



REGULATING PROCUREMENT

ANALYSING THE IMPACT OF THE 2004 EU DIRECTIVE ON PUBLIC PROCUREMENT
ON THE UK PUBLIC SECTOR AND THE PRIVATE SECTOR

Philippe Teyssie

Regulating Procurement

Albert Sanchez-Graells



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Regulating Procurement Peter-Armin Treppe, 2004 Regulation Public Procurement - National and International Perspectives Sue Arrowsmith, John Linarelli, Don Wallace, 2000-04-17 Three international leaders in public procurement law fully explain how the procurement award process must be managed to achieve its goals in global market economy Public Procurement Regulation in (a) Crisis? Sue Arrowsmith, Luke RA Butler, Annamaria La Chimia, Christopher Yukins, 2021-11-04 This timely book provides the first systematic analysis of global public procurement regulation and policy during and beyond the COVID 19 pandemic Through both thematic chapters and national case studies this book explores the adequacy of traditional legal frameworks for emergency procurement examines how governments and international organisations have responded specifically to the pandemic and considers how the experience of the pandemic and the political impetus for reform might be leveraged to improve public procurement more broadly Public procurement has been critical in delivering vital frontline public services both in the health sector and elsewhere with procurement of ventilators protective equipment and new hospitals all hitting the headlines At the same time procurers have faced the challenge of adjusting existing contracts to a new reality where for example some contracted services can no longer operate Further efficient and effective procurement will be an essential and not a luxury in the economic recovery With case studies on Italy the UK the USA India Singapore Africa Latin America and China the book brings together the world's leading academics and practitioners from across Europe the Americas Asia and Africa to examine these issues providing an essential resource for policy makers legislators international organisations and academics This title is included in Bloomsbury Professional's Local Government Law online service The Internationalization of Government Procurement Regulation Aris Georgopoulos, Bernard Hoekman, Petros C. Mavroidis, 2017-02-16 As governments are major buyers of goods and services foreign companies are keen to be able to participate in procurement opportunities on an equal footing with national firms This has given rise to the inclusion of procurement disciplines in trade agreements and to internationally agreed good regulatory practices in this important policy area The contributions to this book examine how the dynamic mix of bilateral regional plurilateral and international norms on government procurement is reflected in purchasing practices at the national level and whether these are leading to convergence in policies and approaches The countries studied span both advanced high income economies and emerging economies Some are members of the WTO procurement agreement others are not Most WTO members have decided not to commit to binding international disciplines on procurement in trade agreements This book explores whether there has been nonetheless internationalization of good procurement practices and what current public purchasing processes suggest as regards the value added of signing on to binding rules of the game in this area The approach taken in the volume is interdisciplinary Contributors include economists political scientists legal scholars and practitioners with a solid understanding of both the extant international disciplines and national government procurement

policies Each chapter assesses the current state of play as regards legislation and procurement practices the degree to which industrial policy considerations feature in the relevant regulatory frameworks the existence and use of domestic dispute resolution and review procedures that allow firms to contest the behavior of procuring entities and the availability of data on procurement processes and outcomes

Public Procurement and Labour Rights Maria Anna Corvaglia, 2017-09-21 This book investigates patterns of fragmentation and coherence in the international regulatory architecture of public procurement In the context of the major international instruments of procurement regulation the book studies the achievement of social and labour policies the most controversial and problematic instrumental uses of public procurement practices This work offers an innovative comparative approach discussing the ways in which the different international instruments namely the EU Procurement Directives the WTO Agreement on Government Procurement the UNCITRAL Model Law and the World Bank's Procurement Framework are able to implement labour and social purposes and at the same time ensure a regulatory balance with the principles of efficiency and non discrimination Scholarly rigorous and timely this will be important reading for international trade lawyers and procurement practitioners

Public Procurement Regulation in Africa Geo Quinot, Sue Arrowsmith, 2013-01-17 Public procurement regulation in Africa is not widely researched To address the shortage of scholarship in this area and to promote future research this book analyses the law governing public procurement in a number of African systems and looks at key themes relevant to all African states Part I discusses the regulatory regimes of nine African systems using a common framework providing both a focused view of these African systems and an accessible comparative perspective In Part II key regulatory issues in public procurement that are particularly relevant in the African context are assessed through a comparative approach The chapters consider the influence of international regulatory regimes particularly the UNCITRAL Model Law on procurement on African systems and provide insights into the way public procurement regulation is approached in Africa

Framework Agreements, Supplier Lists, and Other Public Procurement Tools Serban Filipon, 2023-07-13 This book looks at regulation policy and implementation of framework agreements supplier lists and other similar public procurement tools with a strategic and pragmatic perspective Whilst procurements of huge volumes and value are performed worldwide through such tools on a daily basis and despite their complexity and diversity this topic has rarely been studied in a systematic way The book fills this major gap It examines a series of public procurement systems or legal instruments selected to ensure wide coverage the UNCITRAL Model Law on Public Procurement the World Bank the US federal procurement system EU law France Romania and the UK pre and post Brexit By deconstructing over 20 clusters of tools into their key features along a pattern for analysis the book reconstructs a conceptual framework for purchasing uncertain or indefinite requirements through a transversal perspective across public procurement systems In this way the book provides valuable orientation to law and policy makers for improving or reforming this area to procurement officers in interpreting existing regulation and identifying innovative practical solutions and to

lawyers and the judiciary for a balanced application of the regulation The book delivers essential material for procurement of uncertain or indefinite requirements

