

JUS 285-2-A / EU and EEA Public Procurement Law

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