



Outlook on procurement policy and legislation

TED-together 2024

Marc Christopher SCHMIDT
GROW.G4

Act I - eForms

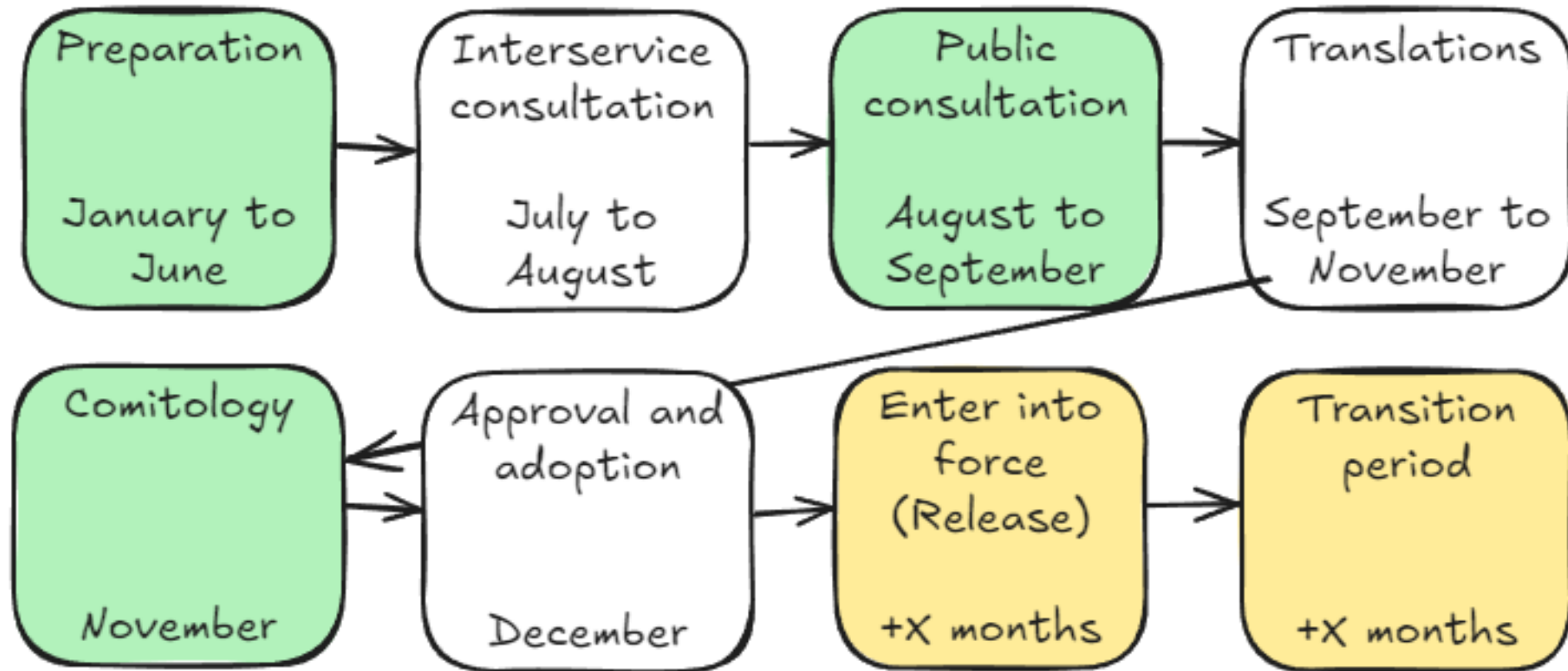
Rough transition to eForms

- The last year(s) have been rough when it comes to the transition to eForms
- eForms are complex due to:
 - The flexibility of eForms compared to the old forms
 - Move from a simple XML that was used for a long time to UBL
- In addition:
 - A completely new approach for providing the technical specifications (SDK)
 - Many releases of the SDK

