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Public Procurement In The European Union

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EU Public Procurement Law Christopher Bovis, 2008-01-01 This book will serve as an essential resource for anyone interested in the legal regime of public procurement. It offers a comprehensive and topical analysis of EU law and its interaction with national law and policies in an area of growing economic importance. Ruth Nielsen, Copenhagen Business School, Denmark. EU Public Procurement Law addresses one of the most important areas of European integration. With a magnitude approaching 1 trillion euros in supplies, works and services and representing almost 12 percent of the European Union's GDP, public procurement regulation represents a key objective of the vision of the European Union in becoming the most competitive economy in the world by 2010. In this book, Christopher Bovis offers a clear and lucid assessment of the new public procurement legal framework and its interplay with policy within the European Union and the member states. The new regime is based on three principles: simplification, modernization and flexibility, and the book considers the new directives which are intended to simplify and modernize a regulatory regime that aims to gradually establish a public market in the European Union. The book exposes the instrumental role of the European Court of Justice in shaping many of the newly introduced concepts in public procurement regulation. Finally, the author provides for the most comprehensive taxonomy and codification of case law on public procurement. This comprehensive overview of enforcement and compliance of public procurement at European and national levels will be of great interest to academic researchers and lawyers within the EU, USA, Canada and other continents. It will also appeal to postgraduate students in law, policy and management, judges at the European Court of Justice and national courts, and policy makers at European, international and national levels. **Public Procurement in the European Union** Commission of the European Communities. Directorate-General for Internal Market and Industrial Affairs, 1998. *Public Procurement in the European Union* C. Bovis, 2005-08-02 This book provides invaluable insights to one of the most difficult areas of European integration. Public procurement represents an instrument of policy choice for governments and its regulation interacts with a variety of policies including the promotion of competition, employment, social policy and environmental protection. The author vividly elaborates on the in-built flexibility of the newly enacted rules and provides a codified analysis of their interpretation by the EU judiciary. Finally, considerable debate is dedicated to future dimensions of public procurement regulation in the form of public-private partnerships and concessions.

Public Procurement in the European Union and Its Impact Across Europe Caroline Yugin, 2009 Public Procurement in the European Union Alexander Rhode, 2019-10-19 Alexander Rhode investigates performance-oriented measures of Contracting Authorities in public tenders conducted within the EU. He finds that Contracting Authorities can improve their performance and attract more suppliers by publishing as precise as possible starting prices in the beginning of a tender. First, he reports that compared with private sector negotiations, starting prices do not create entry barriers in public procurement. Second, he finds that increased numerical precision of starting prices is linearly correlated with better performance and a

higher number of bids In public procurement suppliers tend to attribute increased credibility to precise starting prices which reduces their perceived entry risks

The Liberalisation of Public Procurement and its Effects on the Common Market Christopher Bovis, 2019-01-04 First published in 1998 Public Procurement in the European Community has been considered as the most important non tariff barrier for the completion of the common market and its liberalisation reflects the attempts of law and policy makers to enhance competitiveness in the public sector and achieve uniform patterns of industrial efficiency The opening up of procurement stresses the fact that the Member States must embark upon a process of changing their public sector management ethos and adopt more market orientated parameters value for money efficiency improved risk management market testing outsourcing private finance savings in the delivery of public services alongside the principles of transparency and public accountability The book is addressed to academics and researchers in the fields of law public policy and government studies legal practitioners policy makers government officials as well as industry executives It provides a multi disciplinary analysis of public procurement law and policy and assesses its impact on the European integration process It investigates the implications of the opening up of the European public markets on other legal and economic systems in the world and analyses the regulation of public purchasing as part of the emerging Economic Law of the European Union

Centralising Public Procurement Risvig Hamer, Carina, Comba, Mario, 2021-12-09 This timely book examines the ever increasing prevalence of Central Purchasing Bodies CPBs analysing their use and structure across different EU Member States It argues that since CPBs are only partially regulated at EU level their operations will depend on the legislation of the individual Member States and more importantly on the States distinct practices and traditions Comparative contributions consider the legal nature and structures of CPBs across 12 Member States and the UK

Practical Guide on Remedies Commission of the European Communities, *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 *Discretion in EU Public Procurement Law* Sanja Bogojevic,Xavier Groussot,Jörgen Hettne,2019-05-30 The EU public procurement regime has recently undergone an overhaul and now allows Member States and their contracting authorities to pursue strategic goals via public procurement including environmental and social objectives The extent to which such interests may be accommodated in the procurement process is ultimately determined by the broader legal context in which the EU public procurement regime exists which raises pressing questions regarding the scope and limits of Member States discretion This volume scrutinises these new legal acts particularly Directive 2014/24/EU focusing on discretion and engaging with questions central to the public procurement regime against the EU legal backdrop including internal market law and environment law as well as law beyond the EU **EU Public Procurement and Innovation** Pedro Cerqueira Gomes,2021-01-29 This insightful book provides readers with a practical and theoretical explanation of the ways in which the new tailor made Innovation Partnership Procedure can be used throughout all Member States in the European Union With a focus on the Procurement Directive for the public sector Directive 2014/24/EU Pedro Cerqueira Gomes argues that innovation is a crucial policy of the EU that must be extended to public procurement implying interesting harmonisation challenges mostly regarding the use of the Innovation Partnership Procedure and the national administrative law traditions of the Member States **Public Procurement in the European Union** ,2003 *Research Handbook on EU Public Procurement Law* Christopher Bovis,2016-07-27 Public procurement law is a necessary component of the single market because it attempts to regulate the public markets of Member States and represents a key priority for the European Union This Research Handbook makes a major contribution to the understanding of the current EU public procurement regime its interface with the law of the internal market and the pivotal role that this will play in the delivery of the European 2020 Growth Strategy Public Procurement in the European Union and Its Member States Carmen Chinchilla Marín,2012-10

