

# Ordförandeskapet i EU

Avropadagen 26 maj 2023

Jenny Jensen • Ulrika Sjöholm  
Enheten för offentlig upphandling

# Huvudsaklig prioritering

- Ingen förhandling i rådsarbetsgruppen
- Intresse från andra politikområden
- Trender
  - Antal
  - Tvingande, ingripande
- Problem?
- Översikt behövs

## Sectoral Files with Public Procurement Provisions

May 2023

## ONGOING

File	Full name	WP	PP provisions	Substance	State of play
Ammunition production (ASAP)	Proposal for a Regulation of the EP and of the Council on establishing the Act in <b>Support of Ammunition Production</b> <a href="#">COM(2023) 237 final</a>	Ad-Hoc Defence Industrv	Art 9, 11, 13, 14, 19 Rec 33	Material: temporary derogation from Dir. 2009/81/EC	WP level

Green Claims	Proposal for a Directive of the E on substantiation and <b>communic environmental claims</b> (Green C) <a href="#">COM(2023) 166 final</a>			duty vehicles and integrating reporting obligations, and repealing Regulation (EU) 2018/956 <a href="#">COM(2023) 88 final</a>		supply shall be weighted 15-40 %					
Critical Raw Materials Act (CRMA)	Proposal for a Regulation of the establishing a framework for ens supply of <b>critical raw materials</b> (EU) 168/2013, (EU) 2018/858, 2019/1020 <a href="#">COM(2023) 160 final</a>	Ecodesign (ESPR)	Proposal for a Regulation of the EP and of the Council establishing a framework for setting <b>ecodesign requirements for sustainable products</b> and repealing Directive <a href="#">COM(2022) 142 final ST 7854/22 + ADD 1</a>	Competitiveness and Growth	Art 1, 2, 4, 5, 58	Material: minimum mandatory GDP	WP level				
Net Zero Industry Act (NZIA)	Proposal for a Regulation of the establishing a framework of mea <b>Europe's net-zero technology i ecosystem</b> (Net Zero Industry A) <a href="#">COM/2023/161 final</a>	Single Market Emergency Instrument (SMEI)	Proposal for a Regulation of the EP and of the C establishing a <b>Single Market Emergency Instr</b> repealing Council Regulation No (EC) 2679/98 <a href="#">COM(2022) 459 final ST 12573/22 + ADD 1-5</a>	Environmental crimes		Proposal for a Directive of the EP and of the Council on the <b>protection of the environment through criminal law</b> and replacing Directive 2008/99/EC <a href="#">COM(2021) 851 final ST 14459/21 + COR 1, ADD 1, +ADD 2 REV 1, ADD 3</a>	Copen	Art 5, 7 Rec 14	(examination procedure) Material: exclusion from public funding, incl. tender procedures	Trilogue	
Foreign Subsidies IA	Commission <b>Implementing Reg</b> on detailed arrangements for the Commission pursuant to Regulat European Parliament and of the <b>subsidies distorting the interna</b> <a href="#">Ares(2023)842946</a>	Construction Products (CPR)	Proposal for a Regulation of the EP and of the C down <b>harmonised conditions for the marketi; construction products</b> , amending Regulation (E and repealing Regulation (EU) 305/2011 <a href="#">COM(2022) 144 final ST 7799/22 + ADD 1 to 5</a>	Anti-coercion instrument (ACI)		Proposal for a Regulation of the EP and of the Council on the protection of the Union and its Member States from <b>economic coercion by third countries</b> <a href="#">COM(2021) 775 final</a>	Trade questions	Art 7, 8, Annex I (d)	Material: mandatory exclusion and/or evaluation penalty according to implementing act (examination procedure)	Trilogue	
