



The New Competition rules

Mastering Competition Rules (PP, State aid and PPP)

Face-to-face
16-17 June 2022
Hamburg

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■ Learning objective

- Improving management of competition rules (PP and State Aid) in a secure and simpler way

■ Learning points

- Screening Public Procurement Directives & the CJEU case law;
- Understanding concept & key criteria for State Aid about the logic & objectives;
- Improving systems, procedures and tools to prevent, detect and correct errors, irregularities and fraud related to Public procurement & State Aid;
- Making controls more effective and efficient using walkthrough checks;
- Sectoral rules & sensitive sectors.
- Getting examples about State Aid exemptions and in particular GBER
- Tackling the specific risks of De minimis
- Ensuring better risks management of competition rules all together

■ Special points

- Discussions, group work, cases and examples
- New classification of errors and corrections for PP
- New 2021&2022 GBER State aid Reform

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DAY 1

Morning session

9.00 to 12.30

Step 1: Introducing key tools & criteria for competition rules

- Competition rules: objectives and key principles
- Reform of the EU public procurement rules
- Scope & Definitions, Thresholds, Publicity, Exclusions and Procedures

Step 2: Tackling Public procurement specific risk assessment

- Selection, award criteria, weighing systems, specifications and standards
- Contract amendment & Monitoring requirements
- Abnormally Low Price / Incomplete Tenders / Material Change
- Clear distinction between PP & PPP

Lunch from 12.30pm to 2.00pm

Afternoon session

14.00 to 16.30

Step 3: Public Procurement cases

- Most common errors in: Technical specifications and criteria, Selection, evaluation and award, Contract implementation

Step 4: Public Procurement corrections of cases

Main types of irregularities and their rates of correction: contract notice and tender specification irregularities, irregularities related to tender evaluation, irregularities related to contract implementation

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DAY 2

Morning session

9.00 to 12.30

Step 5: Looking at 2014 General Block Exemption Regulation

- State Aid Modernisation and GBER
- Giving aid in compliance with GBER (incl. Aid requiring prior notification and approval)
- Aids (Regional, SMEs, RDI, Training Environment, Local infrastructure, SSGI SGEI)
- The specific PPP risks
- The specific combination of PP and State aid rules : concessions

Lunch from 12.30pm to 2.00pm

Afternoon session

14.00 to 16.30

Step 6: Focusing on Sectoral State Aid rules

- Agriculture, fisheries and aquaculture and 2019/20 reform
- Universities and RD&I
- Economic/non-economic activities
- How to avoid giving State Aid to third parties
- Sensitive Sectors and 2021 potential changes and specific green deal approach

Step 7: Working on Case Studies correction : workshop

- Detection of errors and list of findings
- Discussion about the case studies
- Decisions about corrections and follow-up