

## **EUROPEAN PUBLIC PROCUREMENT LAW**

*Ilonka Goranova, Ph.D.*

*UNWE, Faculty of Law – Department of Public Law Science*

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1. EUROPEAN PUBLIC PROCUREMENT LAW AS A UNIVERSITY COURSE – GENERAL CHARACTERISTICS.
2. HISTORICAL LEGAL ANALYSIS OF EUROPEAN PUBLIC PROCUREMENT LEGISLATION.
3. THE CURRENT EU PUBLIC PROCUREMENT LEGISLATION – GENERAL CHARACTERISTICS. THE APPLICATION OF THE TREATY ON THE FUNCTIONING OF THE EUROPEAN UNION TO PUBLIC PROCUREMENT.
4. DIRECTIVE 2014/24/EU - SUBJECT MATTER AND SCOPE.
5. DIRECTIVE 2014/25/EU - SUBJECT MATTER AND SCOPE.
6. PRINCIPLES OF PROCUREMENT.
7. THE LEGAL CONCEPT OF PUBLIC PROCUREMENT.
8. THE LEGAL CONCEPT OF PUBLIC CONTRACTS. TYPES OF CONTRACTS. CPV CODES. DIVISION OF CONTRACTS INTO LOTS.
9. THE NOTION OF “CONTRACTING AUTHORITIES”. TYPES OF CONTRACTING AUTHORITIES. THE NOTION OF “BODIES GOVERNED BY PUBLIC LAW”.
10. “CONTRACTING ENTITIES” WITHIN THE MEANING OF DIRECTIVE 2014/25/EU.
11. THE NOTION OF “ECONOMIC OPERATORS”. GROUPS OF ECONOMIC OPERATORS.
12. TYPES OF PROCUREMENT PROCEDURES – GENERAL CHARACTERISTICS. CHOICE OF PROCUREMENT PROCEDURES.
13. MAIN STAGES OF THE PROCUREMENT PROCEDURE.
14. CHOICE OF PARTICIPANTS. CRITERIA FOR QUALITATIVE SELECTION. RELIANCE ON THE CAPACITIES OF OTHER ENTITIES. MEANS OF PROOF. RESERVED CONTRACTS.
15. THE NOTION OF “AWARD CRITERIA”. THE CONCEPT OF THE “MOST ECONOMICALLY ADVANTAGEOUS TENDER” UNDER THE EU PROCUREMENTS RULES. ABNORMALLY LOW TENDERS.
16. TECHNIQUES AND INSTRUMENTS FOR ELECTRONIC AND AGGREGATED PROCUREMENT.
17. THE LEGAL CONCEPT OF FRAMEWORK AGREEMENT. TYPES OF FRAMEWORK AGREEMENTS. DURATION OF FRAMEWORK AGREEMENTS.

DURATION OF THE INDIVIDUAL CONTRACTS BASED ON A FRAMEWORK AGREEMENT.

18. MODIFICATION OF CONTRACTS AND FRAMEWORK AGREEMENTS DURING THEIR TERM. TERMINATION OF CONTRACTS DURING THEIR TERM.
19. CONTRACT PERFORMANCE – CONDITIONS FOR PERFORMANCE OF CONTRACTS. SUBCONTRACTING.
20. PARTICIPATION OF SMALL AND MEDIUM-SIZED ENTERPRISES IN PUBLIC PROCUREMENT.
21. REMEDIES AND ENFORCEMENT. ENFORCEMENT OF PUBLIC PROCUREMENT RULES AT SUPRANATIONAL LEVEL. ENFORCEMENT AT NATIONAL LEVEL. REQUIREMENTS FOR REVIEW PROCEDURES. STANDSTILL PERIOD. TIME LIMITS FOR APPLYING FOR REVIEW. INEFFECTIVENESS. ALTERNATIVE PENALTIES.

**RECOMMENDED LITERATURE**

1. S. Arrowsmith, The Law of Public and Utilities Procurement: Regulation in the EU and UK, Vol. 1, Sweet & Maxwell, London, 2014.
2. C. Bovis, The Law of EU Public Procurement (2<sup>nd</sup> ed.), Oxford University Press, 2015.
3. C. Bovis, EU Public Procurement Law (2<sup>nd</sup> ed.), Elgar European Law, 2012.
4. C. Bovis, EC Public Procurement: Case Law and Regulation, Oxford University Press, New York, 2006.
5. P. Trepte, Public Procurement in the EU: A Practitioner's Guide (2<sup>nd</sup> ed.), Oxford University Press, New York, 2007.
6. C. De Koninck, P. Flamey, European Public Procurement Law. The European Public Procurement Directives and 25 years of jurisprudence by the Court of Justice of the European Communities: Texts and Analysis, Kluwer Law International, 2008.
7. C. De Koninck, P. Flamey, European Public Procurement Law. Part II - Remedies: The European Public Procurement Directives and 15 years of jurisprudence by the Court of Justice of the European Communities: Texts and Analysis, Kluwer Law International, 2009.
8. G. Gruber, T. Gruber, A. Mille, M.Sachs, Public Procurement in the European Union (2<sup>nd</sup> ed.), NWV Neuer Wissenschaftlicher Verlag, Wien, 2009.

[http://ec.europa.eu/growth/single-market/public-procurement/index\\_en.htm](http://ec.europa.eu/growth/single-market/public-procurement/index_en.htm)

<http://eur-lex.europa.eu/en/index.htm> - **EUR - Lex** Access to European Union law

<http://simap.ted.europa.eu/> - **SIMAP** Information about European public procurement

[http://curia.europa.eu/jcms/jcms/j\\_6/](http://curia.europa.eu/jcms/jcms/j_6/) - Court of Justice of the European Union