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COVER NOTE

From:	Secretary-General of the European Commission, signed by Mr Jordi AYET PUIGARNAU, Director
date of receipt:	11 March 2014
То:	Mr Uwe CORSEPIUS, Secretary-General of the Council of the European Union
No. Cion doc.:	COM(2014) 157 final - Annex VII
Subject:	Proposal for a COUNCIL DECISION on the signing, on behalf of the European Union, and provisional application of the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and the Republic of Moldova, of the other part
	- Annex VII

Delegations will find attached document COM(2014) 157 final - Annex VII.

Encl.: COM(2014) 157 final - Annex VII

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Brussels, 10.3.2014 COM(2014) 157 final

ANNEX 7

ANNEX

ANNEX VII

Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and the Republic of Moldova, of the other part

to the

Proposal for a Council Decision

on the signing, on behalf of the European Union, and provisional application of the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and the Republic of Moldova, of the other part

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ANNEX XXIX PUBLIC PROCUREMENT

ANNEX XXIX-A

THRESHOLDS

- 1. The value thresholds mentioned in Article 269(3) of this Agreement shall be for both Parties:
 - (a) EUR 130 000 for public supply and service contracts awarded by central government authorities, except for public service contracts defined in the third indent of Article 7(b) of Directive 2004/18/EC;
 - (b) EUR 200 000 for public supply and public service contracts not covered by point a);
 - (c) EUR 5 000 000 for public works contracts and concessions;
 - (d) EUR 5 000 000 for works contracts in the utilities sector;
 - (e) EUR 400 000 for supply and service contracts in the utilities sector.
- 2. The value thresholds referred to in paragraph 1 shall be adapted to reflect the thresholds applicable under Commission Regulation (EU) No 1336/2013 of 13 December 2013 amending Directives 2004/17/EC, 2004/18/EC and 2009/81/EC of the European Parliament and of the Council in respect of the application thresholds for the procedures for the awards of contract at the moment of the entry into force of this Agreement.

ANNEX XXIX-B

INDICATIVE TIME SCHEDULE FOR INSTITUTIONAL REFORM, LEGISLATIVE APPROXIMATION AND MARKET ACCESS

Phase		Indicative time schedule	Market access granted to the EU by the Republic of Moldova	Market access granted to the Republic of Moldova by the EU
1	Implementation of Article 271 of this Agreement Implementation of the Institutional reform set out in Article 270(2) of this Agreement Agreement of the Reform Strategy set out in Article 272 of this Agreement	9 months after the entry into force of this Agreement	Supplies for central government authorities	Supplies for central government authorities

2	Approximation and implementation of basic elements of Directive 2004/18/EC and of Directive 89/665/EEC	3 years after the entry into force of this Agreement	Supplies for state, regional and local authorities and bodies governed by public law	Supplies for state, regional and local authorities and bodies governed by public law	Annexes XXIX-C and XXIX-D
3	Approximation and implementation of basic elements of Directive 2004/17/EC and of Directive 92 /13/EEC	4 years after the entry into force of this Agreement	Supplies for all contracting entities in the utilities sector	Supplies for all contracting entities	Annexes XXIX-E and XXIX-F

4	Approximation and implementation of other elements of Directive 2004/18/EC	6 years after the entry into force of this Agreement	Service and works contracts and concessions for all contracting authorities	Service and works contracts and concessions for all contracting authorities	Annexes XXIX-G, XXIX-H and XXIX-I
5	Approximation and implementation of other elements of Directive 2004/17/EC	8 years after the entry into force of this Agreement	Service and works contracts for all contracting entities in the utilities sector	Service and works contracts for all contracting entities in the utilities sector	Annexes XXIX-J and XXIX-K

ANNEX XXIX-C

BASIC ELEMENTS OF DIRECTIVE 2004/18/EC

of the European Parliament and of the Council of 31 March 2004 on the coordination of procedures for the award of public works contracts, public supply contracts and public service contracts

(Phase 2)