Digital Technologies and Public Procurement Albert Sanchez-Graells, 2024 Bringing together insights from political economy public policy science technology and legal scholarship this book explores the role of public procurement in digital technology regulation

The Marketisation of Framework Agreements in the UK Steven Brunning, Luke RA Butler, 2025-11-13 This book examines the increasing marketisation of framework agreements in UK public procurement and proposes reform to refocus the purpose of this vital purchasing tool and renew the emphasis on public service delivery Through detailed empirical research the book examines how contracting authorities set up and use framework agreements in practice the behaviours of centralised procurement authorities and the private sector and how these have been addressed or not under the Public Contracts Regulations 2015 implementing EU Directives This reveals the scale of marketisation the effect of legal rules on framework agreement efficacy and the need for regulatory and other reform Going further post Brexit this book also examines the relatively limited impact of the new UK Procurement Act 2023 in addressing these issues and identifies a pressing need for further regulatory institutional and industry reform The book provides the reader with a detailed understanding and analysis of the rules and policies on framework agreements as developed and applied under EU law and UK law including the UK's post Brexit efforts at reform and the resulting legal uncertainty It also provides insight into the less explored attitudes behaviours and practices This includes everything from centralised purchasing authorities competing against each other to provide framework agreements across the public sector to private sector organisations seeking to run framework agreements for profit The book will be of interest to practitioners keen to understand and mitigate legal and commercial risks in setting up and using framework agreements It will also guide policy makers on the key priorities for targeted reform Civil society organisations will gain insight into the ongoing challenges of ensuring transparency and accountability The book will also be of comparative interest in the EU given the UK's experience as a Member State and internationally for countries looking to reform their approach to regulating framework agreements

Construction Law Handbook Thomas Telford Limited, 2007 A legal reference on construction law that offers guidance for professionals and addresses the important construction law issues

Green Public Procurement Strategies for Environmental Sustainability Shakya, Rajesh Kumar, 2019-02-22 This title is an IGI Global Core Reference for 2019 as it was edited by an e procurement expert who has conducted research and worked for the World Bank United States Agency for International Development Asian Development Bank Inter American Development Bank Caribbean Development Bank and additional governmental agencies this publication contains impactful research that will positively affect society through the provision of green public procurement for sustainable practice in order to contribute to environmental protection It is an ideally designed for policymakers environmentalists managers suppliers development agencies government officials academicians researchers students and professionals who are interested in topics including climate change green auditing

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Public Procurement and the EU Competition Rules Albert Sánchez Graells, 2015-06-25 Public procurement and competition law are both important fields of EU law and policy intimately intertwined in the creation of the internal market Hitherto their close connection has been noted but not closely examined This work is the most comprehensive attempt to date to explain the many ways in which these fields often considered independent of one another interact and overlap in the creation of the internal market This process of convergence between competition and public procurement law is particularly apparent in the 2014 Directives on public procurement which consolidate the principle of competition in terms very close to those advanced by the author in the first edition This second edition builds upon this approach and continues to ask how competition law principles inform and condition public procurement rules and whether the latter in their revised form are adequate to ensure that competition is not distorted The second edition also deepens the analysis of the market behaviour of the public buyer from a competition perspective Proceeding through a careful assessment of the general rules of competition and public procurement the book constantly tests the efficacy of these rules against a standard of the proper functioning of undistorted competition in the market for public procurement It also traces the

increasing relevance of competition considerations in the case law of the Court of Justice of the European Union and sets out criteria and recommendations to continue influencing the development of EU Economic Law Competition Law and Collusion in Public Procurement Penelope Giosa,2025-08-22 This book examines infringements of competition law in public procurement settings evaluating the latest European Procurement Directive 2014 24 EU to examine to what extent its provisions facilitate or deter collusion during specific award procedures Public contracts account for a significant proportion of EU expenditure In sectors such as energy transport social protection and the provision of health or education services public authorities are the main purchasers It is important to ensure that public contracts are awarded in an open fair and transparent manner that enables domestic and non domestic firms to compete on an equal basis with the aim of improving the quality and lowering the price of purchases made by public authorities This book assesses the competition law enforcement mechanisms that competition regulators bring to the area of public procurement in the attempt to deter bid rigging It analyzes key tools for the public and private enforcement of competition law in the domain of public contracts such as the leniency programme damages claims for bid rigging and the whistle blower programme The book uses auction theory as benchmark to assess the risk of collusion in the context of procurement procedures and techniques Offering a holistic analysis informed by research it makes recommendations for better design set up and management of public tenders without distorting competition Highlighting the need to make use of competition law enforcement mechanisms in the battle against collusion in public procurement it identifies ways in which the procurement process can be improved to reduce and prevent bid rigging The book will be of interest to researchers in the field of competition law public procurement and EU law The Many Faces of Public Management Reform in the Asia-Pacific Region Clay Wescott,Bidhya Bowornwathana,L.R.

