

For more extensive study of public procurement law - EU and/or global - take a look at our distance learning (part time) postgraduate programme in Public Procurement Law and Policy(Masters/Diploma/Cert) <http://www.nottingham.ac.uk/law/prospective/executiveprogrammes/index.aspx>



PUBLIC PROCUREMENT: GLOBAL REVOLUTION VIII
12-13 June 2017
20th Anniversary Event

A 2-day international conference on public procurement regulation
The University of Nottingham East Midlands Conference Centre

Conference organised by University of Nottingham

Programme Directors:

Professor Sue Arrowsmith, Achilles Professor of Public Procurement Law and Policy, The University of Nottingham

Dr Peter Trepte, Senior Fellow in Public Procurement Law, The University of Nottingham

Programme

DAY 1 Monday 12th June 2017

08.45 Opening address: **Professor Dame Jessica Corner**, PVC for Research and Knowledge Exchange, The University of Nottingham

08.55 Introduction from the Chair, **Dr. Peter Trepte, University of Nottingham**

09.00 - 10.10 **Plenary session: Procurement regulation - reflections on 20 years of reform**

09.00	A US perspective - Professor Steven Kelman, University of Harvard
09.30	An EU perspective – Professor Sue Arrowsmith, University of Nottingham

10.15 - 11.30 Workshops number 1

Workshop Stream A: Procurement in the EU and UK	Workshop Stream B: Procurement in practice	Workshop Stream C: Current issues in the international arena	Workshop Stream D: Corruption and Debarment
<p>Workshop A1 Chair: Peter Bennett Brexit and its implications for regulation Panel Discussion</p> <ul style="list-style-type: none"> <i>Brexit and public procurement: background and a recommendation</i> Professor Sue Arrowsmith, University of Nottingham <i>Brexit and public procurement: Reflections on the 'GPA only' model</i> Dr. Totis Kotsonis, Partner, Eversheds Sutherland LLC Rebecca Rees, Partner, Trowers & Hamlins LLP 	<p>Workshop B1 Chair: Professor Chris Yukins Key Developments in Comparative Procurement Law - Cross-Border Procurement and Chinese PPPs</p> <ul style="list-style-type: none"> <i>Framework agreements and dynamic purchasing systems as strategic tools for collaborative purchasing activities</i> Professor Gabriella M. Racca, University of Turin, Italy <i>EU-China Public Private Partnerships</i> Ziwei Zhang, University of Hull 	<p>Workshop C1 Chair: Dr. Ping Wang Country experiences with global procurement revolution</p> <ul style="list-style-type: none"> <i>Impact of GPA accession in South Korea</i> Sangeeta Khorana, University of Bournemouth <i>How far does absorption go? The experiences of Brazil, India and China</i> Ivo Krizic, PhD student, University of Geneva, Switzerland 	<p>Workshop D1 Chair: Professor Sope Williams-Elegbe The World Bank study on corruption and debarment</p> <ul style="list-style-type: none"> <i>Understanding suspension and debarment around the world: development of the initiative</i> Collin Swan, World Bank Office of Suspension and Debarment, USA <i>Understanding suspension and debarment around the world: launch of the global study</i> Paul Ezzeddin, World Bank Office of Suspension and Debarment, USA

