

EuroPAM: Scoring for public procurement

Scores for each country are aggregated into categories, and an overall country score is produced on a 0-100 scale. A more detailed scoring framework is employed:

Scope

Threshold

The indicators used for comparing the minimum application thresholds of the public procurement laws are based on the rules set out in the national regulation, while the EU threshold are given to the countries lacking national thresholds. In case of no national level regulation (i.e. only EU thresholds apply) the indicator has the lowest (0), while in case of the lowest national level threshold has the highest (100) values. All countries have a score based on their relative position between this lowest and highest threshold. Two types of transformations had to be made for this comparison. Firstly, the values given in national currencies had to be converted into EUR (This is based on the average 2015 exchange rates published by Eurostat, and other sources in case of Armenia and Georgia). Secondly, in order to have a meaningful comparison, the threshold values had to be adjusted for price levels. The price level adjustment is based on the World Bank's International Comparison Program's price level index, as it provides values for each country (including Armenia and Georgia) (Price levels: http://siteresources.worldbank.org/ICPEXT/Resources/ICP_2011.html). As relative price levels are stable over time, and the indicator only adjusts for the countries' relative stance, using the WB's index calculated for 2011 leads to a comparable ranking.

Indicators: **Qual-3-5; Qual-7-9; Qual-11-13**

Information availability

Publishing and record keeping

Qual-16 is a weighted measure of announcement publication completeness. We count the number of announcements that must be published. The announcement types and their weights (in parenthesis) in the index are the followings: i) pre-tender information (0.5), call for tender (1), Modification or cancellation in call for tenders (0.5), Announcement of awarded contracts (1), Details on contract signature (0.5), Information on contract completion and supplier performance (1).

Qual-17-19 are 0 if the answer is no, while 1 if it is yes.

Subcontracting

Qual-21 is 0 if there is no mandatory publication regarding sub-contractors, while 1 if there is.

Evaluation

Preferential treatment

Qual-25 and **Qual-28** are 1 if the answer is yes, while 0 otherwise.

Qual-26-27 are 1 if the answer is no, while 0 otherwise.

Bid evaluation

Qual-30 and **Qual-32-37** are 1 if the answer is yes, while 0 otherwise.

Qual-31 is 1 if the answer is no, while 0 otherwise.

Open competition

CFT publication

Qual-40-42 are 1 if the answer is yes, while 0 otherwise.

Minimum # of bidders

Qual-44-46 is 0 in case of no minimum bidders are required (1 bidder), 0.5 in case of 2 or 3 minimum number of bidders required, while 1 if at least 4 or 5 bidders are required.

Bidding period length

Qual-48-50 is 0 in case of no regulation or regulation with less than 20 days of advertisement period, 0.5 in case of a bidding period between 20 and 30 days, 0.75 in case of a bidding period between 30 and 40 days, while 1 in case of an advertisement period longer than 40 days.

Institutional arrangements

Institutions and regulations

Qual-53 is 1 in case of a closed list of exceptions are defined in the law, while 0 otherwise.

Qual-56-57 is 1 if there is an i) arbitration court and i) regulatory body dedicated to public procurement.

Qual-58 is 1 if there is a procurement advisor profession legally defined.

Qual-59 is 1 if the final beneficial owner must be disclosed when placing a bid, while 0 otherwise.

Complaints

Qual-61 is 1 if there is no fee for the arbitration procedure, 0 otherwise.

Qual-62 is 1 if there is a ban on contract signature in case of an ongoing arbitration procedure, while 0 otherwise.

Qual-63 is 1 for the country having the fewest days until arbitration court decision from filing a complaint, while 0 for the country having the most (including n.s. cases). All other countries are ranked based on their relative stance within the min/max range (Country score=1- (difference between country A's maximum number of days and the minimum number of days/range of maximum number of days).

Qual-64 is 1 if arbitration decision is publicly released, while 0 otherwise.