



REPUBLIC OF MONTENEGRO  
GOVERNMENT

COMMISSION FOR PUBLIC  
PROCUREMENT



Mission to Serbia and Montenegro

ORGANIZATION FOR SECURITY  
AND CO-OPERATION IN EUROPE



STABILITY PACT  
ANTI-CORRUPTION INITIATIVE

REGIONAL SECRETARIAT  
LIAISON OFFICE (SPAI RSLO)

**REGIONAL CONFERENCE ON EFFICIENT IMPLEMENTATION  
OF EUROPEAN STANDARDS IN PUBLIC PROCUREMENT:  
LEGISLATIVE FRAMEWORK AND BEST PRACTICES**

- BACKGROUND PAPER & DRAFT AGENDA -





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***Regional Conference  
on efficient implementation of European standards in public procurement: legislative  
framework and best practice***

**PROJECT SUMMARY**

**PROJECT NECESSITY**

The current project was developed in order to support the relevant governmental institutions from South Eastern Europe in implementing their anti-corruption strategies. One major objective within the national anticorruption strategies is to establish transparent, efficient and effective system of public procurement, in order to increase its capacity for the forthcoming process of harmonization with relevant European norms and standards and diminish the risk of potential corruptive behavior of bidders.

The need of ensuring direct contact and transfer of knowledge among the specialized Public Procurement agencies in region convinced SPAI RSLO and its partners - Public Procurement Commission of Montenegro and OSCE Mission Serbia and Montenegro, Office in Podgorica - to organize the ***Regional Conference on efficient implementation of European standards in public procurement: legislative framework and best practice.***

This exercise will bring together experts in public procurement, policy makers and representatives of the judiciary from the region and will provide the opportunity to share best practices and experiences, successes and failures. Participants will represent countries that are part of the EU Accession Process (Croatia, Bulgaria, Romania) and Stabilization and Association Process (Albania, Bosnia and Herzegovina, Macedonia, Serbia and Montenegro). Furthermore, experts were invited from Slovenia, OECD, World Bank, USAID and ABA CEELI.

**OBJECTIVES**

It is expected that through the exchange of professional experience, sharing of information and joint case studies countries of the region will be in the position to enhance their institutional capacity to more efficiently implement Public Procurement standards and procedures, and thus prevent potential corruptive behaviors.

**Goal:**

- To build a regional framework for sharing and exchanging information on preventing corruption among the representatives of the Agencies/Offices for Public Procurement, Public Procurement Commissions and Specialized prosecutors/Investigation Agents or judges competent in the matter of public procurement;
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### Specific objectives:

- enhance regional cooperation capacity by establishing a direct contact among public procurement officials;
- formulate proposals for improving the national legislation and institutional framework;
- to provide updates for the SPAI Resource Center – Anticorruption Library, Network and Calendar;
- to provide inputs for developing a regional follow-up program on Public Procurement.

### **ORGANIZERS**

Project activities will be implemented by SPAI RSLO (funded by USAID through ABA/CEELI), OSCE Mission Serbia and Montenegro, Office in Podgorica and Public Procurement Commission of Montenegro.



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The opinions expressed herein are those of the authors and do not necessarily reflect the views of the U.S. Agency for International Development.





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**Regional Conference**  
**on efficient implementation of European standards in public procurement: legislative framework and best practice**

**DRAFT AGENDA**

**Venue: Hotel "Panorama", Budva/Bečići**

**22 September 2005**

**20:00 Welcoming Reception**

**23 September 2005**

**9:00 – 9:30 Registration**

**9:30 – 10:00 Opening session**

Moderator: Drino GALIČIĆ, Programme Officer Legislation  
OSCE Mission to Serbia and Montenegro/Office in Podgorica

Opening remarks: Miroslav IVANIŠEVIĆ, Deputy Prime Minister, Republic of Montenegro

Ambassador Paraschiva BADESCU,  
Head of the OSCE Office in Podgorica  
Deputy Head of OSCE Mission to Serbia and Montenegro

Dr. Ray KIRKLAND, Regional Director, USAID

Veselin ŠUKOVIĆ, Executive Secretary, SPAI RSLO

Marko LAZAREVIĆ, President of Public Procurement Commission of the  
Republic of Montenegro

**10:00 – 10:15 Press conference & Coffee break**

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**10:15 – 11:15**

**Plenary session**

**Topic 1:**

**IMPLEMENTATION OF EUROPEAN STANDARDS IN  
PUBLIC PROCUREMENT**

Moderator:

Katarina RADOVIĆ, Secretary General of the Public Procurement  
Commission of the Republic of Montenegro

**10:15 – 10:30**

**New Directives - Directive 2004/17 EC and Directive 2004/18. EC**

Panelist:

