



Public Procurement Agency  
Bosnia and Herzegovina

# BaH PP Strategy: Reforming Public Procurement System

Josip Jakovac

PRIMO Forum, Bucharest, May 08-10, 2018



- September 2004- First PPL
- May 2014- New PPL (in accordance with 2004 Directives)
- The most important institutional pillars of the public procurement system – the Public Procurement Agency (11 competencies) and the Procurement Review Body (Second stage review)
- The PPA- legislation, technical assistance, monitoring, e-procurement, trainings, collect data, perform analysis, etc.

## Introduction





- Adopted by the Council of ministers- 2016



- Foreign policy goal- BaHs accession to the EU
- Harmonization of B&H PP system with EU standards

## Public Procurement Strategy 2016-2020



- Further developing and aligning the legislative framework with the acquis communautaire (including the new EU directives) and EU good practice;
- Enhancing transparency and promoting anti-corruption measures-Anti-corruption Strategy in B&H 2015-2019 6;
- Establishing an effective mechanisms for co-ordination and developing the policy making within the public procurement systems and other policies that could have influence on public procurement system;

## Public Procurement Strategy- General objectives (I)



- Strengthening the institutional capacity of key actors within the public procurement system;
- Strengthening competition among economic operators;
- Improving the operational capacity and the functionality of the public procurement system;
- Putting stronger focus on achieving “**value for money**” based on fair and open competition, within the development of e-procurement system.

## Public Procurement Strategy- General objectives (II)

- Crucial to reform Public procurement system of BaH
- The Working Group was created (19 members), consisting of representatives from PPA, PRB, DEI, Ministry of Defense, Finance...
- During the drafting of amendments to the PPL - consultations with public procurement trainers, contracting authorities, tenderers, non-governmental sector, other interested parties

**Amendment to public procurement law 2018**

**Rethinking  
Reform**

- Harmonization with the directives from 2014 (Directive 24/2014 amending Directive 18/2004 and Directive 25/2014 amending Directive 17/2004) - current PPL based on the 2004 Directives
- Elimination of technical deficiencies
- Clearer definition of certain (unclear) provisions
- Increase transparency
- GENERAL: Improvement of the Public Procurement System in BiH

## GOALS



- Establishment of Public Procurement Inspectorate at PPA
- Violation of PPL as a criminal offense
- Total transparency
- Conflict of interest (EU standard)
- Dynamic Purchasing System
- Negative references (qualification stage)



## Breakthrough Changes



- Political will and support
- Capacity building
- Resources
- Other institutions to do their job



**Prerequisites for the reforms to be successful**

**THANK YOU**

**GRACIAS**  
**ARIGATO**  
**SHUKURIA**  
**JUSPAXAR**

**BIYAN**  
**SHUKRIA**

**TASHAKKUR ATU**  
**YAQHANYELAY**  
**SUKSAMA**  
**EKHMET**  
**GRAZIE**  
**MEHRBANI**  
**PALDIES**  
**BOLZİN**  
**MERCI**

**DANKSCHEEN**  
**SPASSIBO**  
**SNACHALHUYA**  
**NUHUN**  
**CHALTU**  
**WABEEJA**  
**MAITEKA**  
**YUSPAGADATAM**  
**HUI**  
**UNALCHEESH**  
**SPASIBO**  
**DENKAUJA**  
**NENACHALHYA**  
**ATTO**  
**ANHA**  
**CHANYABAAD**  
**MAAKE**  
**LAH**  
**KOMAPSUMNIDA**  
**SAWCO**  
**MERASTAMHY**  
**GAEJTHO**  
**GOZAIMASHITA**  
**EFCHARISTO**  
**AGUYJE**  
**FAKAAUE**  
**TAVTAPUCH**  
**MEDAWAGSE**  
**BAIKA**  
**TINGKI**  
**HATUR**  
**EKOJU**  
**SIKOMO**  
**MAKETAI**  
**MINMONCHAR**