11.30-11.50 Refreshments

11.50 - 13.00 Workshops number 2

<p>Workshop A2 Chair: Professor Sue Arrowsmith Brexit and its implications for horizontal policies</p> <ul style="list-style-type: none"> <i>'Brexit, May and Trump - Sustainable Procurement in a Post-Truth World'</i> Professor Peter Kunzlik <i>Pursuing social policies post-Brexit</i> Nadia Motraghi and Jeo Omambala, Old Square Chambers <i>Opportunities for Social Procurement Before and After Brexit - use of living wages</i> Abby Semple, Public Procurement Analysis 	<p>Workshop B2 Chair: Professor John Linarelli Working with flexibility</p> <ul style="list-style-type: none"> <i>Implementation issues in Italy under a flexible regime</i> Hilde Caroli Casalova, University of Molise, Italy <i>Dialogue with suppliers during the preparation phase - an empirical view</i> Johanna Sammalmaa, University of Turku, Finland <i>How to Reduce Fear of Discretion in Public Procurement: Lessons from MDB- financed Projects</i> Devesh C. Mishra, World Bank/ADB, USA 	<p>Workshop C2 Chair: Robert Anderson Carrots and Sticks</p> <ul style="list-style-type: none"> <i>Limits on expansion of GPA membership?</i> Jean Heilman Grier, Djashe LLC, USA <i>The EU's third country access tool</i> Aris Georgopoulos, University of Nottingham 	<p>Workshop D2 Chair: Anna Ulfsdotter Forssell International experience of debarment and self-cleaning</p> <ul style="list-style-type: none"> <i>An update on self-cleaning in the EU</i> Andrea Sundstrand, Stockholm University, Sweden <i>Debarment and self-cleaning in Latin America</i> Rafael Wallbach Schwind, Justen, Pereira, Oliveira & Talamini, São Paulo, Brazil <i>Excluding corrupt bidders from public contracting: pipe dream or real threat? - The UK experience</i> Sue Hawley, Corruption Watch
--	--	---	--

13.00 - 13.15 Group photograph (please go straight to the steps outside the Orchard Hotel at the end of the session)

13.15 - 14.15 Lunch

14.15 - 15.45 Workshops number 3

<p>Workshop A3 Chair: Professor Mário Aroso de Almeida The future of enforcement</p> <ul style="list-style-type: none"> <i>Where to next: the view from Brussels</i> Marta Laszuk, Legal Officer, European Commission, Brussels <i>Public oversight bodies: the way forward?</i> Pedro Cerqueira Gomes, Catholic University and Cerqueira Gomes & Associados, Portugal <i>The Remedy of ineffectiveness: reform perspectives</i> Raquel Carvalho, Catholic University, Portugal <i>The application of 'good faith' in enforcing EU procurement law</i> Peter Gjørtler, Grayston & Company, Brussels 	<p>Workshop B3 Chair: Victoria Moorcroft Electronic procurement in action</p> <ul style="list-style-type: none"> <i>DPS in practice</i> Edward James, NHS London Procurement Partnership <i>Enabling transformative change: Evidence from the use of DPS in the UK</i> Dr. Ama Eyo, University of Bangor <i>Electronic catalogues: simplifying procedures and increasing efficiency</i> Isabel Gallego Córcoles, University of Castilla-La Mancha, Spain 	<p>Workshop C3 Chair: Professor Steven Schooner Implications of the Trump Presidency</p> <ul style="list-style-type: none"> <i>The new Justice Department</i> Professor Joshua Schwarz, George Washington University <i>The trade implications</i> Karen Thornton, George Washington University 	<p>Workshop D3 Chair: Caroline Nicholas Anti-corruption tools</p> <ul style="list-style-type: none"> <i>Integrity pacts and their binding nature - recent case law of the ECJ under the light of the new directives</i> Georgia Voulgari, University of Athens <i>Termination of contracts vitiated by corruption in Spain</i> Carlos Aymerich, Universidade de Coruña <i>Press agreements on public propaganda in Galicia</i> Carlos Amoedo, Universidade de Coruña <i>Community participatory monitoring in procurement of pharmaceuticals</i> Notovjav Otgonjarjal, Public Procurement Partnership NGO, Mongolia
---	--	---	---

