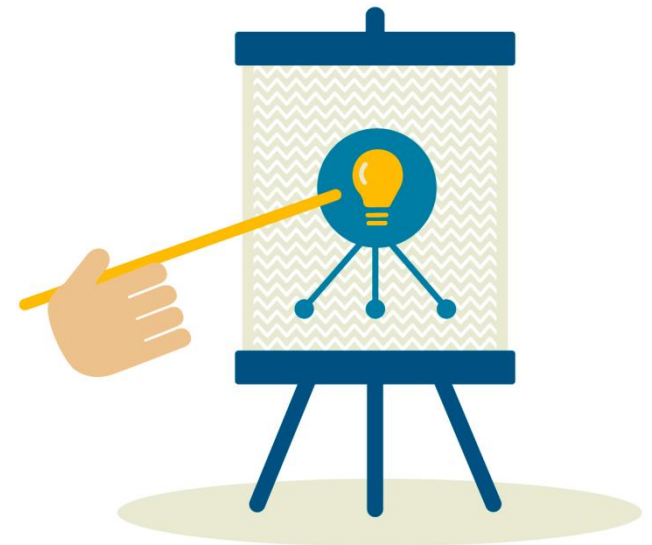


# Public procurement

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National Control (FLC) workshop  
8/5/2018 | Dubrovnik, Croatia

**Aija Prince, Interact**



## **C (2013) 9527 – Guideline for determining public procurement financial corrections**

- Replace and update the previous guidelines
- Issued to give the guidance and consistency
- 25 most frequently found types of mistakes
- Harmonize the treatment of public procurement errors
- Set out a range of corrections of **5%, 10%, 25%** and **100%** that are applied to the expenditure of a contract.

# **C (2013) 9527 – Guideline for determining public procurement financial corrections**

## What is the difference to previous guideline?

- Clearer criteria on the level of corrections
- The scope of the guidelines has been widened
- No differentiation between below and above threshold violations
  - «principle» based guidance

# **C (2013) 9527 – Guideline for determining public procurement financial corrections**

## When the Guidelines should be applied?

- In case of irregularities, which constitute breaches of public procurement rules;
- When making financial corrections related to irregularities which were detected **after the date of adoption of the guidelines**

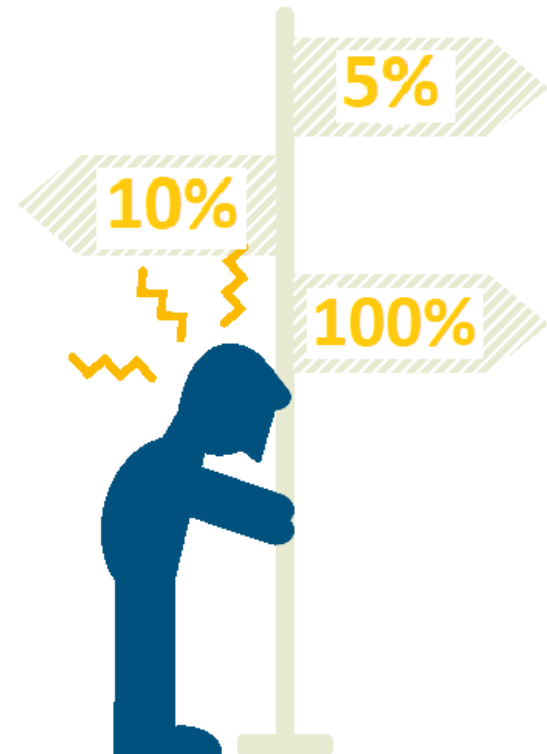
## **C (2013) 9527 – Guideline for determining public procurement financial corrections**

### The seriousness of an irregularity is assessed:

- level of competition
- transparency and equal treatment
- exclusion of **potential tenderers**
- award of a contract to a tender other than **the one that should have been awarded**

# Same tender, number of irregularities detected.. How to decide the rate of correction?

→ The rates of correction are not cumulated, the most serious irregularity has to be taken as an indication to decide the rate of correction



# When do you apply **100% financial correction**?



→ In the most serious cases when the irregularity favors certain tenderer(s)/ candidate(s) or where the irregularity relates to fraud, as established by a competent judicial or administrative body.

# Case Study

- You are a Controller of Lead Partner **Wheelchair Tennis Development Agency**, Project: **DivTe**.
- You are performing control and identify problems in application of bid-at-three rule.
- Your organisation is entitled to use **Guideline for determining public procurement financial corrections** to determine financial correction to be applied.
- Mark your observations and comments, decide on the % of the correction (if that is the case).
- Be prepared to present your feedback!



# Cooperation works

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All materials will be available on:

**[www.interact-eu.net](http://www.interact-eu.net)**