



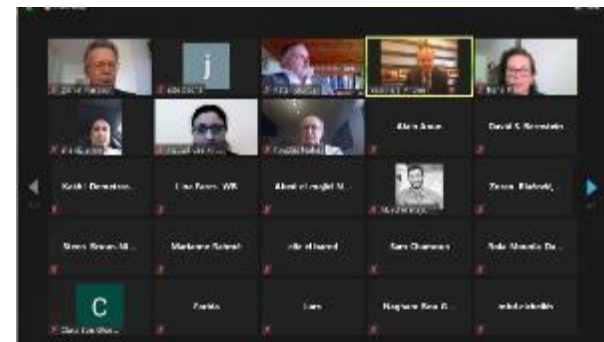
# Procurement for Prosperity: Lebanon's path towards efficiency, social value and transparency

## Public Procurement Law 244 / 2021

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*Roundtable on Transforming public procurement? Issues of culture, outcomes, transparency, and learning in the UK Government's post-Brexit public procurement law reform proposals*

UNIVERSITY OF OXFORD – GOVERNMENT OUTCOMES LAB  
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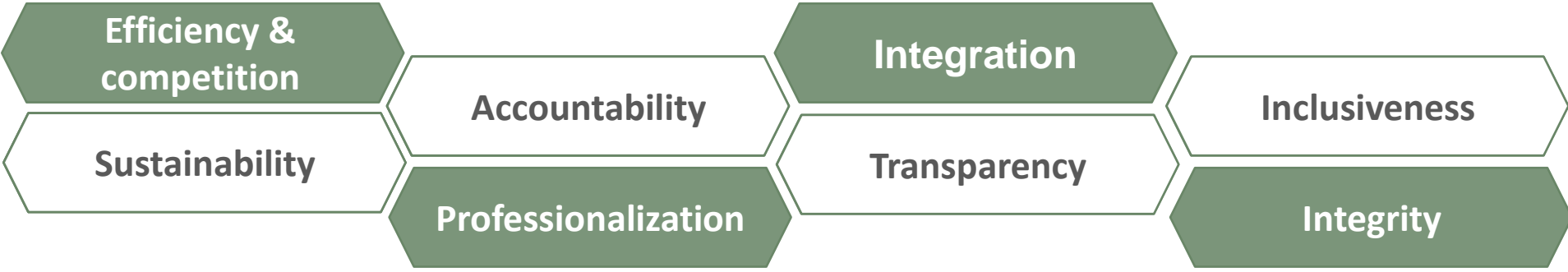
# A modern procurement law in line with intern'l standards

POLICY PROCESS

- **Evidence-based** exercise to identify the level of performance of the current procurement system through the **MAPS** Assessment
- Leveraging on previous laws and draft laws prepared at the national level to **preserve national efforts**
- Based on the **UNCITRAL Model Law** on Public Procurement (2011) and the **OECD Recommendation** on Public Procurement (2016)
- Benchmarking against other **MENA countries'** procurement laws, namely Jordan (2019), Egypt (2018), Palestine (2014) and Tunisia (2014)
- **Technical guidance & assistance** from the World Bank and the EU-OECD SIGMA joint initiative.



