Public procurement: services, supply and public work contracts (amend. Directives 92/50/EEC, 93/36/EEC, 93/37/EEC)

1995/0079(COD) - 29/03/1995 - Legislative proposal

CONTENT: to amend the "Services", "Supplies" and "Works " directives in order to bring them into line with the new GATT agreement extending the current framework of balanced rights and obligations with regard to public procurement. CONTENT: the proposed amendments, which are identical for all three directives, are as follows: - Scope: the thresholds applicable have been revised slightly downwards: . SDR 200,000 (ECU 198,109 on 1 January 1994) in lieu of ECU 200,000 for supply and service contracts with regional and local authorities; . SDR 5,000,000 (ECU 4,952,730 on 1 January 1994) in lieu of ECU 5,000,000 for works contracts; . SDR 130,000 (ECU 128,771 on 1 January 1994) in lieu of ECU 200,000 for government service contracts. - Possible assistance in preparing technical specifications: a new provision prohibits the public authorities from asking for or accepting assistance in drawing up specifications from a company with a commercial interest in the contract or where this might obstruct the competition. - Information for candidates rejected: the contracting authority will continue, as at present, to state the reasons why an applicant or tender was rejected. It must also provide information on the advantages of the tender selected, unless there is legitimate cause not to divulge this information. - Statistics: the Member States are called on to send the Commission more detailed statistics on contracts every year (rather than every two years). - Finally, a new article guarantees that access for the enterprises, products and services of the Member States to public procurement within the EU will be at least as favourable as the access for which provision is made in the GATT agreement for the enterprises, products and services of the third countries which have signed the agreement.