Jones,2009-12-09 During the past decade globalization and democratization have been the major forces that helped transform the structures functions and processes of Asian public sectors These issues were explored at a conference July 7 9 2008 in Bangkok Thailand This book presents some of the works contributed by participating scholars at the conference

The School Food Revolution Kevin Morgan,Roberta Sonnino,2013-06-17 The School Food Revolution is an important book that deserves success Journal of Organic Systems A great new book that describes how the humble school meal can be considered as a litmus test of government s political commitment to sustainable development Peter Riggs Director Forum on Democracy Trade The School Food Revolution should be an inspiration for policy makers and for school heads and school canteen operators Tom Vaclavik President Organic Retailers AssociationSchool food suddenly finds itself at the forefront of contemporary debates about healthy eating social inclusion ecological sustainability and local economic development All around the world it is becoming clear to experts parents educators practitioners and policy makers that the school food service has the potential to deliver multiple dividends that would significantly advance the sustainable development agenda at global national and local levels Drawing on new empirical data collected in urban and rural areas of Europe North America

and Africa this book offers a timely and original contribution to the school food debate by highlighting the potential of creative public procurement the power of purchase The book takes a critical look at the alleged benefits of school food reform such as lower food miles the creation of markets for local producers and new food education initiatives that empower consumers by nurturing their capacity to eat healthily To assess the potential of these claims the book compares a variety of sites involved in the school food revolution from rural communities committed to the values of the local to global cities such as London New York and Rome that feed millions of ethnically diverse young people daily The book also examines the UN s new school feeding programme the Home Grown Programme which sees nutritious food as an end in itself as well as a means to meeting the Millennium Development Goals Overall the book examines the theory policy and practice of public food provisioning offering a comparative perspective on the design and delivery of sustainable school food systems The cover illustration is by a Roman child The authors would like to thank the City of Rome Department for School and Educational Policies for permission to reproduce it

The Works of Nikolai D Kondratiev Vol 4 Natalia Makasheva, Warren J Samuels, Vincent Barnett, 2024-10-28 This four volume set contains a large selection of Kondratiev s work in translation Kondratiev produced works on aspects of long waves questions of methodology economic dynamics economic policy and both the history of economic thought and economic history

Recent Technological Advances in Engineering and Management Dalia Younis, Ilona Paweloszek, Mamta Chahar, Narendra Kumar, Nino Abesadze, Preeti Narooka, 2024-09-26 It is with immense pleasure that we extend a warm welcome to all of you to the recently concluded conference international conference on Advances in Science Technology and Management ICOSTEM 2023 which took place from November 24 27 2023 in the picturesque Maldives Male This significant event focused on the Recent Technological Advances in Engineering and Management with special sessions on Applied Sciences Management and Engineering

Tomorrow's Silk Road Jacques Pelkmans, Joseph Francois Francois, 2018-06-19 This CEPS book comprises a first ever economic and regulatory analysis of a possible Free Trade Area FTA between China and the EU whose design is supposed to be deep and comprehensive It provides an overview of the global economic environment in which EU Chinese economic relations have developed in recent years including global value chains linking the two economies The substance of the FTA design is then elaborated in nine largely empirical and technical chapters ranging from tariff analysis at the 6 and 8 digit level and technical barriers to trade to services government procurement and investment A third part comprises a CGE model based empirical simulation of the economic effects on GDP per member state and on China bilateral trade in goods and services wages for workers with three distinct skill levels and a series of goods and services sectors The year long study was led by Jacques Pelkmans of CEPS and the research was carried out by a team of trade specialists at CEPS in partnership with another team of researchers led by Prof Joseph Francois of the World Trade Institute WTI in Bern

Microtrade Yong-Shik Lee, 2013-07-03 With contributions from well regarded scholars of international economic law this book sets out the case for

an innovative solution to extreme poverty which utilizes international trade and its legal framework to relieve populations of the poorest countries around the world of extreme poverty Microtrade is international trade on a small scale based primarily on manually produced products using small amounts of capital and low levels of technology available at a local level in lesser developed countries This book explores the theory application and legal framework for microtrade In the first part of the book the architect of the microtrade theory Yong Shik Lee offers a theoretical framework for microtrade including its basic elements product demand and operational issues legal issues and the global management and facilitation of microtrade The book then goes on to look at issues including the structure and financing of microtrade e commerce government procurement and the fair trade movement s possible relationship with microtrade The final part of the book considers empirical case studies of microtrade with agricultural products The book shows how microtrade if effectively administered on a global scale can do much to end extreme poverty

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