15.45-16.05 Refreshments

16.05-17.30 Workshops number 4

<p>Workshop A4 Chair: Dr. Ping Wang Abnormally Low Tenders</p> <ul style="list-style-type: none"> Defining abnormally low tenders: a comparison between Sweden and Denmark Professor Grith Skovgaard Ølykke, Copenhagen Business School, Denmark Abnormally low tenders and effective competition Debora Pāvila, University of Nottingham The economics of (ab)normally low tenders: concept and application Gian Luigi Albano, Consip S.p.A and LUISS, 'G Carli', Rome. 	<p>Workshop B4 Chair: Chair: Professor Peter Kunzlik Procurement and Governance</p> <ul style="list-style-type: none"> The opportunity for leadership in procurement as a force for delivery of CSR policy Tom Grand, Achilles Multi-Level Governance of Public Procurement Reform: Stimulating Public Procurement of Innovation in the UK Dr Lisa Dale-Clough, Manchester Institute of Innovation Research 	<p>Workshop C4 Chair: Dr Annamaria LaChimia The revision of MAPS</p> <ul style="list-style-type: none"> The development and growth of the MAPS tool Evgeny Smirnov, EBRD The proposed revision Paulo Magina, OECD, France Using MAPS in developed countries – the example of Norway Dag Strømsnes, DIFI, Norway 	<p>Workshop D4 Chair: Dr. Paula Faustino Evaluation methodologies</p> <ul style="list-style-type: none"> Evaluation models Bob Martens, Partner, DLA Piper, Belgium Unintentional price preferences in scoring mechanisms Professor Dr. Jan Telgen, University of Twente, Netherlands Relative scoring and the danger of rank reversal Professor Dr. Elisabetta Manunza, University of Utrecht, Netherlands
--	---	---	---

18.30 Pre-dinner drinks

19.00 20th Anniversary Dinner

DAY 2 Tuesday 13th June 2017

08.55 Introduction from the Chair – Professor Sue Arrowsmith, The University of Nottingham

09.00 - 10.10 **Plenary session: International systems of procurement regulation - the lessons of 20 years of reform**

09.00	Procurement Regulation and Development – Peter Trepte, University of Nottingham
09.20	The GPA – Robert Anderson, WTO Secretariat
09.35	The UNCITRAL Model Law – Caroline Nicholas, UNCITRAL Secretariat
09.55	The Multilateral Development Banks – Jan Jackholt, EBRD

10.15 – 11.30 Workshops number 5

<p>Workshop Stream A: Procurement in the EU and UK</p>	<p>Workshop Stream B: Procurement in practice</p>	<p>Workshop Stream C: Current issues in the international arena</p>	<p>Workshop Stream D: Selected issues in development</p>
<p>Workshop A5 Chair: Professor Sue Arrowsmith Modification of contracts</p> <ul style="list-style-type: none"> Modification of contracts in practice Susie Smith and Emily Heard, Bevan Brittan LLP Reappraising the rules on modifications Dr. Piotr Bogdanowicz, University of Warsaw, Poland Modification under the case law of the EU María del Carmen Rodríguez Martín-Retortillo, Universidade de Coruña, Spain 	<p>Workshop B5 Marc Steiner Sustainable procurement</p> <ul style="list-style-type: none"> Supporting sustainable public procurement: the EU perspective Marzena Rogalska, European Commission Public procurement for bio-based products and services Anna Gorczyńska, University of Łódź, Poland 	<p>Workshop C5 Chair: Professor Joshua Schwarz A third country perspective on Brexit</p> <ul style="list-style-type: none"> The view from the US Professor Christopher Yukins, George Washington University A view from Korea Professor Dae-in Kim, Ewha W. University, Seoul, Korea 	<p>Workshop D5 Chair: Dr. Aris Georgopoulos Human Rights and procurement</p> <ul style="list-style-type: none"> The case for requiring supply chain transparency Nicole Vander Meulen, International Corporate Accountability Roundtable Fighting modern slavery, human trafficking and forced labour through procurement Dr. Olga Martin-Ortega, University of Greenwich Making Transparency Happen Robert Stumberg, Georgetown Law, USA

