Pursuant to Article 38, paragraph 1 of the Law on the Planning System of the Republic of Serbia (“Official Gazette of the Republic of Serbia”, No. 30/18),

The Government adopts the following

Action plan for 2021 for the implementation of the Public Procurement Development Programme in the Republic of Serbia for the period 2019-2023

The action plan was published in the “Official Gazette of the Republic of Serbia”, No. 46/2021 of 7 May 2021.

I. INTRODUCTION

The Public Procurement Development Programme in the Republic of Serbia for the period 2019-2023 (“Official Gazette of the Republic of Serbia”, No. 82/19, hereinafter referred to as: the Programme), adopted by the Government, in item 5 “MONITORING OF PROGRAMME IMPLEMENTATION AND REPORTING” defines that at the operational level this programme will be implemented on the basis of action plans. The first Action Plan was adopted for 2019 and 2020, while this action plan covers 2021. One of the main goals of the Programme is to further modernize public procurement procedures through the full application of electronic methods of communication, with the consequent improvement of their efficiency, transparency and reduction of the risk of irregularities. Further progress is also planned in the negotiations with the European Union in Chapter 5 – Public Procurement, primarily in relation to meeting the closure criteria.

In the process of preparing this planning document, the Public Procurement Office conducted consultations on the 2021 Action Plan Proposal in the period from 23 November to 8 December 2020, and all interested parties were able to make comments, proposals, suggestions and comments submitted both electronically and by mail. Also, in the process of preparing this strategic document, the Public Procurement Office conducted a public debate on the 2021 Action Plan Proposal for the implementation of the Public Procurement Development Programme in the Republic of Serbia for the period 2019-2023 (hereinafter referred to as: the Action Plan Proposal), in the period from 22 January to 12 February 2021. The text of the Action Plan Proposal was published on the official website of the Public Procurement Office and the e-Government Portal. During the public hearing, representatives of bodies and organisations, judicial bodies, international organisations, citizens’ associations and other representatives of civil society, the professional public, as well as professors, academics, scientists and other stakeholders had the opportunity to give suggestions, comments, suggestions and remarks on the Action Plan Proposal, both electronically and by mail.

The following text of this action plan presents in more detail the goal, objectives, measures and activities.

