

Reformation or deformation of the public procurement rules in 2014

Workshop organised by Dr Grith Skovgaard Ølykke (CBS) and Dr Albert Sanchez Graells (Bristol), with the generous financial support of Department of Economics at Copenhagen Business School and Gangstedfonden

Department of Economics, Porcelænshaven 16A, 1. Floor, 2000 Frederiksberg, Copenhagen Business School, 5-6 November 2015

GENERAL PROGRAMME, Thursday 5 November 2015

12.00 – 13.00 Registration and light lunch

We meet in the canteen at Porcelænshaven. See the map. If you cannot find your way or/and if you want to leave your luggage, go to the reception of the Department of Economics and ask for Tine Olsen – she will send you in the right direction.



This is the main entrance/canteen – we have a table in the “Gallery” which is the glass box to the left.

13.00 – 14.30 Panel 1

Introduction [Dr Grith Skovgaard Ølykke (CBS) and Dr Albert Sanchez Graells (Bristol)]

The EU Legislative Process. A Primer

[Dr Doreen Allerkamp, University Mannheim, MZES (Germany)]

Public Goods, Special Rights and Competitive Markets: Reforms to the Scope of Utilities Procurement

[Dr Eleanor Aspey, University of Manchester (UK)]

The Magic of Five in the Duration of Concessions: Refining Corollaries in the Concessions Directive
[Dr Johan Wolswinkel, Tilburg University (Netherlands)] [tbc]

14.30 – 14.45 Short break

14.45 – 16.15 Panel 2

Contracting Authorities' Discretion to Negotiate In Competitive Dialogue and Innovation Partnerships: A Gordian Knot in the Ropes of the Negotiated Procedure?
[Mr Robert Ågren, University of Lund (Sweden)]

The provision on abnormally low tenders – the safeguard for fair competition?
[Dr Grith Skovgaard Ølykke, Copenhagen Business School (Denmark)]

The 2014 Public Procurement Directive's New Regulation on Subcontracting and Supply Chains: More Effective Sustainable Procurement or Meaningless Compromise?
[Dr Richard Craven, University of Leicester (UK)]

16.15 – 16.30 Short break

16.30 – 18.00 Panel 3

Modification of Contracts during their Term: Principle or Exception? – A View from the Perspective of Negative Externalities
[Mr Tim Bruyninckx, European University Institute (Florence, Italy)]

E-Procurement between EU Objectives and the Implementation Procedures in the Member States
[Dr Petra Ferk, Institute for Public-Private Partnership (Ljubljana, Slovenia)]

Interface between the 2014 EU Public Procurement Rules and the WTO Legal Framework
[Dr Kamala Dawar and Ms Monika Skalova, University of Sussex (UK)]

18.00 We all go to the hotel to check you in (by metro) and then continue by foot to the restaurant.

19.30 Speakers dinner

GENERAL PROGRAMME, Friday 6 November 2015

09.00 – 10.30 Panel 4

Division into Lots and Demand Aggregation – Extremes Looking for the Correct Balance?
[Mr Ignacio Herrera Anchustegui, University of Bergen (Norway)]

A Lost Proposal in the 2014 Public Procurement Package: Is there any Life for the Proposed Public Procurement Oversight Bodies?
[Mr Pedro Cerqueira Gomes, Universidade Católica Portuguesa, Escola de Direito do Porto (Portugal)]

A Deformed Principle of Competition? The Subjective Drafting of Article 18(1) of Directive 2014/24
[Dr Albert Sanchez-Graells, University of Bristol (UK)]

10.30 – 10.45 Short break

10.45 – 12.15 Panel 5

Requesting additional information – Increase of flexibility and competition?

[Dr Carina Risvig Hamer, University of Southern Denmark]

Does a Procurement Procedure Always Eliminate State Aid? The Almunia Package on SGEIs Meets the New Public Procurement Directives

[Ms Cecilie Fanøe Petersen, Copenhagen Business School (Denmark)]

The Magic of Five in the Duration of Concessions: Refining Corollaries in the Concessions Directive

[Dr Johan Wolswinkel, Tilburg University (Netherlands)] [tbc]

12.15 – 12.30 Short break

12.30 – 14.00 Panel 6

Discussion of papers of project members unable to attend the workshop:

Exclusion and Self-Cleaning: Discretion at the Expense of Clarity and Trade?

[Dr Sylvia De Mars, University of Newcastle (UK)]

Clarification or Missed Opportunity? Framework Agreements in the 2014 Directive

[Dr Marta Andrecka, Aarhus University (Denmark)]

Cross-border Joint Procurement: Challenges in the 2014 Public Procurement Package

[Dr Matteo Pignatti, University of Turin (Italy)]

Conclusions and Wrap-up