Heavy-duty vehicles (HDV)	Proposal for a Regulation of the amending Regulation (EU) 2019 the <b>CO<sub>2</sub> emission performance</b>	Packaging (PPWR)	Proposal for a Regulation of the EP and of the C packaging and <b>packaging waste</b> , amending Regi 2019/1020 and Directive (EU) 2019/904, and rep Directive 94/62/EC <a href="#">COM(2022) 677 final</a>	Chips Act (ECA)		Proposal for a regulation of the EP and of the Council establishing a framework of measures for strengthening Europe's <b>semiconductor ecosystem</b> <a href="#">COM(2022) 46 final</a>	Competitiveness and Growth (Internal Market)	Art 15, 22 Rec 34, 53	Common purchasing	Soon to be adopted, prel. agreement at Coreper May 2023	
		Health Data Space	Proposal for a Regulation of the EP and of the C <b>European Health Data Space</b> <a href="#">COM(2022) 197 final</a>	Energy Efficiency (EED)		Proposal for a Directive on European <b>Energy Efficiency</b> (recast) <a href="#">COM(2021) 558 final ST 10745/2/21 REV 2 + ADD 1 REV 1</a>	Energy	Art 7 Rec, 35-40, 93, 100, 104, 105	Material: purchase products with high energy efficiency, apply the principle of energy efficiency first	Soon to be adopted, prel. agreement at Coreper March 2023	
		Breach of EU sanctions	Proposal for a Directive of the EP and of the Cou definition of criminal offences and penalties for t <b>Union restrictive measures</b> <a href="#">COM(2022) 684 final</a>	Batteries		Proposal for a Regulation of the EP and of the Council concerning <b>batteries and waste batteries</b> , repealing Directive 2006/66/EC and amending Regulation (EU) No 2019/1020 <a href="#">COM(2020) 798 final</a>	Environment	Art 70 (99)	Material: green technical spec. and award criteria according to delegated acts	Soon to be adopted, prel. agreement at Coreper Dec 2022	
		EDIRPA (defence procurement)	Proposal for a Regulation of the EP and of the C establishing the <b>European defence industry Rei</b> through common Procurement Act <a href="#">COM(2022) 349 final ST 11531/22</a>	Deforestation		Proposal for a Regulation of the EP and of the Council on the making available on the Union market as well as export from the Union of certain commodities and products associated with <b>deforestation</b> and forest degradation and repealing Regulation (EU) No 995/2010 <a href="#">COM(2021) 706 final ST 14151/21 + ADD 1-7</a>	Ad-Hoc Deforestation	Art 23	Material: exclusion ground	Soon to be adopted, approved by the Council May 2023	

