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Christopher Smith

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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 chapters Fourth one chapter 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

EU Public Procurement Law Christopher H. Bovis, 2008 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

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

EC Public Procurement Law

Christopher Bovis,1997-01 Christopher Bovis is Deputy Director of the Institute of European Law at the University of Hull and Visiting Professor in the Institute of European Studies at The Queen s University of Belfast *Direito Tributário Contemporâneo* Denise Lucena Cavalcante,2018-01-10 **The Liberalisation of Public Procurement and Its Effects on the Common Market** Christopher Bovis,1998 Investigating the implications of the opening up of the European public markets on other legal and economic systems in the world this book analyses the regulation of public purchasing as part of the emerging Economic Law of the European Union **EC Public Procurement** Christopher Bovis,2023 Public procurement represents a specialist yet important area of practice in the European and international business and commercial legal environment This work offers a practical analysis of the relevant law and jurisprudence with the principal focus on case law in the European Court of Justice **Contribution to Growth** Christopher Bovis,2019 This study evaluates the objectives of legislative actions in the area of public procurement during the 7th and 8th legislature and assesses the contribution of current initiatives to the achievement of EU objectives This document provides for a critical analysis of the legal framework of the public procurement regime and identifies the future potential of European public procurement This document was prepared by Policy Department A Economic and Scientific Policy at the request of the Committee for the Internal Market and Consumer Protection Innovation and Better Synergies of Public Procurement with Other Policies Christopher Bovis,2018 This document provides the legal and policy background for the interface of the public procurement regime with policies which promote socio economic and environmental objectives and allow innovative and strategic procurement to deploy its application in alignment with the European 2020 Growth Strategy This document was prepared by Policy Department A Economic and Scientific Policy at the request of the Committee for the Internal Market and Consumer Affairs *Reformation or Deformation of the EU Public Procurement Rules* Grith Skovgaard Ølykke,Albert Sanchez-Graells,2016-11-25 Using an innovative law and political science methodology this timely book carries out a critical assessment of the reform of the EU public procurement rules It provides a rich account of the policy directions and the spaces for national regulatory decisions in the transposition of the 2014 Public Procurement Package as well as areas of uncertainty and indications on how to interpret the rules in order to make them operational in practice Most EU law research focuses on the content of rules and the impact of case law on their interpretation and application It rarely discusses how the CJEU s case law influences the creation of new rules or the way EU law makers enact them issues which conversely are a staple for political scientists By blending both approaches this book finds that political science provides a useful framework to describe the law making process and shows that the influence of the CJEU was significant Though the specific case studies identify many reforms the ultimate assessment is that EU public procurement law was deformed Offering a clear contribution to the emerging scholarship on flexible EU law making this book s novel methodology will appeal to scholars and students of both law and political science Law and policy makers as well as legal practitioners will also find its practical approach

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Flamey,2009-01-01 The European directives on public procurement do not contain any specific provisions ensuring their effective application These provisions can be found in the Public Sector Remedies Directive 89 665 EEC and the Utilities Remedies Directive 92 13 EEC as these directives have recently been amended by Directive 2007 66 EC These measures provide means of redress for tenderers who have been prejudiced by a breach of the EU rules on public procurement Following the highly user friendly approach of its Part I predecessor and which cited and analyzed the Court of Justice and its case law concerning the substantive EU procurement rules laid down in the Public Sector Directive and the Utilities Directives and this book combines and links the full texts of the procurement remedies directives with 31 pertinent judgements issued by the Court of Justice of the European Communities In one easy to use volume this book provides full texts of the the Public Sector Remedies Directive and the Utilities Remedies Directive with the articles of these directives linked to the relevant Court of Justice case law in depth analysis of 31 judgements rendered by the Court of Justice in the period 1993 and 2008 in connection with subject matter treated by the articles of the two directives expert discussion of major innovations introduced by Amending Directive 2007 66 EC with analysis of its ratio legis and full text essential excerpts from the chronologically ordered judgments with each excerpt preceded by an overview of the subject matter and points of law treated in the judgment pertinent passages of the opinions of the Advocate General and an exhaustive subject index By thus combining the theory and reality of European procurement law the book not only saves readers time and effort but also provides profound and practical insight into the Remedies Directives and the important rights and obligations which they create The pursuit of remedies for breaches of the EU procurement rules is a topic of high interest to public authorities and their suppliers contractors and service providers across Europe This book will be of great value to practitioners and to officials charged with ensuring that decisions taken by the public contracting authorities and entities may be reviewed effectively and rapidly thus building confidence among businesses and the public that public procurement procedures are fair

Transparency in EU Procurements Kirsi-Maria Halonen,Roberto Caranta,Albert

Sanchez-Graells,2019 This book provides a timely analysis of transparency in public procurement law In its first part the book critically assesses a number of key matters from a general and comparative perspective including corruption prevention competition and commercial issues and access to remedies The second part illustrates how the relevance of these aspects varies across member states of the EU

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

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

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