

e-Procurement and Dynamic Purchasing Systems

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- Panel Discussion
 - Audience is invited to participate

E-Procurement

”The term to describe the use of electronic methods in every stage of the purchasing process from identification of requirement through payment, and potentially to contract management.”

CEN/ISSS

Reasons for the directive

Provide for ...

- Framework agreements (rec 11)
- New e-purchasing techniques
 - E-catalogue (12)
 - Dynamic purchasing Systems (13)
 - E-auctions (14)
- Possibility to choose method (16)
- Electronic means a par with traditional (35)
- Security – eSignatures (37)
- Save time by electronic services (38)

Regulation of e-business

- Directives

- 1999/93/EC eSignatures
- 2000/31/EC eCommerce
- 2001/115/EC VAT and e-invoicing
- 2004/18/EC Public procurement
- ... and others eCommunication etc



Dynamic Purchasing Systems

”A completely electronic process for making commonly used purchases. DPS is limited in duration to four years (normally). Essentially a completely electronic version of a framework agreement but unlike these, DPS are open throughout their period of operation to any economic operator which satisfies the selection criteria and has submitted an indicative tender that complies with the specification.”

OGC

Electronic auctions

- "A repetitive process involving an electronic device for the presentation of new prices, revised downwards, and/or new values concerning certain elements of tenders, which is held after an initial full evaluation of the tenders, enabling them to be ranked using automatic evaluation methods.... Certain contracts having as their subject-matter intellectual performances [...] may not be the object of electronic auctions."



Directive 2004/18/EC (concerning electronic procurement) (1)

- Article 32 Framework agreements
 - MS may provide for framework agreements
- Article 33 Dynamic purchasing systems
 - MS may provide for usage of DPS
 - Indicative tenders – possibly improved at any time
 - System and contract awarding solely by electronic means
 - No charging
- Article 38 Time limits for receipt
 - Shortened if electronic means

Directive 2004/18/EC (concerning electronic procurement) (2)

- Article 42 communication
 - Non-discriminatory, generally available and interoperable with general use ICT products
 - Information available to interested parties
 - Advanced eSignatures may be required by MS
 - Voluntary accreditation services
- Article 54 e-Auctions
 - MS may provide for eAuctions
 - Contract specifications with precision
 - Can be combined with frameworks or DPS
 - Solely on prices and/or new values of features
 - Relevant details shall be included in specification
 - Initial evaluation of tenders
 - etc