TITLE I Article 1	Definitions and general principles Definitions (paragraphs 1, 2, 8, 9, 11(a), 11(b) and 11(d), 12, 13, 14, 15)
Article 2	Principles of awarding contracts
Article 3	Granting of special or exclusive rights: non-discrimination clause
TITLE II	Rules on public contracts
CHAPTER I	General provisions
Article 4	Economic operators
Article 6	Confidentiality
CHAPTER II	Scope
Section 1	Thresholds
Article 8	Contracts subsidised by more than 50 % by contracting authorities
Article 9	Methods for calculating the estimated value of public contracts,
	framework agreements and dynamic purchasing systems
Section 2	Specific situations
Article 10	Defence procurement
Section 3	Excluded contracts
Article 12	Contracts in the water, energy, transport and postal services sectors (only when basic rules of Directive 2004/17/EC have been approximated)

Article 13	Specific exclusions in the field of telecommunications
Article 14	Secret contracts and contracts requiring special security measures
Article 15	Contracts awarded pursuant to international rules
Article 16	Specific exclusions
Article 18	Service contracts awarded on the basis of an exclusive right
Section 4	Special arrangement
Article 19	Reserved contracts
CHAPTER III	Arrangements for public service contracts
Article 20	Service contracts listed in Annex II A
Article 21	Service contracts listed in Annex II B
Article 22	Mixed contracts including services listed in Annex II A and services
	listed in Annex II B
CHAPTER IV	Specific rules governing specifications and contract documents
Article 23	Technical specifications
Article 24	Variants
Article 25	Subcontracting
Article 26	Conditions for performance of contracts
Article 27	Obligations relating to taxes, environmental protection, employment
	protection provisions and working conditions
CHAPTER V	Procedures
Article 28	Use of open, restricted and negotiated procedures and of competitive
	dialogue
	dialogue
Article 30	Cases justifying use of the negotiated procedure with prior publication
Article 30	6
Article 30 Article 31	Cases justifying use of the negotiated procedure with prior publication

CHAPTER VI	Rules on advertising and transparency
Section 1	Publication of notices
Article 35	Notices: paragraph 1 <i>mutatis mutandis</i> ; paragraph 2; paragraph 4 first,
Article 33	third and fourth subparagraph
Article 36	Form and manner of publication of notices: paragraph 1; paragraph 7
Section 2	Time limits
Article 38	Time limits for receipt of requests to participate and for receipt of
THERE 30	tenders
Article 39	Open procedures: Specifications, additional documents and
	information
Section 3	Information content and means of transmission
Article 40	Invitations to submit a tender, participate in the dialogue or negotiate
Article 41	Informing candidates and tenderers
Section 4	Communication
Article 42	Rules applicable to communication
CHAPTER VII	Conduct of the procedure
CHAPTER VII Section 1	Conduct of the procedure General provisions
	General provisions
Section 1	<u>*</u>
Section 1	General provisions Verification of the suitability and choice of participants and award of
Section 1 Article 44	General provisions Verification of the suitability and choice of participants and award of contracts
Section 1 Article 44 Section 2	General provisions Verification of the suitability and choice of participants and award of contracts Criteria for qualitative selection
Section 1 Article 44 Section 2 Article 45	General provisions Verification of the suitability and choice of participants and award of contracts Criteria for qualitative selection Personal situation of the candidate or tenderer
Section 1 Article 44 Section 2 Article 45 Article 46	General provisions Verification of the suitability and choice of participants and award of contracts Criteria for qualitative selection Personal situation of the candidate or tenderer Suitability to pursue the professional activity
Section 1 Article 44 Section 2 Article 45 Article 46 Article 47	General provisions Verification of the suitability and choice of participants and award of contracts Criteria for qualitative selection Personal situation of the candidate or tenderer Suitability to pursue the professional activity Economic and financial standing
Section 1 Article 44 Section 2 Article 45 Article 46 Article 47 Article 48	General provisions Verification of the suitability and choice of participants and award of contracts Criteria for qualitative selection Personal situation of the candidate or tenderer Suitability to pursue the professional activity Economic and financial standing Technical and/or professional ability
Section 1 Article 44 Section 2 Article 45 Article 46 Article 47 Article 48 Article 49	General provisions Verification of the suitability and choice of participants and award of contracts Criteria for qualitative selection Personal situation of the candidate or tenderer Suitability to pursue the professional activity Economic and financial standing Technical and/or professional ability Quality assurance standards
Section 1 Article 44 Section 2 Article 45 Article 46 Article 47 Article 48 Article 49 Article 50	General provisions Verification of the suitability and choice of participants and award of contracts Criteria for qualitative selection Personal situation of the candidate or tenderer Suitability to pursue the professional activity Economic and financial standing Technical and/or professional ability Quality assurance standards Environmental management standards
Section 1 Article 44 Section 2 Article 45 Article 46 Article 47 Article 48 Article 49 Article 50 Article 51	General provisions Verification of the suitability and choice of participants and award of contracts Criteria for qualitative selection Personal situation of the candidate or tenderer Suitability to pursue the professional activity Economic and financial standing Technical and/or professional ability Quality assurance standards Environmental management standards Additional documentation and information

