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 hereby adopts the following

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

1. 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), which was passed by the Government of the Republic of Serbia on 22 November 2019, 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. Action plans for 2019, 2020, 2021 and 2022 have been adopted so far, while this action plan covers 2023.

In the process of preparing this planning document, the Public Procurement Office conducted consultations on the Draft Action Plan for 2023 in the period from 21 February to 3 March 2023, as well as a public discussion on the Proposal for the Action Plan for 2023 in the period from 12 April to 5 May 2023.

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.

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

ABBREVIATIONS:

|  |  |
| --- | --- |
| BV | Baseline value |
| TV | Target value |
| **EU** | European Union |
| RS | Republic of Serbia |
| PPO | Public Procurement Office |
| MFIN | Ministry of Finance |
| MEP | Ministry of Environmental Protection |
| RC | National Commission for Protection of Rights in Public Procurement Procedures |
| ME | Ministry of Economy |
| PPPC | Public-Private Partnership Commission  |
| NAPA | National Academy for Public Administration |
| CCIS | Chamber of Commerce and Industry of Serbia |
| LSGUs | Local self-government unit |
| EC | European Commission |
| CSOs | Civil society organisations |
| PPL | Law on Public Procurements |
| LPPPC | Law on Public-Private Partnerships and Concessions |
| UNDP | United Nations Development Programme  |
| NALED | National Alliance for Local Economic Development  |
| USAID | United States Agency for International Development |
| IPA | EU Instrument for Pre-Accession Assistance |
| UNODC | United Nations Office on Drugs and Crime |