eForms Governance

- Establish robust eForms management framework
- Support plannability for countries and implementers
- Foster collaboration and transparency
- Anticipate changes in public procurement
- Support evolving procurement requirements
- Enhance efficiency and compliance

eForms 3rd Amendment 2025



Indicative timeframes

Act II - PPDS

Public Procurement Data Space

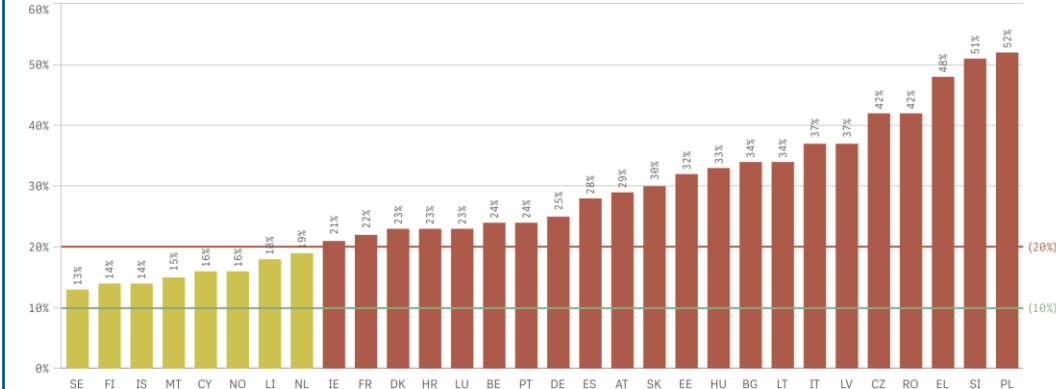
- The Public Procurement Data Space (PPDS) went live on 24 September
- Next to data from TED, also from Austria, Finland, Germany, *Norway*
- It covers currently three main use cases:
 - Monitoring of Market
 - Data Quality
 - Strategic Procurement