ANNEXES

Annex I List of the activities referred to in Article 1(2)(b)

Annex II Services referred to in Article 1(2)(d)

Annex II A Annex II B

Annex V List of products referred to in Article 7 with regard to contracts

awarded by contracting authorities in the field of defence

Annex V Definition of certain technical specifications

Annex VII Information to be included in notices

Annex VII A Information to be included in public contract notices

Annex X Requirements relating to equipment for the electronic receipt of

tenders, requests to participate and plans and projects in design

contests

ANNEX XXIX-D

BASIC ELEMENTS OF COUNCIL DIRECTIVE 89/665/EEC

of 21 December 1989 on the coordination of the laws, regulations and administrative provisions relating to the application of review procedures to the award of public supply and public works contracts as amended by Directive 2007/66/EC of the European Parliament and of the Council of 11 December 2007 amending Council Directives 89/665/EEC and No 92/13/EEC with regard to improving the effectiveness of review procedures concerning the award of public contracts

(Phase 2)

Article 1	Scope and availability of review procedures
Article 2	Requirements for review procedures
Article 2a	Standstill period
Article 2b	Derogations from the standstill period Point (b) of the first paragraph of Article 2b
Article 2c	Time limits for applying for review
Article 2d	Ineffectiveness
	Paragraph 1(b)
	Paragraph 2 and 3
Article 2e	Infringements of this Directive and alternative penalties
Article 2f	Time limits

ANNEX XXIX-E

BASIC ELEMENTS OF DIRECTIVE 2004/17/EC

of the European Parliament and of the Council of 31 March 2004 coordinating the procurement procedures of entities operating in the water, energy, transport and postal services sectors

(Phase 3)

TITLE I	General provisions applicable to contracts and design contests
CHAPTER I	Basic terms
Article 1	Definitions (paragraphs 2, 7, 9, 11, 12, 13)
CHAPTER II	Definition of the activities and entities covered
Section 1	Entities
Article 2	Contracting entities
Section 2	Activities
Article 3	Gas, heat and electricity
Article 4	Water
Article 5	Transport services
Article 6	Postal services
Article 7	Exploration for, or extraction of, oil, gas, coal or other solid fuels, as well as ports and airports

Contracts covering several activities

Article 9

CHAPTER III General principles

Article 10 Principles of awarding contracts

TITLE II Rules applicable to contracts

CHAPTER I General provisions
Article 11 Economic operators
Article 13 Confidentiality

CHAPTER II Thresholds and exclusion provisions

Section 1 Thresholds

Article 16 Contract thresholds

Article 17 Methods of calculating the estimated value of contracts, framework

agreements and dynamic purchasing systems

Section 2 Contracts and concessions and contracts subject to special

arrangements

Subsection 2 Exclusions applicable to all contracting entities and to all types of

contract

Article 19 Contracts awarded for purposes of resale or lease to third parties
Article 20 Contracts awarded for purposes other than the pursuit of an activity

covered or for the pursuit of such an activity in a third country:

paragraph 1

Article 21 Contracts which are secret or require special security measures

Article 22 Contracts awarded pursuant to international rules

Article 23 Contracts awarded to an affiliated undertaking, to a joint venture or to

a contracting entity forming part of a joint venture

Subsection 3 Article 24 Article 25 Subsection 4 Article 26	Exclusions applicable to all contracting entities, but to service contracts only Contracts relating to certain services excluded from the scope of this Directive Service contracts awarded on the basis of an exclusive right Exclusions applicable to certain contracting entities only Contracts awarded by certain contracting entities for the purchase of water and for the supply of energy or of fuels for the production of energy
CHAPTER III Article 31 Article 32 Article 33	Rules applicable to service contracts Service contracts listed in Annex XVII A Service contracts listed in Annex XVII B Mixed service contracts including services listed in Annex XVII A and services listed in Annex XVII B
CHAPTER IV Article 34 Article 35 Article 36 Article 37 Article 39	Specific rules governing specifications and contract documents Technical specifications Communication of technical specifications Variants Subcontracting Obligations relating to taxes, environmental protection, employment protection provisions and working conditions
CHAPTER V Article 40	Procedures (except paragraph 3 (i) and (l)) Use of open, restricted and negotiated procedures