1. GOALS, MEASURES AND ACTIVITIES

|  |  |  |
| --- | --- | --- |
| **General goal:** Further development of a modern and efficient public procurement system  | **Effect indicators:**Assessment in the Annual Progress Report of the European Commission for the Republic of SerbiaBV (2022) - No progress madeTV (2023 Report) - Progress achieved | **Source of verification** |
| Annual Progress Report of the European Commission for the Republic of Serbia |
| **Special goals:** |  |
| **1)** Increasing the efficiency and economy of public procurement procedures  | **Outcome indicator:**Average duration of an open procedure (in days)BV (2022) – 47TV (2023) – 46 | **Source of verification** |
| Annual Report on Public Procurement of the PPO |
| **2)** Strengthening competition in the public procurement market  | **Outcome indicator:**Average number of tenders under the public procurement procedureBV (2022) – 2,5TV (2023) – 2,5 | **Source of verification** |
| Annual Report on Public Procurement of the PPO |
| **3)** Reduction of the risk of irregularities in the public procurement system  | **Outcome indicator:**Number of procedures over which the monitoring was conducted BV (2022) – 630TV (2023) – 700 | **Source of verification** |
| Annual report on the conducted monitoring of the PPO |
| **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 aspectsBV (2022) – 1,111TV (2023) – 1,200Number of conducted public procurements with the application of social aspectsBV (2022) – 106TV (2023) – 120 | **Source of verification** |
| Annual Report on Public Procurement of the PPO |
| **MEASURES TO IMPROVE THE PUBLIC PROCUREMENT SYSTEM** |
| **MEASURE 1.** **IMPROVING THE LEGAL FRAMEWORK*** *Regulatory measure*
 | **Result indicators:**Adopted amendments to the PPLBV (2022) – NoTV (2023) – YesAdopted amendments to the LPPPC BV (2022) – NoTV (2023) – YesThe adopted by-laws in accordance with the amendments to the PPLBV (2022) – NoTV (2023) – Yes | **Source of verification** |
| Source of financing the measure/link with the programme budgetRS budget – regular allocations | Total estimated financial resources: | “Official Gazette of the Republic of Serbia” |
| Public administration body responsible for implementing the measure: PPO MFIN MEP |
| **Activity** | **Responsible institutions (holder and implementing partners)**[[1]](#footnote-1) | **Estimated financial resources**  | **Source of financing** | **Deadline** | **Output result indicator** | **Source of verification** |
| Proposing amendments to the PPL  | MFINPPO |  | Budget of the Republic of Serbia | 4th quarter of 2023 | Adopted amendments to the PPL | Published in the “Official Gazette of the Republic of Serbia” |
| Proposing amendments to the PPLPC  | MEMFINPPPCPPO |  | Budget of the Republic of Serbia | 4th quarter of 2023 | Adopted amendments to the LPPPC  | Published in the “Official Gazette of the Republic of Serbia” |
| Proposing by-laws on the basis of amendments to the PPL  | PPOMFINMEP |  | Budget of the Republic of Serbia | 4th quarter of 2023 | Adopted by-laws | Published in the “Official Gazette of the Republic of Serbia” |
| **MEASURE 2.** **STRENGTHENING THE INSTITUTIONAL FRAMEWORK*** *Informative and educational measure*
 | **Result indicators:**Number of certified officersBV (2022) – 5026[[2]](#footnote-2)TV (2023) – 5100Number of trainings for the police, prosecutor’s offices and courts BV (2022) – 3[[3]](#footnote-3)TV (2023) – 4 | **Source of verification** |
| Annual Report on Public Procurement of the PPO |
| Source of financing the measure/link with the programme budgetRS budget – regular allocations Donor funds | Total estimated financial resources EUR 16,000(RSD 1,920,000.00) |
| Public administration body responsible for implementing the measure: PPO |
| **Activity** | **Responsible institutions (holder and implementing partners)**[[4]](#footnote-4) | **Estimated financial resources**  | **Source of financing** | **Deadline** | **Output result indicator** | **Source of verification** |
| Organising the examination for Public Procurement Officers | PPO |  | Budget of the Republic of Serbia | 4th quarter of 2023 | Number of certified officers | Register of certified public procurement officers |
| Organisation of Trainings for Preparation of Taking the Examination for Public Procurement Officers | PPONALEDUSAIDUNDPCCIS | EUR 2,000(RSD 240,000.00) | Budget of the Republic of SerbiaInternational assistance | 4th quarter of 2023 | Held trainings - at least two during the year | Website of the PPO |
| Organisation of workshops for the purpose of harmonising the positions of the PPO, RB, MFIN and other key institutions in the public procurement system in connection with application of the PPL  | PPOUSAIDUNDP | EUR 2,000(RSD 240,000.00) | Budget of the Republic of SerbiaInternational assistance | 4th quarter of 2023 | Held trainings - at least two during the year | Annual Report on Public Procurement of the PPO |
| Familiarising of the PPO with good practices in the application of directives on public procurement in EU countries | PPOUSAIDUNDP | EUR 8,000(RSD 960,000.00) | Budget of the Republic of SerbiaInternational assistance | 4th quarter of 2023 | Organised meetings/round tables - at least two during the year | Annual Report on Public Procurement of the PPO |
| Organisation of training for representatives of the police and the prosecutor’s office | PPOUSAIDNALED | EUR 2,000(RSD 240,000.00) | Budget of the Republic of SerbiaInternational assistance | 4th quarter of 2023 | Held trainings - at least two during the year | Annual Report on Public Procurement of the PPO |
| Organisation of trainings for judges | PPOUSAIDNALED | EUR 2,000(RSD 240,000.00) | Budget of the Republic of SerbiaInternational assistance | 4th quarter of 2023 | Held trainings - at least two during the year | Annual Report on Public Procurement of the PPO |
| **MEASURE 3.** **IMPROVEMENT OF ELECTRONIC PUBLIC PROCUREMENT*** *Measure of provision of goods and services by participants in the planning system*
 | **Result indicators:**Increased number of new functionalities of the Public Procurement PortalBV (2022) – 13TV (2023) – 15 | **Source of verification** |
| Annual Report on Public Procurement of the PPO |
| Source of financing the measure/link with the programme budgetRS budget – regular allocations Donor funds | Total estimated financial resources EUR 22,000(RSD 2,640,000.00) |
| Public administration body responsible for implementing the measure: PPO |
| **Activity** | **Responsible institutions (holder and implementing partners)** | **Estimated financial resources**  | **Source of financing** | **Deadline** | **Output result indicator** | **Source of verification** |
| Development of technical specification for the development of new functionalities on the Public Procurement Portal  | PPOUNDP  | EUR 2,000(RSD 240,000.00) | Budget of the Republic of SerbiaInternational assistance  | 4th quarter of 2023 | Developed technical specifications | Specifications used for the development of the Portal |
| The development of new functionalities of the Public Procurement Portal | PPOUNDP  | EUR 16,000(RSD 1,920,000.00) | Budget of the Republic of SerbiaInternational assistance  | 4th quarter of 2023 | Setting up new functionality | Public Procurement Portal |
| Training and promotion of the Public Procurement Portal, mobile applications and of new functionalities of the Public Procurement Portal in LSGUs | PPONALEDUNDPCCISNAPA | EUR 4,000(RSD 480,000.00) | Budget of the Republic of SerbiaInternational assistance | 4th quarter of 2023 | Held trainings - at least four during the year | Annual Report on Public Procurement of the PPO |
| **MEASURE 4.** **STRENGTHENING ADMINISTRATIVE CAPACITIES AND TRAININGS*** *Informative and educational measure*
 | **Result indicators:**Number of organised trainingsBV (2022) – 8[[5]](#footnote-5)TV (2023) – 9 | **Source of verification** |
| Website of the PPO |
| Source of financing the measure/link with the programme budgetRS budget – regular allocations Donor funds | Total estimated financial resources EUR 34,000(RSD 4,080,000.00) |
| Public administration body responsible for implementing the measure: PPO |
| **Activity** | **Responsible institutions (holder and implementing partners)** | **Estimated financial resources**  | **Source of financing** | **Deadline** | **Output result indicator** | **Source of verification** |
| Development of tender documentation model | PPO NALEDUNDP | EUR 16,000(RSD 1,920,000.00) | Budget of the Republic of SerbiaInternational assistance | 4th quarter of 2023 | Developed at least two tender documentation models | Published on the website of the PPO |
| Promotion of the tender documentation model | PPO CCISNALEDUNDPNAPA | EUR 1,000(RSD 120,000.00) | Budget of the Republic of SerbiaInternational assistance | 4th quarter of 2023 | At least one seminar/workshop held | Published on the website of the PPO |
| Organising training for contracting authorities and bidders | PPO CCISUNDPNAPA | EUR 1,000(RSD 120,000.00) | Budget of the Republic of SerbiaInternational assistance | 4th quarter of 2023 | Held trainings - at least one during the year | Published on the website of the PPO |
| Organisation of a seminar on the application of environmental aspects in public procurement procedures  | PPOCCISNALEDUNDP | EUR 2,000(RSD 240,000.00) | Budget of the Republic of SerbiaInternational assistance | 4th quarter of 2023 | Held seminars - at least two during the year | Published on the website of the PPO |
| Organisation of a seminar on the application of social aspects in public procurement procedures | PPOCCISNALEDUNDP | EUR 2,000(RSD 240,000.00) | Budget of the Republic of SerbiaInternational assistance | 4th quarter of 2023 | Held seminars - at least two during the year | Published on the website of the PPO |
| Organisation of trainings for micro and small enterprises for participation in public procurement procedures  | PPO CCISNALEDUNDP | EUR 2,000(RSD 240,000.00) | Budget of the Republic of SerbiaInternational assistance | 4th quarter of 2023 | Held trainings - at least two during the year | Published on the website of the PPO |
| Organisation of a training on innovation partnership | PPO NAPANALEDCCISUNDP | EUR 1,000(RSD 120,000.00) | Budget of the Republic of SerbiaInternational assistance | 4th quarter of 2023 | At least one training held during the year | Published on the website of the PPO |
| Development of a guide for public procurement officers in the area of strengthening integrity, preventing conflicts of interest and corruption in public procurement procedures | PPO UNODCUSAID  | EUR 8,000(RSD 960,000.00) | Budget of the Republic of SerbiaInternational assistance | 4th quarter of 2023 | Manual developed | Published on the website of the PPO |
| Organisation of trainings for public procurement officers in the field of strengthening integrity, preventing conflicts of interest and corruption  | PPO UNODCUSAID  | EUR 1,000(RSD 120,000.00) | Budget of the Republic of SerbiaInternational assistance | 4th quarter of 2023 | At least one training held during the year | Published on the website of the PPO |