Use Case - Monitoring of Market

Current Single Market Scoreboard

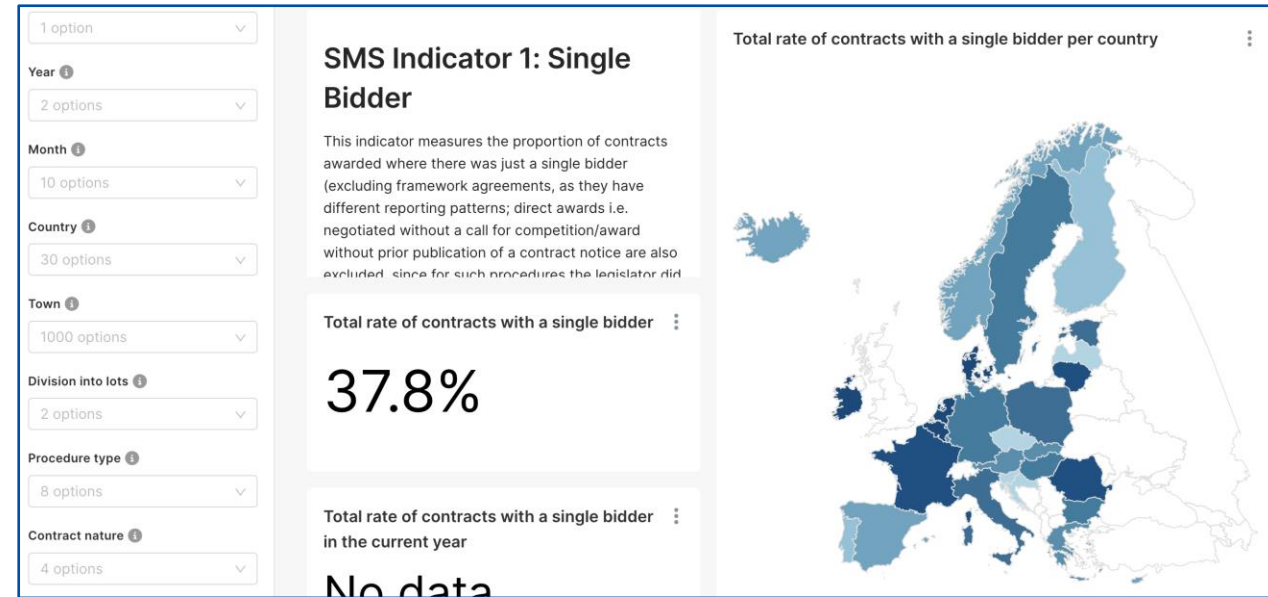
Indicator [1]: Single bidder

This chart shows the proportion of contracts awarded where there was just a single bidder. Framework agreements are excluded, as they have different reporting patterns. Direct awards – i.e. negotiated without a call for competition/award without prior publication of a contract notice – are also excluded, since the rules on such procedures do not make any provision for competition. In 2022, the proportion of public procurement tenders with a single bidder rose to the highest level in the last 10 years. There are still 13 countries with a high percentage, which shows there is room for improvement in the coming years.



- No maps or filtering possible

PPDS Dashboards



- Maps and filtering makes analysis possible
- Fulfils parts of the recommendation from ECA

Use Case – Data Quality

PPDS indicators on data quality

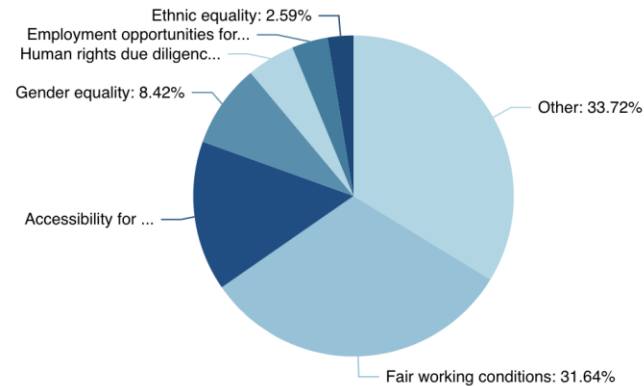
Completeness ⋮	Validity ⋮
Business rule ⚡	Business rule ⚡
Issue rate ⚡	Issue rate ⚡
NUTS code is provided (Place of performance)	'Procurement procedure is divided into lots' indicator follows a Boolean format
Legal type description of the Buyer	Award Criteria Weight is ≥ 0
Main activity of the Buyer is provided	
National Registration Number of the Buyer is provided	
Consistency ⋮	Accuracy ⋮
Business rule ⚡	Business rule ⚡
Issue rate ⚡	Issue rate ⚡
If winner is from an EU Member State, the number of received EU tenders must be ≥ 1	For procurement procedures with estimated value above a given threshold, the Estimated Value should not follow an unrealistic number pattern (e.g. 111,111,111; 222,222,222; 333,333,333; 444,444,444; 555,555,555; 666,666,666; 777,777,777; 888,888,888; 999,999,999 or 123,456,789)
If winner is SME, number of received SME tenders must be ≥ 1	Number of received tenders should be within a reasonable range (e.g. below 250 bids)
Sum of award criteria weight must be 100	
If winner is from a non-EU Member State, the number of received non-EU tender must be ≥ 1	
Number of received tenders \geq number of received SME tenders	

- All notices are checked against business rules on different angles
 - Completeness
 - Validity
 - Consistency
 - Accuracy

