



**COUNCIL OF
THE EUROPEAN UNION**

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COVER NOTE

from: Secretary-General of the European Commission,
signed by Mr Jordi AYET PUIGARNAU, Director

date of receipt: 26 March 2012

to: Mr Uwe CORSEPIUS, Secretary-General of the Council of the European
Union

No Cion doc.: SWD(2012) 57 final - Annex - Part 11/11

Subject: Commission staff working document
Impact assessment
Accompanying the proposal for a Regulation of the European Parliament and of
the Council on the access of third-country goods and services to the Union's
internal market in public procurement and procedures supporting negotiations
on access of Union goods and services to the public procurement markets of
third countries
Annex

Delegations will find attached Commission document SWD(2012) 57 final - Annex - Part 11/11.

Encl.: SWD(2012) 57 final - Annex - Part 11/11



EUROPEAN COMMISSION

Brussels, 21.3.2012
SWD(2012) 57 final

Annex - Part 11/11

COMMISSION STAFF WORKING DOCUMENT

IMPACT ASSESSMENT

Accompanying the document

**Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE
COUNCIL**

**establishing rules on the access of third country goods and services to the European
Union's internal market in public procurement and procedures supporting negotiations
on access of European Union goods and services to the public procurement markets of
third countries**

Annex

{COM(2012) 124 final}
{SWD(2012) 58 final}

ANNEX 11

- FOLLOW UP TO THE COMMENTS OF THE SECOND OPINION OF THE IMPACT ASSESSMENT BOARD -

Comments of the 2nd opinion of the IAB:

Deduct for all options the baseline impact of 1 billion EUR

Tables 15b/c/d - the ratios of efficiency of each option take into consideration the benefits of the baseline scenario (1 billion EUR of exports).

Add synthetic explanation of the impact model

This is done in the new box 6.

Apply measurement of leverage to the exports impact of each option

cf. Exports and jobs under 7.1.1.1

Strengthen interplay between option 6 (abnormally low tenders) and the other options

cf. 6.9 - option 6 increases leverage of all options (if combined of course)

Add cost of uncertainty to the administrative burden of notification system

cf. Box 6,

cf. 6.6.2 (administrative burden)

Use a more thorough model to assess the administrative burden of option 3B2

cf. footnote 103

Add liability risk for the Commission in the cost of notification system

cf. Box 6,

cf. 6.6.2 (administrative burden)

Downplay job impacts by deducting spare capacity and efficiency gains

cf. box 6

Design of the options

Options have remained intact