

**Annex - Detailed action plan concerning public procurement ex-ante conditionality (G4)**

Ex-ante conditionality	Criteria	Actions	Deadline	Responsible
G4. Public procurements	– Arrangements for the effective application of Union public procurement rules through appropriate mechanisms;	<b>Romania envisage to assure a clear, stabile and coherent legal framework by:</b>		ANRMAP, CNSC, MFE
		– Empowering competent central body for procurement to screen any legislation having potential procurement component, in order to assure consistency with sectorial legislation	March 2015	
		– Establish an effective monitoring and management of the procurement market through setting up a "observatory" of the procured markets, managed by ANRMAP and filled through award notices published in SEAP, in order to detect and tackle, through adequate corrective measures, market inefficiencies	December 2015	
		– Impact assessment and stakeholders consultation prior to initiative	August 2015	
		– Transposition of the 2014 procurement directives, including provisions on e-procurement, and improving the quality of legal drafting (horizontal issue in the wider context of the administrative reform)	March 2016	
		– Promoting future codification	March 2016	
		<b>Romania will make efforts in order to assure an efficient institutional framework through quality, coherence and expectability of opinions and decisions through:</b> Coordination between institutions through :	September 2015	ANRMAP, CNSC, MFE
		– Setting up coordination mechanisms – with systemic quarterly coordination meetings	April 2015	
		– Subsequent and tailored guidance	May 2015 (for 1st guidance)	
		– Within the same institution (through internal governance mechanisms).	August 2015	
		– Making the "jurisprudence" accessible and user friendly, in particular CNSC's decisions	July 2015	
		<b>Romania will take action to have efficient verification and control mechanisms through:</b>	August 2015	ANRMAP, CNSC, MFE
		– Streamlining the ex-ante controls		
		– Empowering UCVAP in enforcing their observations to avoid signature of unlawful contracts		
		– Reinforcing the effectiveness of prevention and detection of conflict of interests, including for nationally funded contracts		
		<b>Romania will take measures to reinforcing the effectiveness of the remedy system through:</b>	June 2015	ANRMAP, CNSC, MFE
		– "Discouraging" (without legal / financial obstacles) abusive complains, making complainers more responsible;		

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		– Training and specialising judges from the courts of appeals	December 2015	
		– Making CNSC decisions more expectable	September 2015	
	– Arrangements which ensure transparent contract award procedures;	<b>Developing a best practice guide with regard to the main steps to be followed during the evaluation process, regardless of the funding and financing source</b>	June 2016	ANRMAP MFE
	– Arrangements for training and dissemination of information for staff involved in the implementation of the ESI funds;	<b>Romania will develop a National Strategy on training that will envisage the following tasks:</b> – Pooling expertise for evaluation – Reviewing the effectiveness of trainings	September 2015	ANRMAP MFE
	– Arrangements to ensure administrative capacity for implementation and application of Union public procurement rules.	<b>Developing, whenever relevant, standardized tendering documentation and recouring, whenever relevant, to CPA (central purchasing bodies)</b>	June 2016	ANRMAP MFE