structural and Investment Funds

http://ec.europa.eu/regional_policy/sources/docgen/er/guides/public_procurement/2018/guidance_public_procurement_2018_en.pdf

Public procurement rules – IPA partners

Practical Guide to Contract Procedures for EU External Actions (PRAG)

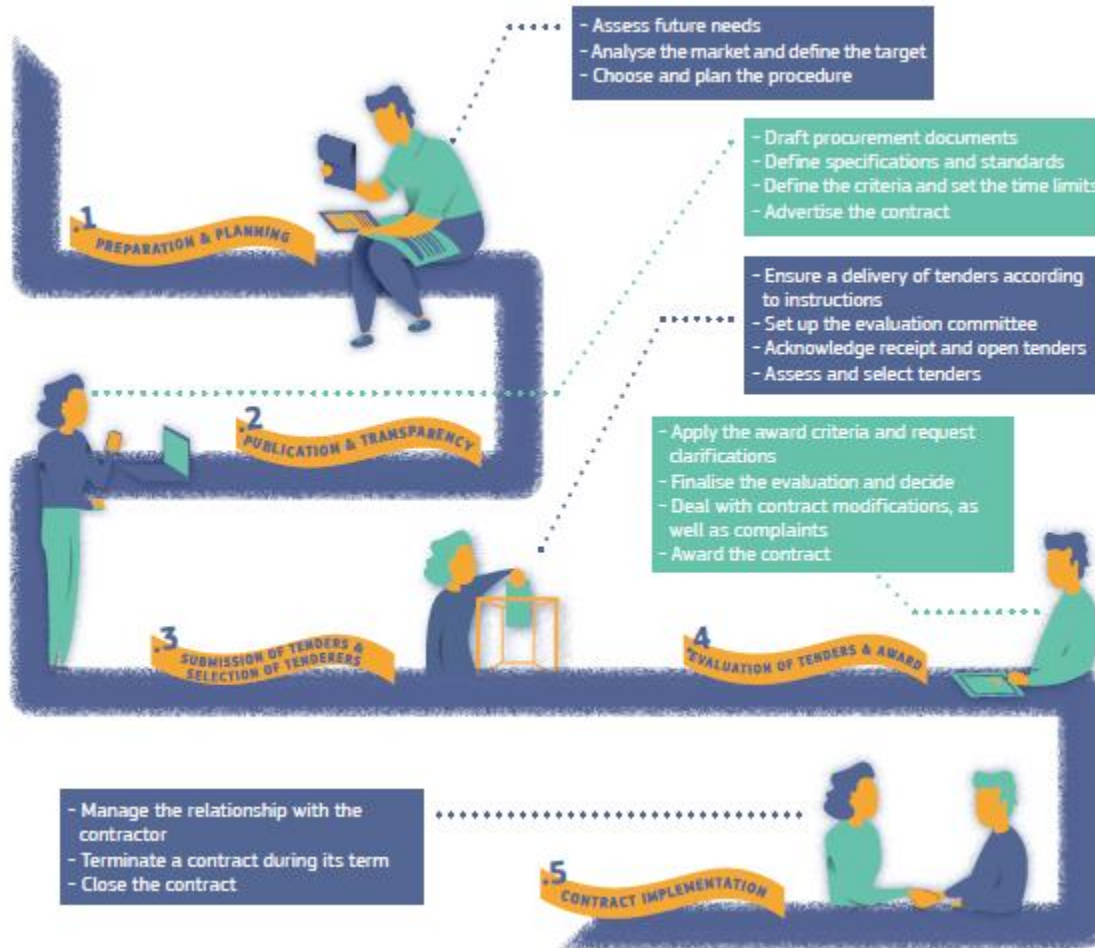
SERVICE CONTRACTS	<p>≥ EUR 300 000</p> <p>International restricted or open tender procedure</p>	<p>< EUR 999 999 Framework contract SIEA 2018</p> <p>Or < EUR 300 000 - Framework contracts (SIEA 2018, Audit, Commission, ...)</p> <p>- Simplified procedure</p>		<p>≤ EUR 20 000</p> <p>but</p> <p>> EUR 2 500</p> <p>Single tender</p>
SUPPLY CONTRACTS	<p>≥ EUR 300 000</p> <p>International restricted or open tender procedure</p>	<p>< EUR 300 000</p> <p>but</p> <p>≥ EUR 100 000</p> <p>Local open tender procedure</p>	<p>< EUR 100 000</p> <p>but</p> <p>> EUR 20 000</p> <p>Simplified procedure</p>	<p>A payment may be made against invoice without prior acceptance of a tender if the expenditure is</p> <p>≤ EUR 2 500*</p> <p>*budgetary commitment validated before entering into “legal commitment”</p>

<https://ec.europa.eu/europeaid/prag/>

General rules

- Visibility
- No artificial splitting to circumvent the procurement thresholds
- Avoidance of conflict of interest
- Record keeping

General rules – summary process



Commission guidelines

General rules - recommendations

Commission guidelines



- Divide in lots when possible, or explain why it is not possible.
- The selection and award criteria, must be stated in the procurement documents.
- Be clear about the date and time of delivery.
- Anticipate possible risks, even for small and simple contracts (e.g. contractor being unable to deliver, or not delivering the expected quality).



- Artificially splitting the contract value is illegal.
- Never amend the award criteria during the procurement process.
- Don't treat tenderers inequally.
- Do not modify the contract unless strictly in line with the rules on modifications.