# Samordnad upphandling

## ONGOING

File	Full name	WP	PP provisions	Substance	State of play
Ammunition production (ASAP)	Proposal for a Regulation of the EP and of the Council on establishing the Act in <b>Support of Ammunition Production</b> <a href="#">COM(2023) 237 final</a>	Ad-Hoc Defence Industrv	Art 9, 11, 13, 14, 19 Rec 33	Material: temporary derogation from Dir. 2009/81/EC	WP level

Green Claims	Proposal for a Directive of the EP on substantiation and <b>communic environmental claims</b> (Green C) <a href="#">COM(2023) 166 final</a>				supply shall be weighted 15-40 %								
Ecodesign (ESPR)	Proposal for a Regulation of the EP and of the Council establishing a framework for setting <b>ecodesign requirements for sustainable products</b> and repealing Directive <a href="#">COM(2022) 142 final ST 7854/22 + ADD 1</a>			Competitiveness and Growth	Art 1, 2, 4, 5, 58	Material: minimum mandatory GDP	WP level						
Critical Raw Materials Act (CRMA)	Proposal for a Regulation of the EP and of the Council establishing a framework for ensuring the supply of <b>critical raw materials</b> (EU) 168/2013, (EU) 2018/858, 2019/1020 <a href="#">COM(2023) 160 final</a>			Environment al crimes	Proposal for a Directive of the EP and of the Council on the <b>protection of the environment through criminal law</b> and replacing Directive 2008/99/EC <a href="#">COM(2021) 851 final ST 14459/21 + COR 1, ADD 1, +ADD 2 REV 1, ADD 3</a>		Copen	Art 5, 7 Rec 14	(examination procedure) Material: exclusion from public funding, incl. tender procedures	Trilogue			
Net Zero Industry Act (NZIA)	Proposal for a Regulation of the EP and of the Council establishing a framework of measures for <b>Europe's net-zero technology industrial ecosystem</b> (Net Zero Industry Act) <a href="#">COM(2023)161 final</a>			Anti-coercion instrument (ACI)	Proposal for a Regulation of the EP and of the Council on the protection of the Union and its Member States from <b>economic coercion by third countries</b> <a href="#">COM(2021) 775 final</a>		Trade questions	Art 7, 8, Annex I (d)	Material: mandatory exclusion and/or evaluation penalty according to implementing act (examination procedure)	Trilogue			
Foreign Subsidies IA	Commission <b>Implementing Regulation</b> on detailed arrangements for the Commission pursuant to Regulation of the European Parliament and of the Council on <b>subsidies distorting the internal market</b> <a href="#">Ares(2023)842946</a>			Chips Act (ECA)	Proposal for a regulation of the EP and of the Council establishing a framework of measures for strengthening Europe's <b>semiconductor ecosystem</b> <a href="#">COM(2022) 46 final</a>		Competitiveness and Growth (Internal Market)	Art 15, 22 Rec 34, 53	Common purchasing	Soon to be adopted, prel. agreement at Coreper May 2023			
Heavy-duty vehicles (HDV)	Proposal for a Regulation of the EP and of the Council amending Regulation (EU) 2019/1020 on the <b>CO<sub>2</sub> emission performance</b> of heavy-duty vehicles <a href="#">COM(2022) 197 final</a>			Efficiency (EED)	Proposal for a Directive on European <b>Energy Efficiency</b> (recast) <a href="#">COM(2021) 558 final ST 10745/2/21 REV 2 + ADD 1 REV 1</a>		Energy	Art 7 Rec, 35-40, 93, 100, 104, 105	Material: purchase products with high energy efficiency, apply the principle of energy efficiency first	Soon to be adopted, prel. agreement at Coreper March 2023			
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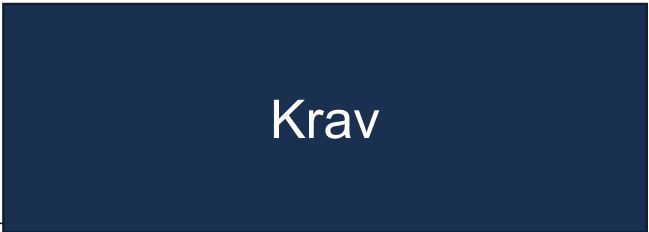
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## Uteslutning

Green Claims	Proposal for a Directive of the E on substantiation and <b>communic environmental claims</b> (Green C) <a href="#">COM(2023) 166 final</a>				supply shall be weighted 15-40 %								
Ecodesign (ESPR)	Proposal for a Regulation of the EP and of the Council establishing a framework for setting <b>ecodesign requirements for sustainable products</b> and repealing Directive <a href="#">COM(2022) 142 final ST 7854/22 + ADD 1</a>			Competitiveness and Growth	Art 1, 2, 4, 5, 58	Material: minimum mandatory GDP	WP level						
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Fiktiva påslag i utvärderingen

Green Claims	Proposal for a Directive of the EP on substantiation and <b>communic environmental claims</b> (Green C) <a href="#">COM(2023) 166 final</a>				supply shall be weighted 15-40 %					
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# Kvalitetskriterier i utvärderingen

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Heavy-duty vehicles (HDV)	Proposal for a Regulation of the amending Regulation (EU) 2019 the <b>CO<sub>2</sub> emission performance</b>