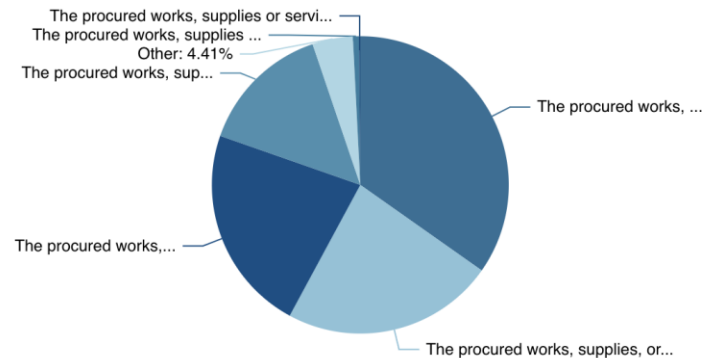
Use Case – Strategic Procurement

PPDS indicators on distribution of social, green and innovative objectives

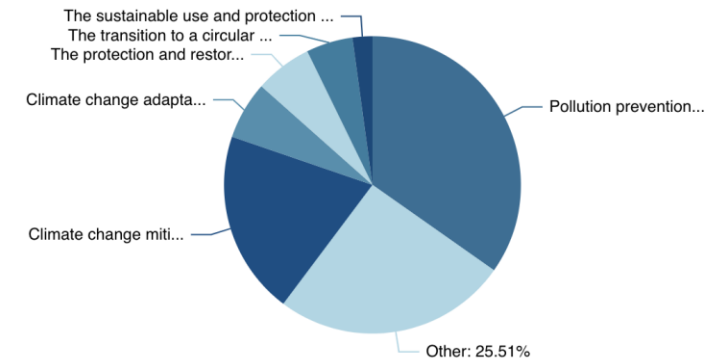
Distribution of contracts with social procurement per social objective



Distribution of contracts with innovative procurement per innovative acquisition



Distribution of contracts with green procurement per green procurement criteria



- eForms allows buyers to indicate if the procedure includes social, environmental or innovative objectives
- For each objective buyers can provide more details like “Fair working conditions”
- It is not mandatory to provide this information and currently not all countries are making use of it

PPDS Next Steps in 2025-2026

- Adding new functionalities
 - Provide API to check data quality of notices
 - Make use of AI to analyse data
- Adding new countries
 - Likely Cyprus, Italy, Latvia, Portugal, Slovakia

Act III – Legislation Outlook

Revision of Public Procurement

- Von der Leyen in the [political guidelines](#) from July 2024
 - *We must also make better use of public procurement – which accounts for 14% of EU GDP.*
 - *A 1% efficiency gain in public procurement could save EUR 20 billion a year. And it is one of the main levers available to develop innovative goods and services and create lead markets in clean and strategic technologies.*
 - *I will propose a revision of the Public Procurement Directive. This will enable preference to be given to European products in public procurement for certain strategic sectors. It will help ensure EU added value for our citizens, along with security of supply for vital technologies, products and services. It will also modernise and simplify our public procurement rules, in particular with EU start-ups and innovators in mind.*

Hearing EVP Stéphane Séjourné

- *The **revision of the legislative framework** will seek to further unlock the enormous potential of public procurement to shape the European economy, create lead markets, and to lever growth and resilience for European companies, thereby creating quality jobs. I intend to propose a modernisation of the rules to address three main areas: 1) **the strategic role of public procurement** through qualitative requirements, notably in terms of sustainability, social, resilience and cybersecurity; 2) the **EU added value** of public procurement for our citizens **through the security of supply for strategic technologies, products and services, including in case of emergency** and 3) the **simplification of the current mechanisms**, in particular with EU startups and innovators in mind, but also the local authorities.*

Public procurement in other hearings



Capacity of public procurement to provide a **signal to the suppliers, providers and SMEs**