EU Public Procurement Law Christopher Bovis,2012 The Second Edition of EU Public Procurement Law provides a comprehensive view of the policies legislation and cases that define this area of law Written from a pan European perspective it will be a useful guide for students and practitioners alike As well as describing the public contracts utilities and remedies directives this work details the European cases that have shaped the law and the relationship between procurement law and other forms of regulation such as state aid Of particular interest to the practitioner there are specific sections on remedies evaluation criteria and different forms of procurement such as services concessions public private partnerships and public public partnerships _ Hazel Grant Partner Bristows London UK Acclaim for first edition This book will serve as an essential resource for anyone interested in the legal regime of public procurement It offers a comprehensive and topical analysis of EU law and its interaction with national law and policies in an area of growing economic importance _ Ruth Nielsen Copenhagen

Business School Denmark In this fully revised and updated edition Christopher Bovis provides a detailed critical concise and accessible overview of the public procurement legal framework and its interaction with policies within the European Union and the its Member States Public procurement represents an essential part of the Single Market project launched by European Institutions in 2011 Its regulation will insert competition and transparency in the market and be a safeguard to the attainment of fundamental principles of the Treaties This book demonstrates the impact of the relevant Directives on Member States through the development of the case law of the European Court of Justice and assesses the judicial review of public contracts at national level It positions public procurement at the centre of the legal and policy debate surrounding the delivery of public services and the advancement of competitiveness and industrial policy in the EU The book highlights the pivotal role of public procurement for the Europe 2020 Growth Strategy Demonstrating the concepts and principles of public procurement this comprehensive book will have a strong appeal to academic researchers lawyers judges practitioners and policymakers at the European international and national levels as well as students of law policy and management

International Handbook of Public Procurement Khi V. Thai, 2017-09-25 Since the 1990s government at all levels is under increasing pressure to do more with less However despite the U S government spending about 15 to 20 percent of its GDP on contracts for goods and services there is a paucity of reference books for public procurement officials and very few textbooks for courses on the subject Filling this void the International Handbook of Public Procurement provides the knowledge necessary to understand how procurement works and how to improve the cost effectiveness of procurement systems Taking a multidisciplinary approach the book focuses on the managerial economic political and legal aspects of this topic It begins with a conceptual framework and highlights various reforms occurring in certain countries By examining these improvements readers are able to apply this knowledge to their own strategies The next section presents selected cases that illustrate the public procurement process examining systems in various nations including Germany China South Africa Cambodia Uganda and Estonia The book also discusses the rise of electronic procurement systems E procurement and reviews the benefits of these efficient systems Other topics presented in this comprehensive volume include practical discussions on contract negotiations bidding price strategies and cost analysis and an insightful chapter on the market s response to contract award announcements A virtual encyclopedia from numerous international experts this book was assembled by Khi V Thai Professor at Florida Atlantic University and Editor of the Journal of Public Procurement Dr Thai has provided technical assistance in the area of public procurement to governments across the world Empowering those on all sides of the issue this volume dispenses advice valuable to government officials and contractors as well as providing a comprehensive text for public administration students

Public Procurement in the European Union, 1997 Opinion on the Green Paper on Public Procurement in the European Union Committee of the Regions, 1997 **EU Public Contract Law** Roberto Caranta, Gunilla Edelstam, Martin Trybus, 2013-12-13 This book analyses many aspects of the present EU

regulatory framework for public contracts especially public procurement taking the ongoing reform process into account First several chapters discuss the regime of the Public Sector Procurement Directive 2004 18 EC governing the procurement activities of the EU Member States the coverage of the Directive qualification and technical specifications procurement procedures and award criteria A specific chapter describes the EU principles applicable to contracts not covered or partially covered by the Directive which have been the subject of relevant developments in the case law of the European Court of Justice Another chapter covers sustainable procurement Second three chapters are devoted to special procurement regimes namely public private partnerships defence and utilities Third the review and remedies regime for public procurement is covered in two chapter Fourth one chapters goes beyond public procurement and looks at the effect of EU law on the contract management of public contracts after their conclusion Fifth three chapters go beyond the regulation of the Member States and look at the EU law regime applicable to contracts of the EU institutions Sixth and finally a concluding chapter provides a critique of the EU legal framework by an author from outside the EU

Cost and EU Public Procurement Law

Marta Andhov, Roberto Caranta, Anja Wiesbrock, 2019-09-19 Public institutions companies and governments in the EU and around the world are increasingly engaging in sustainable public procurement a broad concept that must consider the three pillars of economic equality social welfare and public health and environmental responsibility when designing public tenders and finalizing government contracts This book contributes to the development of life cycle criteria tools and methodologies for public procurement in the EU It collects both sector crossing contributions analysing the most relevant theoretical and legal aspects including both EU law and contract theory and sector specific contributions relating to some of the most important sustainable goods and services markets The book starts with a chapter that discusses the different approaches to including sustainability considerations in buying decisions by both private and public purchasers and then goes on to examine the EU law on LCC and how it is implemented in different Member States These chapters address the challenges in balancing economic and sustainability objectives under EU internal market law One chapter develops the analysis with specific reference to public private partnership Another chapter elaborates how multi stakeholders cooperation is necessary to develop LCC based on a case study of a lighting services procurement Three sector specific studies relating to social housing textile and clothing and IT close the book With contributors from a range of backgrounds including law business management engineering and policy development this interdisciplinary book provides the first comprehensive study on LCC within the framework of EU public procurement law

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