Rules on publication and transparency
Publication of notices
Periodic indicative notices and notices on the existence of a system of qualification
Notices used as a means of calling for competition paragraphs 1 and 3
Contract award notices (except for the second and third subparagraph of paragraph 1)
Form and manner of publication of notices (except for the first
subparagraph of paragraph 2 and paragraphs 4, 5, 7)
Time limits
Time limits for the receipt of requests to participate and for the receipt
of tenders
Open procedures: specifications, additional documents and
information
Invitations to submit a tender or to negotiate
Communication and information
Rules applicable to communication
Information to applicants for qualification, candidates and tenderers
Conduct of the procedure
General provisions
Qualification and qualitative selection
Mutual recognition concerning administrative, technical or financial
conditions, and certificates, tests and evidence
Criteria for qualitative selection
Award of the contract
Contract award criteria
Abnormally low tenders

Annex XIII Information to be included in contract notices:

> A. Open procedures B. Restricted procedures

C. Negotiated procedures

Annex XIV Information to be included in the notice on the existence of a system

of qualification

Annex XV A Information to be included in the periodic indicative notice Information to be included in notices of publication of a periodic Annex XV B

notice on a buyer profile not used as a means of calling for

competition

Annex XVI Information to be included in the contract award notice

Services within the meaning of Article 31 Annex XVII A Annex XVII B Services within the meaning of Article 32

Features concerning publication Annex XX

Annex XXI Definition of certain technical specifications

Annex XXIII International labour law provisions within the meaning of

Article 59(4)

Requirements relating to equipment for the electronic receipt of Annex XXIV

tenders, requests to participate, applications for qualification as well

as plans and projects

ANNEX XXIX-F

BASIC ELEMENTS OF COUNCIL DIRECTIVE 92/13/EEC

of 25 February 1992 coordinating the laws, regulations and administrative provisions relating to the application of Community rules on the procurement procedures of entities operating in the water, energy, transport and telecommunications sectors as amended by Directive 2007/66/EC

(Phase 3)

Article 1	Scope and availability of review procedures
Article 2	Requirements for review procedures
Article 2a	Standstill period
Article 2b	Derogations from the standstill period
	Point (b) of the first paragraph of Article 2b
Article 2c	Time limits for applying for review
Article 2d	Ineffectiveness
	Paragraph 1 (b)
	Paragraphs 2 and 3
Article 2e	Infringements of this Directive and alternative penalties
Article 2f	Time limits

ANNEX XXIX-G

OTHER NON-MANDATORY ELEMENTS OF DIRECTIVE 2004/18/EC

(Phase 4)

The elements of Directive 2004/18/EC set out in this Annex are not mandatory but recommended for approximation. The Republic of Moldova may approximate these elements within the time-frame set in Annex XXIX-B to this Agreement.

TITLE I Definitions and general principles

Article 1 Definitions (paragraphs 5, 6, 7, 10, and 11(c))

TITLE II Rules on public contracts

CHAPTER II Scope

Section 2 Specific situations

Article 11 Public contracts and framework agreements awarded by central

purchasing bodies

Section 4 Special arrangement Article 19 Reserved contracts

CHAPTER V Article 29 Article 32 Article 33 Article 34	Procedures Competitive dialogue Framework agreements Dynamic purchasing systems Public works contracts: particular rules on subsidised housing schemes
CHAPTER VI	Rules on advertising and transparency
Section 1	Publication of notices
Article 35	Notices: paragraph 3, and subparagraphs 2 and 3 of paragraph 4
CHAPTER VII	Conduct of the procedure
Section 2	Criteria for qualitative selection
Article 52	Official lists of approved economic operators and certification by bodies established under public or private law
Section 3	Award of the contract
Article 54	Use of electronic auctions