SMEs



Cloud and Development Act (procurement of **cloud services**)



balanced approach concerning **social criteria**

Joint procurement of medicines

Chinese bidders in EU projects in partner countries

local preference procurement food; **sustainable supply chains**

Innovation

Reviewing and strengthening the directives on **defence** procurement



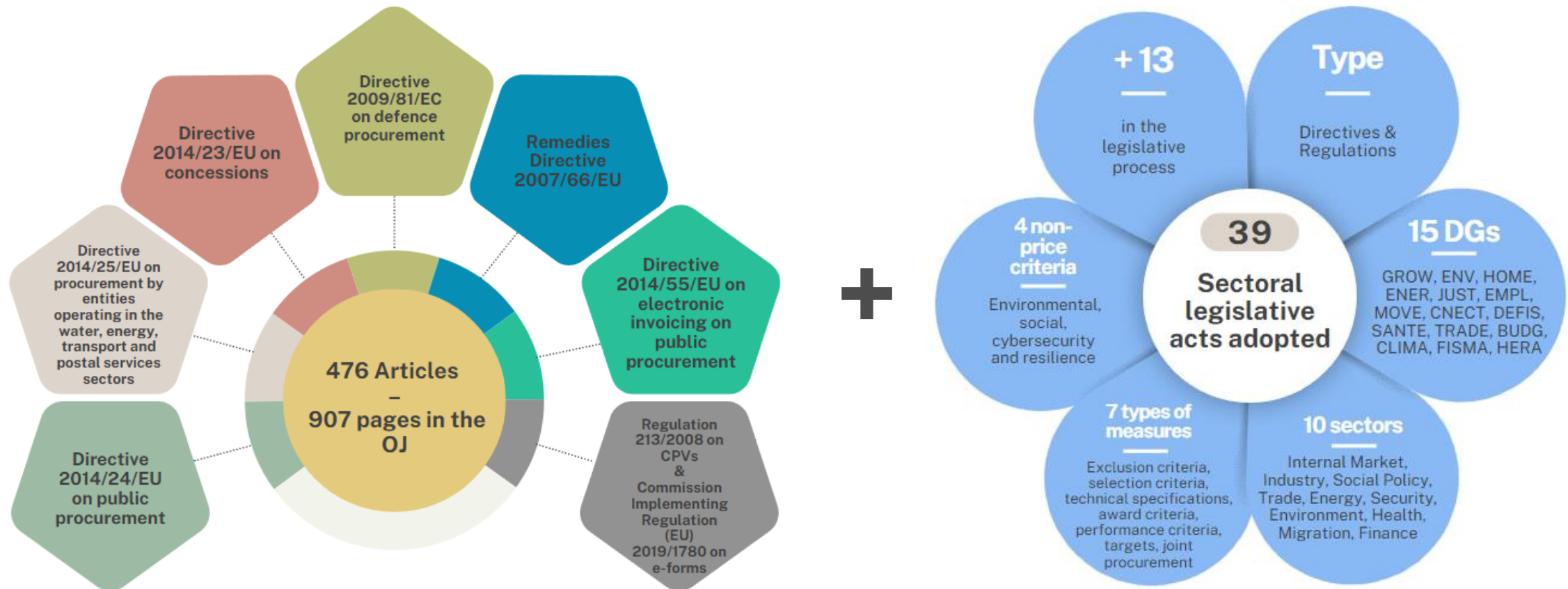
Evaluation/Revision Roadmap

- Political guidelines and mission letter
- Hearings
- **Evaluation Q2 2025**
- Impact assessment & Commission proposal
- Legislative procedure

Evaluation (backwards looking)

- It is an **evidence-based assessment** of the extent to which an intervention
 - is **effective** in fulfilling expectations and meeting its objectives;
 - is **efficient** in terms of cost-effectiveness and proportionality of actual costs to benefits;
 - is **relevant** to current and emerging needs;
 - is **coherent** (internally and externally with other EU interventions or international agreements);
 - has **EU added value** — i.e. produces results beyond what would have been achieved by Member States acting alone.

Public Procurement and Sectorial Files



Conclusion

Conclusion

- eForms Governance will get better
- PPDS will change the way we work with data
- An Evaluation is ongoing, a revision will be done
- Public Procurement will change

Thank you



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