II. GOALS, MEASURES AND ACTIVITIES

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| --- | --- | --- | --- | --- | --- | --- | --- | --- |
| **Goal:** Further development of a modern and efficient public procurement system | | | | | | **Effect indicators:** Annual Progress Report of the European Commission for the Republic of Serbia BV (2020 Report) - Partial progress TV (2021 Report) - Progress achieved New functionalities of the Public Procurement Portal applied BV (2020) - in progress CV (2021) - applied | | **Source of verification** |
| Progress Report of the Republic of Serbia |
| **Objectives:** | | | | | |  | | |
| 1) Increasing the efficiency and economy of public procurement procedures | | | | | | **Outcome indicator:** Share of conducted public procurements with electronic submission of bids in the total number of public procurements BV (2020) – 29%1 TV (2021) – 100% | | **Source of verification** |
| Annual Report on Public Procurement Procedures of the PPC |
| 2) Strengthening competition in the public procurement market | | | | | | **Outcome indicator:** Average number of bids under the public procurement procedure BV (2020) – 2,62 TV (2021) – 2,7 | | **Source of verification** |
| Annual Report on Public Procurement Procedures of the PPC |
| 3) Reduction of the risk of irregularities in the public procurement system | | | | | | **Outcome indicator:** Number of contracting authorities under supervision and monitoring3 BV (2019) – 784 TV (2021) – 90 | | **Source of verification** |
| Annual report on the conducted monitoring of the PPC |
| 4) Promotion and encouragement of environmental and social aspects in public procurement and innovation | | | | | | **Outcome indicator:** Number of conducted public procurements with the application of environmental criteria BV (2020) - no data TV (2021) – 3 | | **Source of verification** |
| Annual Report on Public Procurement of the PPC |
| **MEASURES TO IMPROVE THE PUBLIC PROCUREMENT SYSTEM** | | | | | | | | |
| **MEASURE 1. IMPROVING THE LEGAL FRAMEWORK** *- regulatory measure* | | | | | | **Result indicators:** Amendments to the LPPPC in application BV (2020) - in progress CV (2021) - applied | | **Source of verification** |
| **Source of funding for the measure / connection with the programme budget** RS budget - 01/0612- 0001 | **Total estimated financial resources**  Regular allocations from the RS budget | | | | | “Official Gazette of the Republic of Serbia” |
| **Public administration body responsible for implementing the measure: ME** | | | | | |
| **Activity** | **Responsible institutions (holder and implementing partners)5** | | **Estimated financial resources** | | **Source of financing** | **Deadline** | **Output result indicator** | **Method of verification** |
| Proposing amendments to the LPPPC in application | ME | | Regular allocations from the RS budget | | RS budget | 4th quarter of 2021 | Amendments to the LPPPC adopted | Published in the “Official Gazette of the Republic of Serbia” |
| **MEASURE 2. STRENGTHENING THE INSTITUTIONAL FRAMEWORK** *- Informative and educational measure* | | | | | | **Result indicators:** Number of employees in the PPO: BV (2020) – 386 TV (2021) – 55 Number of certified officers: BV (2020) – 4727 TV (2021) – 4800 | | **Source of verification** |
| PPO staffing plan Annual Report on Public Procurement of the PPC |
| Source of financing the measure/link with the programme budget RS budget - 01/0612- 0001  International assistance | | | **Total estimated financial resources**  Regular allocations from the RS budget EUR 6,000 (RSD 720,000.00) | | |
| **Public administration body responsible for implementing the measure:** PPC | | | | | |
| **Activity** | **Responsible institutions (holder and implementing partners)** | | **Estimated financial resources** | | **Source of financing** | **Deadline** | **Output result indicator** | **Method of verification** |
| Organising the examination for Public Procurement Officers | PPO | | Regular allocations from the RS budget | | Budget/PPC | 4th quarter of 2021 | Increased number of certified officers | Register of Public Procurement Officers |
| Organising workshops to harmonise the positions of the PPO, RC, MFIN and SAI regarding the new LPP | PPO RK MFIN SAI | | Regular allocations from the RS budget EUR 2,000 (RSD 240,000.00) | | Budget/PPC International assistance | 4th quarter of 2021 | Number of organised trainings - two per year | Publication on the website |
| Training of the Police, Public Prosecutor’s Office, SAI and other institutions in the field of public procurements | PPO | | Regular allocations from the RS budget EUR 2,000 (RSD 240,000.00) | | Budget/PPC International assistance | 4th quarter of 2021 | At least two trainings held | Publication on the website |
| **MEASURE 3: IMPROVEMENT OF ELECTRONIC PUBLIC PROCUREMENT** *- Measure of provision of goods and services by participants in the planning system* | | | | | | **Result indicators:** Number of submitted electronic bids BV (2020) – 272607 TV (2021) – 45000 | | **Source of verification** |
| Annual Report on Public Procurement of the PPC |
| Source of financing the measure/link with the programme budget RS budget - 01 / 0612- 0001 International assistance IPA - 56/0612 - 7003 International assistance | | **Total estimated financial resources**  EUR 35,000 (RSD 4,200,000.00) EUR 350,000 (RSD 42,000,000.00) EUR 10,000 (RSD 1,200,000.00) | | | |
| **Public administration body responsible for implementing the measure:** PPC | | | | | |
| **Activity** | **Responsible institutions (holder and implementing partners)** | | **Estimated financial resources** | | **Source of financing** | **Deadline** | **Output result indicator** | **Method of verification** |
| Development of technical specifications for the development of new modules on the Public Procurement Portal | PPO | | EUR 10,000 (RSD 1,200,000.00) EUR 100,000 (RSD 12,000,000.00) | | Budget/PPC International assistance | 2nd quarter of 2021 | Development of Technical Specification | Specifications used for the development of the Portal |
| Development of new modules on the Public Procurement Portal | PPO | | EUR 20,000 (RSD 2,400,000.00) EUR 200,000 (RSD 24,000,000.00) | | Budget/PPC International assistance | 3rd quarter of 2021 | Development of new modules that are publicly available | Access to modules within the Portal |
| Translation of the Public Procurement Portal to facilitate the participation of foreign bidders in public procurement procedures | PPO | | EUR 3,000 (RSD 360,000.00) EUR 30,000 (RSD 3,600,000.00) | | Budget/PPC International assistance | 4th quarter of 2021 | Public Procurement Portal translated | Access to the translated part of the Portal |
| Development of a mobile application for the Public Procurement Portal | PPO | | EUR 2,000 (RSD 240,000.00) EUR 20,000 (RSD 2,400,000.00) | | Budget/PPC International assistance | 3rd quarter of 2021 | Mobile application developed and public available | Access to mobile application |
| Translation of Public Procurement Office’s website | PPO | | EUR 10,000 (RSD 1,200,000.00) | | Budget/PPC International assistance | 4th quarter of 2021 | Website translated | Publication of website in English |
| **MEASURE 4: STRENGTHENING ADMINISTRATIVE CAPACITIES AND EDUCATION** *- Informative and educational measure* | | | | | | **Result indicators:** Number of organised trainings during the year: BV (2020) – 6 TV (2021) – 8 | | **Source of verification** |
| Annual Report on Public Procurement of the PPC |
| Source of financing the measure/link with the programme budget RS budget - 01 / 0612- 0001  International assistance | | | | **Total estimated financial resources**  Regular allocations from the RS budget  EUR 15,000 (RSD 1,800,000.00) | |
| **Public administration body responsible for implementing the measure:** PPC | | | | | |
| **Activity** | **Responsible institutions (holder and implementing partners)** | | **Estimated financial resources** | | **Source of financing** | **Deadline** | **Output result indicator** | **Method of verification** |
| Development of Guidelines for Innovation Partnerships | PPO | | EUR 9,000 (RSD 1,080,000.00) | | International assistance | 4th quarter of 2021 | Developed Guidelines | Publication on the website |
| Promotion of the Guidelines for a partnership for innovation and green public procurements | PPO CCIS | | Regular allocations from the RS budget | | Budget/PPC | 4th quarter of 2021 | At least one seminar/workshop held | Report from seminar/workshop |
| Organising training for contracting authorities | PPO CCIS UNDP | | Regular allocations from the RS budget  EUR 2,000 (RSD 240,000.00) | | Budget/PPC  International assistance | 4th quarter of 2021 | Number of organised trainings - at least two per year | Reports on trainings |
| Organising training for bidders | PPO CCIS UNDP | | Regular allocations from the RS budget  EUR 2,000 (RSD 240,000.00) | | Budget/PPC  International assistance | 4th quarter of 2021 | Number of organised trainings - at least two per year | Reports on trainings |
| Organising trainings for micro, small and medium-sized enterprises | PPO CCIS | | Regular allocations from the RS budget  EUR 2,000 (RSD 240,000.00) | | Budget/PPC  International assistance | 4th quarter of 2021 | Number of organised trainings - at least two per year | Reports on trainings |