1. MONITORING THE IMPLEMENTATION OF THE ACTION PLAN AND REPORTING

The implementation of this action plan will be monitored by the PPO 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.

1. FINANCIAL EFFECTS OF THE ACTION PLAN

The funds necessary for the implementation of the activities planned in this action plan are provided by the Law on the Budget of the Republic of Serbia for 2023 (“Official Gazette of the Republic of Serbia”, No. 138/22), in Section 52 - Office for Public Procurement (user code of public funds 41200), Program 0612 - Development of systems and protection of rights in public procurement procedures, Function 410 - General economic and commercial affairs and labour-related affairs, Programme activities 0001 - Development and monitoring of public procurement systems, at the source of funding 01 - General revenues and budget receipts in the form of regular allocations from the RS budget, while funds in the total amount of RSD 8,640,000.00 are provided as aid by international organisations, through projects that are currently in the contracting phase or in the implementation phase.

1. FINAL PART

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

This Action Plan shall be published on the Government’s website, on the e-Government Portal and on the website of the Public Procurement Office.

This Action Plan shall be published in the “Official Gazette of the Republic of Serbia”.

05 Number: 404-5652/2023

In Belgrade, 29 June 2023

G O V E R N M E N T

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|  | PRIME MINISTERAna Brnabić, signed personally |

1. The institution listed first is the holder of the activity, while all the others are partners in the implementation of the activity. [↑](#footnote-ref-1)
2. The data from the Register of Public Procurement Officers kept by the PPO as at 31 December 2022. [↑](#footnote-ref-2)
3. Data of the PPO as of 31 December 2022. [↑](#footnote-ref-3)
4. The institution listed first is the holder of the activity, while all the others are partners in the implementation of the activity. [↑](#footnote-ref-4)
5. Data of the PPO as of 31 December 2022. [↑](#footnote-ref-5)