

AutumnAcademy

# European Audit of Public Procurement: Analysing Member States' Case Studies to Prevent Financial Corrections

 23 - 25 October 2024 | Lisbon

Fee: 1900 EUR (excl. VAT)

VAT will be added when applicable

Payment method: Invoice

## DESCRIPTION

An interactive and advanced Training in European court practices in the field of public procurement and financial corrections and **practical case studies from member states** will be presented for the first time in Europe.

This training will present **the practices of the European court and judicial practices in member states** in the field of public procurement and financial corrections. Practical case studies will be discussed and analyzed by the participants.

Audit methodology and examples with real findings from audit missions and management verifications will be presented by lead experts in the field of public procurement from different member states.

The participants will learn about **the practices of the European commission auditors in control of public procurement procedures** and common error found during audit missions in the member states.

Analysis of the financial impact of the infringements in the public procurement procedures, detection of fraud indicators in the public procurement procedures and application of financial corrections will be presented during the workshop.

The participants will learn also how to detect restrictive requirements and unclear evaluation methodology in the contract notice and tender documentation, how to identify illegally rejected tenderers, conflict of interests and other infringements of the evaluation committee.

Special attention will be paid on the violations during the implementation of the contracts with a lot of

practical examples from different member states.

The participants will learn also how to apply a risk based approach in the control of public procurement procedures

The participants will get knowledge on the reasons for dropping of financial corrections after judicial proceedings in different member states.

This training has very high added value for experts in the field of management verifications, control and audit of ESI Funds and combating Fraud and Corruption in the field of public procurement procedures.

**Join our three days seminar to learn more about European court practices in the field of public procurement and financial corrections, practices of the European Commission auditors and experience and case studies of Member states** in the control of public procurement procedures and application of financial corrections.

## PROGRAMME

**Wednesday 23 October 2024**

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09.00

Welcome note by ESI FA

Introduction Round of the participants

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09.15

public procurement system

**What is the main goal of the public procurement system?**

- Effectiveness or Anti-corruption
- Legality vs efficiency
- Public procurement system focused on efficiency vs on transparency
- Is it possible to merge efficiency and transparency?

**What is the main goal of audit and control?**

- Make procurement efficient way to achieve public goals or check mistakes and omissions
- How to understand the definition of the irregularity
- EC Financial correction guidelines

**Dariusz Koba;** Expert on Public Procurement

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10.30

Coffee Break

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11.00

Conflict of interest

- What do we expect of doctors, lawyers and journalists?
- What should we expect of clerks, civil servants?
- What can we do with contractors?
- Actual, apparent and potential conflict of interest;
- How to build and maintain effective relationships with suppliers;
- Guidance for practitioners on the avoidance of the most common errors in public procurement of projects funded by the European Structural and Investment Funds;
- lack of needs assessment;
- artificial splitting of the scope of the procurement

**Dariusz Koba;** Expert on Public Procurement

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12.30

Lunch

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13.30

Guidance for practitioners on the avoidance of the most common errors in public procurement of projects funded by the European Structural and Investment Funds

- compliance with the applicable rules on public procurement (scope of Contract implementation)
- Award of additional works/services/supplies contracts without competition when none of the exceptional circumstances stated in Directive 2014/24/EU have been demonstrated
- Change in the scope and/or value of the contract

**Dariusz Koba;** Expert on Public Procurement

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14.45 Case studies, checklist proposal

**Dariusz Koba**; Expert on Public Procurement

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16.00 End of Day I

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18.00 Walking Tour and a get-together dinner

Thursday 24 October 2024

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09.00 How to achieve effective and efficient management verifications

- How to identify irregularities and fraud;
- Preventive and detective controls of the Managing Authority;
- On the spot checks of investment projects;
- Anti-fraud strategy and corrective measures;
- Best practices for anti-fraud measures of OLAF, OECD and European Commission;
- INTOSAI fraud control framework;  
SAINT model of SAI Netherlands;
- Questions and discussion

**Radoslav Nedyalkov**, CGAP, audit expert

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10.30 Coffee Break

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11.00

## Risk based methodology for management verifications

- Risk based methodology for management verifications in the new programming period;
- Selection of public procurement procedures based on risk analysis;
- How to check expenditures in the payment claim based on risk analysis;
- Typical gaps and omissions in the selection of the application forms
- Risks and infringements during the implementation of the projects;
- Questions and discussion

**Radoslav Nedyalkov**, CGAP, audit expert

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12.30

## Lunch

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13.30

## Common errors and findings. Lessons learnt

- Common errors and findings;  
Audit findings of European Commission related to conflict of interests – experience of DG REGIO, DG EMPLOYMENT and DG AGRI;
- Cases of European Court of Justice related to public procurement and financial corrections;
- How to detect irregularities and fraud indicators;
- Preventive and detective controls;
- How to increase the effectiveness and efficiency of the management controls;
- Lessons learnt from the current programming period;
- Questions and discussion

**Radoslav Nedyalkov**, CGAP, audit expert

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14.30

## Problem-solving Session

- Exercise: Case studies
- Questions and Discussion

**Radoslav Nedyalkov**, CGAP, audit expert

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15.30

End of the Day two

Friday 25 October 2024

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09.00

### Control and audit of public procurement

- Control of the public procurement by the Managing Authority;
- How to detect conflict of interests in the public procurement procedures;
- How to detect fraud indicators in the public procurement;
- Main risks and common infringements in the public procurement;
- EC recommendations to strengthen the controls in the public procurement;
- Measures to avoid errors in the public procurement;
- Lessons learnt;
- What are the challenges for the new programming period 2021-2027;
- Questions and Discussion

**Radoslav Nedyalkov**, CGAP, audit expert

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10.30

### Coffee Break

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11.00

### European Court practices in the field of public procurement and financial corrections

- Cases related to restricting requirements;
- Cases related to evaluation methodology;
- Cases related to rejection of bidders;
- Cases related to financial corrections imposed to beneficiaries by Managing Authorities;
- Cases related to financial corrections imposed to Managing Authorities by the European Commission;
- Cases related to financial corrections imposed due to infringements in the 5 years sustainability period after the finalization of the project;

12.30 Lunch

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13.30 Problem-solving Session

- Exercise: Case studies
- Questions and Discussion

Radoslav Nedyalkov, CGAP, audit expert

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15.00 Discussion and lessons learned during the Workshop

Handing out of the certificates

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15.30 End of the Academy

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## EXPERTS

- **Radoslav Nedyalkov**  
Expert on Audit of ESI Funds
- **Dariusz Koba**  
Expert on Public Procurement
- **José Eduardo Baptista**

## VENUE

### **4\* Hotel Açores Lisboa**

Av. Columbano Bordalo Pinheiro 3, 1070-060 Lisboa, Portugal

<https://www.bensaude.pt/hotelacoreslisboa/en/>

### **Next to the training materials the trainign fee is covering:**

- a) the Catering during the training (3 Coffee Breaks and a Lunch every day);
- b) the Walking Tour in Lisbon in the evening of the First Day of the Training;
- c) the get-together dinner in the evening of the First Day of the Training.