Piotr Nil GORECKI,  
Senior Adviser, Principal Administrator, OECD/SIGMA

**10:30 – 10:45**

**Q&A**

**10:45 – 11:00**

**Implementation of the case law of the Court of Justice into the  
national law (Republic of Slovenia)**

Panelist:

Aleksij MUŽINA, Ph.D, President of the Public Procurement Commission  
of the Republic of Slovenia

**11:00 – 11:15**

**Q&A**

**11:15 – 11:30**

**Coffee break**

**11:30 – 13:00**

**Plenary session**

**Topic 2:**

**SHARING REGIONAL EXPERIENCES AND BEST  
PRACTICES**

Moderator:

Katarina RADOVIĆ, Secretary General of the Public Procurement  
Commission of the Republic of Montenegro

**11:30 – 11:45**

**Public Procurement Law Reform in Croatia, Institutions,  
Legislation, Case Law**

Panelist:

Goran MATEŠIĆ, President of the Public Procurement Commission of  
the Republic of Croatia

**11:45 – 12:00**

**Q&A**

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**12:00 – 12:15 Public Procurement Law Reform in Bosnia and Herzegovina and implementation of the new EU Directives into the national law**

Panelist: Marian LEMKE, Team Leader, European Union Public Procurement Programme for Bosnia and Herzegovina - Phase II

**12:15 – 12:30 Q&A**

**12.30 - 12.45 Public Procurement Law Reform in Serbia - Strengthening the discipline in the Law implementation and the new role of the PPO according to the EU standards**

Panelist: Predrag JOVANOVIĆ, Ph.D, Director of the Agency for Public Procurement of the Republic of Serbia

**12:45 – 13:00 Q&A**

**13:00 – 14:30 Lunch**

**14:30 – 17:30 Plenary session - continuation**

**Topic 2: SHARING REGIONAL EXPERIENCES AND BEST PRACTICES**

Moderator: Katarina RADOVIĆ, Secretary General of Public Procurement Commission of the Republic of Montenegro

**14:30 – 14:50 Albania**

Panelist: TBD

**14:50 - 15:10 Croatia**

Panelist: Karmen BRKIC, Advisor, Public Procurement Office

**15:10 - 15:30 Macedonia**

Panelists: Aneta Doneva MOSTROVA, Chief of Department, Public Procurement Office  
Avramovski LJUPCO, Member of the Public Procurement Committee

**15:30 – 16:00 Q&A**

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**16:00 – 16:30 Coffee break**

**16:30 – 16:50 Moldova**

Panelist: TBD

**16:50 – 17:10 Romania**

Panelist: Cristina SIMA, Principal expert, Directorate for Regulation and Monitoring of Public Procurement, Ministry of Public Finance

**17.10 – 17:30 Q&A**

**17:30 – 17:45 Conclusions of the first day**

Note: During the Q&A sessions participants are encouraged to address specific questions regarding the requirements of the new directives/laws presented by the experts.

**20:00 Official dinner**  
Restaurant "Jadran", Budva

**24<sup>th</sup> September 2005**

**9:30 – 10:15 Plenary session**

**Topic 3: NEW DRAFT OF THE PUBLIC PROCUREMENT LAW OF MONTENEGRO**

**9:30 – 9:50 Presentation of the Draft Public Procurement Law of the Republic of Montenegro**

Panelist: Katarina RADOVIĆ, Secretary General of Public Procurement Commission of the Republic of Montenegro

**9:50 – 10:15 Suggestions, comments and discussion**

**10:15 – 10:45 Coffee break**

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<b>10:45 – 12:30</b>	<b>Plenary session</b>
<b>Topic 4:</b>	<b>PUBLIC PROCUREMENT AND CORRUPTION</b>
Moderator:	Cornel – Virgiliu CALINESCU, SPAI RSLO Anti-corruption Expert
<b>10:45 – 11:15</b>	<b>Role of Public Procurement in preventing of high level corruption</b>
Panelists:	Marija NOVKOVIC, Senior Advisor, Anticorruption Initiative Directorate, Republic of Montenegro  Roman PRAH, Senior Advisor, Commission of the Prevention of Corruption of the Republic of Slovenia
<b>11:15 – 11:30</b>	<b>Q&amp;A</b>
<b>11:30 – 12:00</b>	<b>Anti-corruption measures in public procurement, experience and transfer of knowledge</b>
Panelists:	Drino GALIČIĆ, Legal Advisor OSCE Mission to Serbia and Montenegro-Podgorica  Jean Pierre BUEB, Member of APASP Board and consultant within the Central Office for the Prevention of Corruption, France  Gheorghe BOCSAN, National Anticorruption Prosecutor's Office, Romania
<b>12:00 – 12:30</b>	<b>Q&amp;A</b>
<b>12:30 – 12:40</b>	<b>Conclusions of the Regional Conference</b>
<b>12:40 – 13:00</b>	<b>Drafting the press statement</b>
<b>13:00 – 14:30</b>	<b>Lunch</b>

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