PUBLICATION 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, Professor of Public Procurement Law, 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 Greenaway, Vice Chancellor, The University of Nottingham

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

09.00 - 10.10 Plenary session: Procurement regulation - the lessons of 20 years of reform

<table>
<thead>
<tr>
<th>Time</th>
<th>Session</th>
</tr>
</thead>
<tbody>
<tr>
<td>09.00</td>
<td>A US perspective - Professor Steven Kelman, University of Harvard</td>
</tr>
<tr>
<td>09.30</td>
<td>An EU perspective - Professor Sue Arrowsmith, The University of Nottingham</td>
</tr>
<tr>
<td>9.45</td>
<td>tbc</td>
</tr>
</tbody>
</table>
### 10.15 - 11.30 Workshops number 1

<table>
<thead>
<tr>
<th>Workshop Stream A: Procurement in the EU and UK</th>
<th>Workshop Stream B: Procurement in Practice</th>
<th>Workshop Stream C: Current issues in the International Arena</th>
<th>Workshop Stream D: Corruption and Debarment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Workshop A1 Chair: Peter Bennett Brexit and its implications for regulation Panel Discussion (tbc) Professor Sue Arrowsmith, University of Nottingham Dr. Totis Kotsonis, Partner, Eversheds LLC</td>
<td>Workshop B1 Chair: Professor Chris Yukins Cross-border collaboration • Cross-border collaboration: mapping the holes Dr. Albert Sanchez Graells, University of Bristol • Framework agreements and dynamic purchasing systems as strategic tools for collaborative purchasing activities Prof. Gabriella M. Racca, University of Turin • EU-China Public Private Partnerships Ziwei Zhang, University of Hull</td>
<td>Workshop C1 Chair: Dr. Ping Wang Country experiences with global procurement revolution • Impact of GPA accession in South Korea Sangeeta Khorana • Reticence for GPA accession in Saudi Arabia • Ibrahim Alhudaithy, King Saud University, Saudi Arabia • How far does absorption go? The experiences of Brazil, India and China Ivo Krizic, PhD student, University of Geneva • China’s accession to the WTO GPA: a military procurement perspective Liu Jun, PhD candidate</td>
<td>Workshop D1 Chair: Professor Sope Williams-Elegbe The World Bank study on corruption and debarment • Understanding suspension and debarment around the world: a global study Paul Ezzeddin, World Bank Office of Suspension and Debarment • Additional topic, tbc</td>
</tr>
</tbody>
</table>

### 11.30-11.50 Refreshments

### 11.50 – 13.00 Workshops number 2

<table>
<thead>
<tr>
<th>Workshop A2 Chair: Professor Sue Arrowsmith Brexit and its implications for horizontal policies</th>
<th>Workshop B2 Chair: Professor John Linarelli Working with flexibility</th>
<th>Workshop C2 Chair: Robert Anderson Carrots and Sticks</th>
<th>Workshop D2 Chair: Caroline Nicholas Anti-corruption tools</th>
</tr>
</thead>
<tbody>
<tr>
<td>• &quot;Brexit, May and Trump - Sustainable Procurement in a Post-Truth World&quot; Professor Peter Kunzlik</td>
<td>• Implementation issues in Italy under a flexible regime Hilde Caroli Casalova, University of Molise • Dialogue with suppliers during the preparation phase – an empirical view Johanna Sammalmaa, PhD candidate • How to Reduce Fear of Discretion in Public Procurement Devesh C. Mishra, Procurement Consultant, WB/ADB and Belita Manka, Senior Counsel (Procurement), Legal Operations of the World Bank</td>
<td>• Limits on expansion of GPA membership? Jean Heilman Grier, Djaghe LLC • The EU’s third country access tool Aris Georgopoulos, University of Nottingham</td>
<td>• Debarment and self-cleaning in Latin America Rafael Wallbach Schwind, Justen, Pereira, Oliveira &amp; Talamini, São Paulo, Brazil • Integrity pacts and their binding nature – recent case law of the ECJ Youli Voulgari, University of Athens • Press agreements on public propaganda in Galicia Carlos Amoedo, Universidade de Coruña</td>
</tr>
</tbody>
</table>

### 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 – 15.30 Workshops number 3

**Workshop A3 Chair: Professor Mário Aroso de Almeida**  
The future of enforcement

- Where to next: the view from Brussels Marta Laszuk, Legal Officer, European Commission, Brussels
- Public oversight bodies: the way forward? Pedro Cerqueira Gomes, Cerqueira Gomes & Associates, Porto
- Perspectives of reform of the remedy of ineffectiveness Raquel Caravalho, Catholic University, Porto
- The application of ‘good faith’ in enforcing EU procurement law Peter Gjørtler, Grayston & Company, Brussels