11.30-11.50 Refreshments

11.50 – 13.00 Workshops number 6

<p>Workshop A6 Chair: Professor John Linarelli Termination of contracts</p> <ul style="list-style-type: none"> Termination following substantial modification Kirsi-Maria Halonen, University of Lapland, Finland The right to terminate public contracts – the case of Estonia Mari Ann Simovart, University of Tartu, Estonia Early termination under English law – economic consequences Sebastian Barreto Cifuentes, University of Nottingham 	<p>Workshop B6 Chair: Susie Smith Procurement and SMEs</p> <ul style="list-style-type: none"> Public Procurement Legislation as promoter of SMEs and social participation: the case of Law 4412/2016 in Greece" Dr. George Katapodis, Hellenic Single Public Procurement Authority, Greece Impact of procurement system for SMEs in the market for civil engineering in Poland Dr. Małgorzata Godlewska, Warsaw School of Economics, Poland 	<p>Workshop C6 Chair: Jan Jackholt Challenges with financing</p> <ul style="list-style-type: none"> Joint Co-Financing: Mutual Reliance, going beyond Harmonisation Ignacio Gonzalez, European Investment Bank, Luxembourg Public Procurement issues in the implementation of financial instruments in the EU cohesion policy Dr Györgyi Nyikos and Gábor Soós, Hungarian Development Bank and National University of Public Service, Hungary The Conflict of Legal Obligations in Public Procurement Regulation and International Investment Law Dominic Dagbanja, University of Western Australia 	<p>Workshop D6 Chair: Dr. Annamaria La Chimia Providing a framework for the consideration of procurement and aid effectiveness</p> <ul style="list-style-type: none"> Providing a framework for discussion and analysis Dr. Peter Trepte, University of Nottingham The economics of development and procurement Oliver Morrissey, University of Nottingham
---	---	---	--

13.00-14.15 Lunch

14.15-15.30 Workshops number 7

<p>Workshop A7 Chair: Dr. Aris Georgopoulos Current issues in EU and UK procurement</p> <ul style="list-style-type: none"> The new Single Source Contract Regulations in the UK Dr. Luke Butler, University of Bristol The economics of innovation procurement in the EU: pre-commercial procurement vs innovation partnership Professor Nicola Dimitri, University of Siena, Italy Coverage of HE entities: the issue of student loans Caroline Blackman-Edney, The University of Nottingham 	<p>Workshop B7 Chair: Dr. George Katapodis SME policy in practice</p> <ul style="list-style-type: none"> Division into lots: increasing the share for SMEs? Professor Martin Trybus, University of Birmingham Division into lots: "aiming at the market you want?" Dr. Miguel Assis Raimundo, Lisbon Law School, Portugal 	<p>Workshop C7 Chair: Professor Martin Trybus Fair returns vs. offsets</p> <ul style="list-style-type: none"> Offsets and article 346 TFEU – the number of the beast? Baudouin Heuninckx, University of Nottingham Fair returns and the European Space Agency Gunilla Stjernevi, ESA Offsets and the Brazilian defence industry Cesar Pereira, Justen, Pereira, Oliveira & Talamini, Brazil 	<p>Workshop D7 Chair: Dr Peter Trepte Procurement and aid effectiveness in practice</p> <ul style="list-style-type: none"> USAID's use of country systems Jun Jin, and Ronald Wietecha, USAID Country systems and donor rules, examples from India Sandeep Verma, Government of Rajasthan (India) Negotiating for better outcomes Nicola McDonald, UKAID
---	---	---	--

15.30-15.50 Refreshments

15.50-17.00 Workshops number 8

<p>Workshop A8 Chair: Professor Peter Kunzlik Defining concessions</p> <ul style="list-style-type: none"> Conceptual difficulties and practical differentiation Dr. John Kitsos, Independent Public-Procurement Authority for Pre-Judicial Recourses, Greece Distinguishing concessions from other rights Ass. Professor Johan Wolswinkel, Tilburg University, Netherlands Cooperation contract as concession: a refutable analogy Livio Girgenti, Milan-Bicocca University, Italy 	<p>Workshop B8 Chair: Professor John Linarelli Alternative Regulation of Public Procurement: The Success of the Dutch Proportionality Guide</p> <ul style="list-style-type: none"> The Establishment of a 'Proportionality Guide' Professor Jan M. Hebly, Leiden University/Houthoff Buruma, Netherlands The Proportionality Guide in Practice Professor Chris Jansen, Vrije Universiteit Amsterdam/Dutch Public Procurement Ombudsman 	<p>Workshop C8 Chair: Claire Barclay Effective Capacity Development in Africa</p> <ul style="list-style-type: none"> Capacity for procurement law or procurement law for capacity? Prof Geo Quinot, Stellenbosch University Capacity building initiatives in practice Steve Guppy, Crown Agents MDBs and capacity building in Africa Prof. Sope Williams-Elegbe, Stellenbosch University Capacity for procurement law or procurement law for capacity? Allison Anthony, University of the Western Cape, South Africa 	
--	--	--	--