ANNEX XXIX-H

OTHER MANDATORY ELEMENTS OF DIRECTIVE 2004/18/EC

(Phase 4)

TITLE I Definitions and general principles
Article 1 Definitions (paragraphs 3, 4, and 11(e))

TITLE II Rules on public contracts

CHAPTER II Scope

Section 3 Excluded contracts
Article 17 Service concessions

TITLE III Rules on public works concessions

CHAPTER I Rules governing public works concessions

Article 56 Scope

Article 57 Exclusions from the scope (except the last paragraph)

Article 58 Publication of the notice concerning public works concessions

Article 59 Time limit
Article 60 Subcontracting

Article 61 Awarding of additional works to the concessionaire

CHAPTER II Rules on contracts awarded by concessionaires which are contracting

authorities

Article 62 Applicable rules

CHAPTER III	Rules applicable to contracts awarded by concessionaires which are not contracting authorities
Article 63	Advertising rules: threshold and exceptions
Article 64	Publication of the notice
Article 65	Time limit for the receipt of requests to participate and receipt of tenders
TITLE IV	Rules governing design contests
Article 66	General provisions
Article 67	Scope
Article 68	Exclusions from the scope
Article 69	Notices
Article 70	Form and manner of publication of notices of contests
Article 71	Means of communication
Article 72	Selection of competitors
Article 73	Composition of the jury
Article 74	Decisions of the jury
Annex VII B	Information which must appear in public works concession notices
Annex VII C	Information which must appear in works contracts notices of concessionaires who are not contracting authorities
Annex VII D	Information which must appear in design contest notices

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ANNEX XXIX-I

OTHER ELEMENTS OF DIRECTIVE 89/665/EEC

as amended by Directive 2007/66/EC

(Phase 4)

Article 2b Derogations from the standstill period
Point (c) of the first paragraph of Article 2b
Article 2d Ineffectiveness
Point (c) of the first paragraph of Article 2d
Paragraph 5

ANNEX XXIX-J

OTHER NON-MANDATORY ELEMENTS OF DIRECTIVE 2004/17/EC

(Phase 5)

The elements of Directive 2004/18/EC set out in this Annex are not mandatory but recommended for approximation. The Republic of Moldova may approximate these elements within the timeframe set in Annex XXIX-B to this Agreement.

TITLE I General provisions applicable to contracts and design contests

CHAPTER I Basic terms

Article 1 Definitions (paragraphs 4, 5, 6, 8)

TITLE II Rules applicable to contracts

CHAPTER I General provisions
Article 14 Framework agreements
Article 15 Dynamic purchasing systems

Section 2 Contracts and concessions and contracts subject to special

arrangements

Subsection 5 Contracts subject to special arrangements, provisions concerning

central purchasing bodies and the general procedure in case of direct

exposure to competition

Article 28 Reserved contracts

Article 29 Contracts and framework agreements awarded by central purchasing

bodies

CHAPTER V Procedures

Article 40(3)(i) and (l)

CHAPTER VI Rules on publication and transparency

Section 1 Publication of notices

Article 42 Notices used as a means of calling for competition: paragraph 2
Article 43 Contract award notices (only for the second and the third

subparagraphs of paragraph 1)

CHAPTER VII Conduct of the procedure Section 2 Award of the contract Article 56 Use of electronic auctions

Annex XIII Information to be included in contract notices:

D. Simplified contract notice for use in a dynamic purchasing system

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ANNEX XXIX-K

OTHER ELEMENTS OF DIRECTIVE 92/13/EEC

as amended by Directive $\frac{2007}{66}$ EC

(Phase 5)

Article 2b	Derogations from the standstill period
	Point (c) of the first paragraph of Article 2b
Article 2d	Ineffectiveness
	Point (c) of the first paragraph of Article 2d
	Paragraph 5

ANNEX XXIX-L

PROVISIONS OF DIRECTIVE 2004/18/EC OUTSIDE THE SCOPE OF APPROXIMATION

The elements listed in this Annex are not subject to the process of approximation.