**Workshop B3 Chair: Roger Bickerstaff**  
Electronic procurement in action

- DPS in practice Edward James, NHS London Procurement Partnership
- Enabling transformative change: Evidence from the use of DPS in the UK Dr. Ama Eyo, University of Bangor
- Electronic catalogues: simplifying procedures and increasing efficiency Isabel Gallego Córcoles, University of Castilla-La Mancha, Spain

**Workshop C3 Chair: Professor Steven Schooner**  
Implications of the Trump Presidency

- U.S. divide between politics and procurement Daniel Gordon
- The trade implications Jean Heilman Grier, Djaghe LLC
- The new Justice Department Professor Joshua Schwarz, George Washington University
- Implications of Trump Presidency on anti-corruption and enforcement Jessica Tillipman, George Washington University

**Workshop D3 Chair: Docent Andrea Sundstrand**  
Country Experiences

- Termination of contracts vitiated by corruption in Spain Carlos Aymerich, Universidade de Coruña
- Bribery of public officials in Algeria Abderrahim Boubergui, PhD candidate, University of Sidi Bel-Abbes, Algeria
- Excluding corrupt bidders from public contracting: pipe dream or real threat? - The UK experience Sue Hawley, Corruption Watch

### 15.30-15.50 Refreshments

### 15.50–17.00 Workshops number 4

**Workshop A4 Chair: Dr. Ping Wang**  
Abnormally Low Tenders

- Defining abnormally low tenders: a comparison between Sweden and Denmark Grith Skovgaard Ølykje, Copenhagen Business School and Johan Nyström, Swedish VTI
- Abnormally low tenders and effective competition Debora Pávila, PhD candidate, University of Nottingham
- The economics of (ab)normally low tenders: concept and application Gian Luigi Albano, Consip SpaAnd LUISS, Rome

**Workshop B4 Chair: Susie Smith**  
Procurement and SMEs

- 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
- Impact of procurement system for SMEs in the market for civil engineering in Poland Dr. Małgorzata Godlewska, Warsaw School of Economics

**Workshop C4 Chair: Evgeny Smirnov**  
The revision of MAPS

- The development and growth of the MAPS tool Enzo de Laurentiis, World Bank
- The proposed revision Paolo Magina, OECD
- Using MAPS in developed countries – the example of Norway Dag Stroomsnes, DIFI

**Workshop D4 Chair: Anna Ulfsdotter Forssell**  
EU level experience

- An update on self-cleaning in the EU Andrea Sundstrand
- Dealing with conflicts of interest in the EU Youli Voulgari, University of Athens Tbc
- Compliance and self-cleaning in the EU Jaime Rodríguez-Arana Muñoz, Universidade de Coruña

### 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

<table>
<thead>
<tr>
<th>Time</th>
<th>Speaker and Topic</th>
</tr>
</thead>
<tbody>
<tr>
<td>09.00</td>
<td>Procurement Regulation and Development – Peter Trepte, University of Nottingham</td>
</tr>
<tr>
<td>09.20</td>
<td>The GPA – Robert Anderson, WTO Secretariat</td>
</tr>
<tr>
<td>09.35</td>
<td>The UNCITRAL Model Law – Caroline Nicholas, UNCITRAL Secretariat</td>
</tr>
<tr>
<td>09.55</td>
<td>The Multilateral Development Banks – Jan Jackholt, EBRD</td>
</tr>
</tbody>
</table>
### 10.15 – 11.30 Workshops number 5

<table>
<thead>
<tr>
<th>Workshop A5</th>
<th>Workshop B5</th>
<th>Workshop C5</th>
<th>Workshop D5</th>
</tr>
</thead>
</table>
| **Chair:** Professor Sue Arrowsmith  
Modification of contracts | **Chair:** Professor Peter Kunzlik  
Sustainable procurement I | **Chair:** Xinglin Zhang  
A third country perspective on Brexit | **Chair:** Dr. Aris Georgopoulos  
Human Rights and procurement |
| - Modification of contracts in practice  
Susie Smith, Consultant Bevan Brittan LLP | - The opportunity for leadership in procurement as a force for delivery of CSR policy  
Tom Grand, Achilles | - The view from the US  
Professor Christopher Yukins, George Washington University | - The case for requiring supply chain transparency  
Amol Mehra and Nicole Vander Meulen |
| - Reappraising the rules on modifications  
Dr. Piotr Bogdanowicz, University of Warsaw | - Multi-Level Governance of Public Procurement Reform: Stimulating Public Procurement of Innovation in the UK  
Dr Lisa Dale-Clough, Manchester Institute of Innovation Research | - A view from Korea  
Professor Da-in Kim, Ewha W. University, Seoul, Korea | - Fighting modern slavery, human trafficking and forced labour through procurement  
Dr. Olga Martin-Ortega, University of Greenwich |
| - Modification under the case law of the EU  
María del Carmen Rodríguez Martín-Retortillo, Universidade de Coruña | - Sustainability requirements: the public versus the private sector  
Dr. Marta Andrecka, University of Copenhagen | | - From rainbow to rainmaking diplomacy: public procurement and global human rights activism  
Dr. S.N. Nyeck |