1 Data from the Public Procurement Portal for the period from 1 July 2020 to 31 December 2020.

2 Data from the Annual Report on Public Procurement for 2020.

3 The Law on Public Procurement, which entered into force on 1 July 2020, introduced new powers of the PPO, which in addition to performing supervision in individual cases performed on the basis of reports of authorised entities, will in future perform systematic monitoring based on the adopted annual monitoring plan.

4 Data from the Report on Supervision of the Implementation of the Law on Public Procurement for 2019, according to which the Public Procurement Administration (now the PPO) performed supervision only on the basis of individual reports of authorised entities.

5 The institution listed first is the holder of the activity, while all the others are partners in the implementation of the activity.

6 Data from the Public Procurement Portal as of 31 December 2020.

7 Baseline value as of 31 December 2020.

III. MONITORING THE IMPLEMENTATION OF THE ACTION PLAN AND REPORTING

The implementation of this action plan will be monitored by the PPC as a coordinating body, while measures to achieve the objectives of this action plan will be implemented in cooperation with the relevant institutions.

Reporting on the implementation of the action plan will be carried out in accordance with Article 43 of the Law on the Planning System of the Republic of Serbia.

IV. FINANCIAL EFFECTS OF THE ACTION PLAN

The funds necessary for the implementation of activities planned by this action plan, in the total amount of RSD 46,200,000.00 are provided by the Law on Budget of the Republic of Serbia for 2021 (“Official Gazette of the Republic of Serbia”, Nos. 149/20 and 40/21), Section 48 – Public Procurement Office (Public Beneficiary Code 41200), Programme 0612 – System Development and Protection of Rights in Public Procurement Procedures, Function 410 – General Economic, Commercial and Labour Affairs, Project 7003 – IPA 2013 – Public Administration Reform, Economic Classification 423 – Contractual services at source of financing 01 – General revenues and budget receipts, in the amount of RSD 4,200,000.00 and at source of financing 56 - EU financial assistance in the amount of RSD 42,000,000.00.

V. FINAL PART

The Action Plan for 2021 is an integral part of the Public Procurement Development Programme in the Republic of Serbia for the period 2019-2023.

Publish this action plan on the Government’s website, on the e-Government Portal and on the website of the Public Procurement Office.

Publish this action plan in the “Official Gazette of the Republic of Serbia”.

05 No. 404-3457/2021

In Belgrade, dated 6 May 2021

**Government**

Prime Minister,

**Ana Brnabić**, signed personally

**ABBREVIATIONS:**

|  |  |
| --- | --- |
| BV | Baseline value |
| TV | Target value |
| EU | European Union |
| PPO | Public Procurement Office |
| SAI | State Audit Institution |
| PPPC | Public-Private Partnership Commission |
| MFIN | Ministry of Finance |
| RK | National Commission for Protection of Rights in Public Procurement Procedures |
| ME | Ministry of Economy |
| CCIS | Chamber of Commerce and Industry of Serbia |
| CSO | Civil society organisations |
| LPP | Law on Public Procurements |
| LPPPC | Law on Public-Private Partnerships and Concessions |