PRINCIPLES



OBJECTIVES

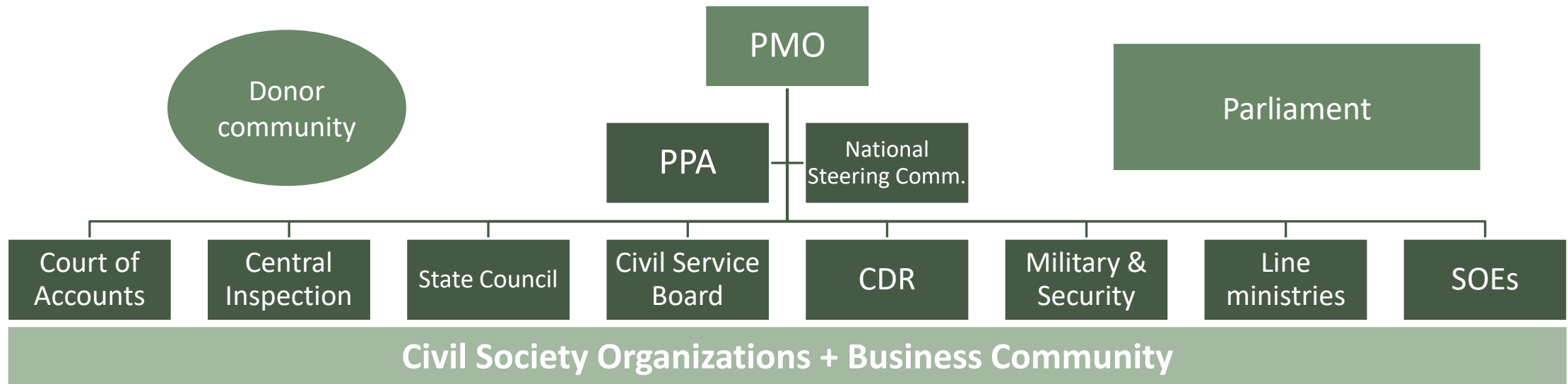
- Applying competitive methods as a general rule
- Providing for equal opportunities to participate in public procurement
- Providing for fair, equal and equitable treatment of all bidders and contractors
- Ensuring integrity & professionalism of procurement proceedings to enhance control & accountability
- Promoting local economy development, national employment and production, based on the best value for spending public funds





# Consultative process & stakeholders' engagement

- **120 hours of discussions at Parliament** organized over a whole year
- **+45 consultation sessions** with policy makers, civil society, representatives of the public and private sectors & of the donor community took place to ensure ownership & buy-in on the Law
- **22 institutions** provided substantive written feedback for enhancements
- **100 institutions involved** at the national level (Public, Private, CSOs) to mapping the current system
- **Efforts to mapping** procurement processes against all intervening government institutions + gap analysis
- **Regular communication and outreach** with media and influencers to keep them informed and engaged, sustain dialogue & nurture constructive feedback



# New governance model: the matter of trust



## Public Procurement Authority

- An independent **regulatory body** assuming a **regulatory & monitoring** role, inexistent in the current system.
- **Proposing public policies** related to public procurement
- Granted with **financial & functional autonomy** & necessary resources to act with full objectivity.
- Undertakes the organization, supervision, control and development of the quality management of public procurement.
- Manages and owns the **central electronic platform**; consolidates & publishes **procurement data**
- Proposes **standard documents & forms**, offers **guidance tools & help desk**



## Review & Complaints Authority

- An independent **procurement review body** that follows specified procedures to make decisions
- Issues decisions during **pre-contractual stage**, in a **fair, transparent & timely manner**.
- Specialized body with a **power to impose temporary corrective** measures (suspending tender procedures or the implementation of any decision issued by contracting authority) or cancel decisions issued illegally.
- **Cancellation measures** include removing discriminatory technical, economic or financial specifications that may limit competition.
- Possibility of **appealing its decisions** before the State Council (administrative court).





# The way forward: sustaining reform gains & achieving value

RESOURCE MOBILIZATION

POLICY ADVISE

MONITORING & EVALUATION

STRATEGIC COMMUNICATION & CONSENSUS BUILDING

Vote & issue the public procurement law

Issue priority secondary legislations

Develop guidance & standard forms

Establish Public Procurement Authority

Establish Review & Complaints Authority

Validate strategic reform action plan

Form a technical committee for reform implementation

Validate capacity building strategy

Develop & deliver training & awareness pgms

Validate e-procurement strategy

Design, launch & test central electronic platform & train on its use

Update regulatory environment

- Implement a wider range of award procedures
- Develop the speedy and competent handling of complaints

Issue complementary sec. legislations

Develop & implement continuous training pgms & certification

Prepare for introduction of e-procurement

Introduce Sustainable Public Procurement

Develop & test risk mgmt. methodology & tools

Conduct pilot internal audit & issue reports

June - July 2021

Short Term

Medium Term

Dec 2023

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# Thank you

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