

# Modernisation of public procurement

Proposal for a directive of the European Parliament and of the Council

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# Index

## Tarabella's report

- Administrative simplification
- E-Procurement
- Sustainability of public procurement
  - New criteria for MEAT
  - Abnormally Low Tenders (ALTs)
  - Sub-contracting
  - Public services' protection
- Conclusion

# Objectives of Tarabella's Report

- Simplification of the rules and greater flexibility for contracting authorities and economic operators
- Reinforcement of sustainability in public procurement
- Improve efficiency of public spending

# Simplification and more flexible rules

- Wide use of public public cooperation, which allows to contracting authorities to not apply the directive if they fulfill the conditions established by it
- Light regime for social and health care services
- Simplification of procedures and more flexibility related to social services through

Prior Information Notice (PIN)

or

Contract notice

# E-procurement


- The administrative simplification and the decreased expenditure, through the mandatory use of E-Procurement, will help both contracting authorities and economic operators.

**RESULT: BEST VALUE FOR MONEY**



# Sustainable public procurement

## New criteria for MEAT

- Application of the « Most Economically Advantageous Tender»
  - Improvement of environmental criteria
  - Introduction of social criteria
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# Sustainable public procurement

## Public procurement criteria

- Selection and award criteria, as well as exclusion grounds must be linked to the respect of:
  - Collective labour agreements
  - Environmental law
- All these criteria are instruments for the contracting authorities to take into account in order to deliver better quality procurement
- Reinforcement of the rules on Abnormally Low Tenders (ALTs)

# Sustainable public procurement

## Sub-contracting

- End of « unfair sub-contracting »
- Economic operators shall provide detailed informations on the amount of the subcontract and on its subcontractor
- Member States may establish a liability principle throughout the sub-contracting chain



# Public services protection

- A key provision states the principle of free administration of public authorities
- Increasing of threshold for social and health care services from 500 000 to 750 000 €
- Affordability, high quality and sustainability criteria for social and health care services
- Possibility to put in place reserved contract for organisations pursuing mission of public interest

# Conclusion

- Sustainable public procurement, based on **new environmental and social criteria, public health protection, as well as a stricter control on ALTs** represent the most efficient instruments in order to **increase the quality and trans-nationality of public procurement.**
- **Sustainability criteria are essential in order to fight against social dumping and unfair competition within and beyond EU's borders.**