	<b>duty vehicles</b> and integrating reporting obligations, and repealing Regulation (EU) 2018/956 <a href="#">COM(2023) 88 final</a>			supply shall be weighted 15-40 %				
Ecodesign (ESPR)	Proposal for a Regulation of the EP and of the Council establishing a framework for setting <b>ecodesign requirements for sustainable products</b> and repealing Directiv <a href="#">COM(2022) 142 final ST 7854/22 + ADD 1</a>	Competitiveness and Growth	Art 1, 2, 4, 5, 58	Material: minimum mandatory GDP	WP level			
Single Market Emergency Instrument (SMEI)	Proposal for a Regulation of the EP and of the C establishing a <b>Single Market Emergency Instr</b> repealing Council Regulation No (EC) 2679/98 <a href="#">COM(2022) 459 final ST 12573/22 + ADD 1-5</a>	Environment al crimes		Proposal for a Directive of the EP and of the Council on the <b>protection of the environment through criminal law</b> and replacing Directive 2008/99/EC <a href="#">COM(2021) 851 final ST 14459/21 + COR 1, ADD 1, +ADD 2 REV 1, ADD 3</a>	Copen	Art 5, 7 Rec 14	(examination procedure) Material: exclusion from public funding, incl. tender procedures	Trilogue
Construction Products (CPR)	Proposal for a Regulation of the EP and of the C down <b>harmonised conditions for the marketi; construction products</b> , amending Regulation (E and repealing Regulation (EU) 305/2011 <a href="#">COM(2022) 144 final ST 7799/22 + ADD 1 to 5</a>	Anti-coercion instrument (ACI)		Proposal for a Regulation of the EP and of the Council on the protection of the Union and its Member States from <b>economic coercion by third countries</b> <a href="#">COM(2021) 775 final</a>	Trade questions	Art 7, 8, Annex I (d)	Material: mandatory exclusion and/or evaluation penalty according to implementing act (examination procedure)	Trilogue
Packaging (PPWR)	Proposal for a Regulation of the EP and of the C packaging and <b>packaging waste</b> , amending Regi 2019/1020 and Directive (EU) 2019/904, and rep Directive 94/62/EC <a href="#">COM(2022) 677 final</a>	Chips Act (ECA)		Proposal for a regulation of the EP and of the Council establishing a framework of measures for strengthening Europe's <b>semiconductor ecosystem</b> <a href="#">COM(2022) 46 final</a>	Competitiveness and Growth (Internal Market)	Art 15, 22 Rec 34, 53	Common purchasing	Soon to be adopted, prel. agreement at Coreper May 2023
Health Data Space	Proposal for a Regulation of the EP and of the C <b>European Health Data Space</b> <a href="#">COM(2022) 197 final</a>	Energy Efficiency (EED)		Proposal for a Directive on European <b>Energy Efficiency</b> (recast) <a href="#">COM(2021) 558 final ST 10745/2/21 REV 2 + ADD 1 REV 1</a>	Energy	Art 7 Rec, 35-40, 93, 100, 104, 105	Material: purchase products with high energy efficiency, apply the principle of energy efficiency first	Soon to be adopted, prel. agreement at Coreper March 2023
Breach of EU sanctions	Proposal for a Directive of the EP and of the Cou definition of criminal offences and penalties for t <b>Union restrictive measures</b> <a href="#">COM(2022) 684 final</a>	Batteries		Proposal for a Regulation of the EP and of the Council concerning <b>batteries and waste batteries</b> , repealing Directive 2006/66/EC and amending Regulation (EU) No 2019/1020 <a href="#">COM(2020) 798 final</a>	Environment	Art 70 (99)	Material: green technical spec. and award criteria according to delegated acts	Soon to be adopted, prel. agreement at Coreper Dec 2022
EDIRPA (defence procurement)	Proposal for a Regulation of the EP and of the C establishing the <b>European defence industry Rei</b> through common Procurement Act <a href="#">COM(2022) 349 final ST 11531/22</a>	Deforestation		Proposal for a Regulation of the EP and of the Council on the making available on the Union market as well as export from the Union of certain commodities and products associated with <b>deforestation</b> and forest degradation and repealing Regulation (EU) No 995/2010 <a href="#">COM(2021) 706 final ST 14151/21 + ADD 1-7</a>	Ad-Hoc Deforestation	Art 23	Material: exclusion ground	Soon to be adopted, approved by the Council May 2023



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