

JUS-285-2-A EU/EEA Public Procurement Law
Autumn 2016
Suggested readings

Public Procurement is a discipline in constant change and evolution, in particular due to the adoption of the new set of directives approved in March 2014. As a consequence, at the moment there are not text books that have been fully-updated information.

In the light of the above, we are providing you with some suggested readings that complement, update and cover topics that are discussed in our lectures and the mandatory readings. These sources could be helpful for you whenever preparing for the final exam or the written assignment. We have provided with links to some of them while the others can be found by using the physical and/or electronic resources of the Faculty's Library.

Introductory reading:

- S. Arrowsmith (ed) (2011) EU Public Procurement Law: An Introduction (University of Nottingham, ASIA-Link Project: <http://www.nottingham.ac.uk/pprg/documentsarchive/asialinkmaterials/eupublicprocurementlawintroduction.pdf>. 338 pages. Focus on Chapters: 2 and 3. If interested, read also chapters: 4, 5, 6, 10.

Suggested readings:

- Sánchez Graells A, *Public procurement and the EU competition rules* (2nd edn, Hart 2015). ISBN9781849466127. 570 pages. Focus on Chapters: 3, 5, and 6.
- Arrowsmith S, *The Law of Public and Utilities Procurement: Regulation in the EU and UK*, vol 1 (3rd edn, Sweet & Maxwell 2014). 71468361370002201. 1449 pages. Focus on Chapters: 3, 4, 5, 6, 7 and 12 (without particular emphasis on UK law)
- Poulsen, Sune Troels. Jakobsen, Peter Stig. Kalsmose-Hjelmborg, Simon Evers. *EU Public Procurement Law. The Public Sector Directive. The Utilities Directive*. 2nd edition. 2012. ISBN9788757422788. 665 pages. Focus on Chapters: 1, 2, 4, 5, 7, 8, 9 (without particular emphasis on Danish law)
- Bovis, Christopher H. *EU Public Procurement law*. 2nd ed. 2012. ISBN9780857938411. 521 pages. Focus on Chapters: 1, 2, 4, 5, 6, 7 and 8.

Additional readings:

- P. Bordalo-Faustino, "Award criteria in the new EU Directive on public procurement" (2014) 3 Public Procurement Law Review, 124-133.
- R. Cavallo-Perin and D. Casalini, "Control over in-house providing organisations" (2009) 5 Public Procurement Law Review 227-240.

- B. J. Drijber and H. Stergiou, "Public Procurement Law and Internal Market Law" (2009) 46 Common Market Law Review 805-846.
- J. Golding and P. Henty, "The new Remedies Directive of the EC: standstill and ineffectiveness" (2008) 3 Public Procurement Law Review, 146-154.
- C. R. Hamer, "Regular purchases and aggregated procurement: the changes in the new Public Procurement Directive regarding framework agreements, dynamic purchasing systems and central purchasing bodies" (2014) 4 Public Procurement Law Review 201-210.
- S. T. Poulsen, "The possibilities of amending a public contract without a new competitive tendering procedure under EU law" (2012) 5 Public Procurement Law Review, 167-187.
- Sánchez Graells, Are the Procurement Rules a Barrier for Cross-Border Trade within the European Market?, (2012), <http://ssrn.com/abstract=1986114>.
- Sánchez Graells, Exclusion, Qualitative Selection and Short-listing in the New Public Sector Procurement Directive 2014/24, vol. 6, (Copenhagen 2014), <http://ssrn.com/abstract=2279114>.
- S. Smith, "Articles 74 to 76 of the 2014 Public Procurement Directive: the new "light regime" for social, health and other services and a new category of reserved contracts for certain social, health and cultural services contracts" (2014) 4 Public Procurement Law Review 159-168.
- S. Torricelli, "Utilities Procurement", in EU Public Contract Law: Public Procurement and Beyond, M. Trybus, R. Caranta, G. Edelstam (Eds.) (2014), 223-247
- S. Treumer, "Contract changes and the duty to retender under the new EU public procurement Directive" (2014) 3 Public Procurement Law Review, 148-155.
- S. Treumer, "Enforcement of the EU Public Procurement Rules: The State of the Law and Current Issues", in Enforcement of the EU Public Procurement Rules, S. Treumer, F. Lichère (Eds.) (2011), 17-52.

EEA/EU Sources:

All cases covered in the course are available at either the ECJ's or EFTA Court's homepages:

<http://curia.europa.eu/>

<http://www.eftacourt.int/cases/>

The website of the EU Commission is also a very valuable resource and can be found at:

http://ec.europa.eu/internal_market/publicprocurement/index_en.htm

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If you have any questions, please do not hesitate to contact us at:

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