### 11.30-11.50 Refreshments

### 11.50 – 13.00 Workshops number 6

<table>
<thead>
<tr>
<th>Workshop A6</th>
<th>Workshop B6</th>
<th>Workshop C6</th>
<th>Workshop D6</th>
</tr>
</thead>
</table>
| **Chair:** Dr. Albert Sanchez Graeils  
Termination of contracts | **Chair:** Marc Steiner  
Sustainable procurement II | **Chair:** Jan Jackholt  
Challenges with financing | **Chair:** Dr. Annamaria LaChimia  
Procurement and aid effectiveness |
| - Termination following substantial modification  
Kirsi-Maria Halonen, University of Turku | - Impact of UN's sustainable development goals (SDG) on procurement  
Professor Chryssoula P. Moukiou, Athens "Panteion" University of Social and Political Sciences | - Mutual reliance in co-financing  
Anatoli Tsakalidou, European Investment Bank | - The economics of development and procurement  
Oliver Morrissey, University of Nottingham |
| - The right to terminate public contracts – the case of Estonia  
Mari Ann Simovart, University of Tartu | - Procurement and labour objectives: the experience of UK local government  
Dr. Richard Craven, University of Leicester | - Financial instruments in the EU cohesion policy  
Dr Györgyi Nyikos and Gábor Soós, Hungarian Development Bank | - USAID's use of country systems  
Jun Jin, USAID |
| - Early termination under English law – economic consequences  
Sebastian Barreto Cifuentes, PhD candidate | - Life-cycle costing for sustainable outcomes  
Gabriella Gyori, ICLEI – Local Governments for Sustainability | - Negotiating for better outcomes  
Angela Langley and Nicola McDonald, UKAID | |
<table>
<thead>
<tr>
<th>Workshop A7 Chair: Dr. Aris Georgopoulos</th>
<th>Workshop B7 Chair: Jan Michiel Hebly</th>
<th>Workshop C7 Chair: Professor Martin Trybus</th>
<th>Workshop D7 Chair: Dr. Peter Trepte</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Current issues in EU and UK procurement</strong></td>
<td><strong>The proportionality principle as applied in the Netherlands</strong></td>
<td><strong>Fair returns vs. offsets</strong></td>
<td><strong>Evaluation methodologies</strong></td>
</tr>
<tr>
<td>The economics of innovation procurement in the EU: pre-commercial procurement vs innovation partnership Professor Nicola Dimitri, University of Siena</td>
<td>Examples in practice tbc</td>
<td>Fair returns and the European Space Agency Gunilla Stjernevi, ESA</td>
<td>Unintentional price preferences in scoring mechanisms Jan Telgen, University of Twente, Netherlands</td>
</tr>
<tr>
<td></td>
<td>Comparative perspective tbc</td>
<td>Offset agreements in Brazil Cesar Pereira, Justen, Pereira, Oliveira &amp; Talamini, São Paulo, Brazil</td>
<td>Relative scoring and the danger of rank reversal Elisabetta Manunza, University of Utrecht, Netherlands</td>
</tr>
</tbody>
</table>

**Workshop A8 Chair: tbc**

### Defining concessions

- Conceptual difficulties Dr. John D. Kitsos, Council of State, Athens
- Distinguishing concessions from other rights Ass. Prof. Johan Wolswinkel, Tilburg University, Netherlands
- Concessions and cooperation contracts Livio Girgenti, PhD candidate, Milan-Bicocca University

**Workshop B8 Chair: tbc**

### University procurement

- Coverage of HE entities: the issue of student loans Caroline Blackman-Edney, Director of Procurement, The University of Nottingham
- Consortium procurement in light of entity coverage tbc
- Research funding and procurement tbc

**Workshop C8 Chair: Enzo de Laurentiis**

### Conflicting policies

- Country systems and donor rules, examples from India Sandeep Verma
- Investment policies vs. procurement regulation Dominic Dagbanja, University of Western Australia
- Sources of funds and the applicable procurement rules Jospeh Mante

**Workshop D8 Chair: Dr. Peter Trepte**

### Effective Capacity Development in Africa

- Current challenges for capacity Professor Geo Quinot, Stellenbosch University
- Capacity building initiatives in practice Steve Guppy, Crown Agents

This programme is subject to change.