TITLE II	Rules on public contracts
CHAPTER I Article 5	General provisions Conditions relating to agreements concluded within the World Trade Organisation
CHAPTER VI Section 1 Article 36	Rules on advertising and transparency Publication of notices Form and manner of publication of notices: paragraphs 2, 3, 4, 5, 6, 8
Article 37 Section 5 Article 43	Non-mandatory publication Reports Content of reports
TITLE V	Statistical obligations, executory powers and final provisions
Article 75	Statistical obligations
Article 76 Article 77	Content of statistical report Advisory Committee
Article 78	Revision of the thresholds
Article 79	Amendments
Article 80	Implementation
Article 81	Monitoring mechanisms
Article 82	Repeals
Article 83	Entry into force
Article 84	Addressees

ANNEXES

Annex III List of bodies and categories of bodies governed by public law

referred to in the second subparagraph of Article 1(9)

Annex IV Central Government authorities
Annex VIII Features concerning publication

Annex IX Registers

Annex IX A Public works contracts
Annex IX B Public supply contracts
Annex IX C Public service contracts

Annex XI Deadlines for transposition and application (Article 80)

Annex XII Correlation table

ANNEX XXIX-M

PROVISIONS OF DIRECTIVE 2004/17/EC OUTSIDE THE SCOPE OF APPROXIMATION

The elements listed in this Annex are not subject to the process of approximation.

TITLE I General provisions applicable to contracts and design contests

CHAPTER II Definition of the activities and entities covered

Section 2 Activities

Article 8 Lists of contracting entities

TITLE II Rules applicable to contracts

CHAPTER I General provisions

Article 12 Conditions relating to Agreements concluded within the World Trade

Organisation

Section 2 Contracts and concessions and contracts subject to special

arrangements

Subsection 1

Article 18 Works and service concessions

Subsection 2 Exclusions applicable to all contracting entities and to all types of

contract

Article 20 Contracts awarded for purposes other than the pursuit of an activity

covered or for the pursuit of such an activity in a third country:

paragraph 2

Subsection 5 Contracts subject to special arrangements, provisions concerning

central purchasing bodies and the general procedure in case of direct

exposure to competition

Article 27 Article 30	Contracts subject to special arrangements Procedure for establishing whether a given activity is directly exposed to competition
CHAPTER IV Article 38	Specific rules governing specifications and contract documents Conditions for performance of contracts
CHAPTER VI	Rules on publication and transparency
Section 1	Publication of notices
Article 44	Form and manner of publication of notices (only for the first subparagraph of paragraph 2, and for paragraphs 4, 5 and 7)
Section 3	Communication and information
Article 50	Information to be stored concerning awards
CHAPTER VII	Conduct of the procedure
Section 3	Tenders comprising products originating in third countries and relations with those countries
Article 58	Tenders comprising products originating in third countries
Article 59	Relations with third countries as regards service contracts

TITLE IV	Statistical obligations, executory powers and final provisions
Article 67	Statistical obligations
Article 68	Advisory Committee
Article 69	Revision of the thresholds
Article 70	Amendments
Article 71	Implementation of the Directive
Article 72	Monitoring mechanisms
Article 73	Repeal
Article 74	Entry into force
Article 75	Addressees

ANNEXES

Annex I Contracting entities in the sectors of transport or distribution of gas or

heat

Annex II Contracting entities in the sectors of production, transport or

distribution of electricity

Annex III Contracting entities in the sectors of production, transport or

distribution of drinking water

Annex IV Contracting entities in the field of rail services

Annex V Contracting entities in the field of urban railway, tramway, trolleybus

or bus services

Annex VI Contracting entities in the postal services sector

Annex VII Contracting entities in the sectors of exploration for and extraction of

oil or gas

Annex VIII Contracting entities in the sectors of exploration for and extraction of

coal and other solid fuels

Annex IX Contracting entities in the field of maritime or inland port or other

terminal facilities

Annex X Contracting entities in the field of airport installations

Annex XI List of legislation referred to in Article 30(3)

Annex XII List of professional activities as set out in point b of Article 1(2)

Annex XXII Summary table of the time limits laid down in Article 45

Annex XXV Time limits for transposition and implementation

Annex XXVI Correlation table

ANNEX XXIX-N

PROVISIONS OF DIRECTIVE 89/665/EEC AS AMENDED BY DIRECTIVE 2007/66/EC OUTSIDE THE SCOPE OF APPROXIMATION

The elements listed in this Annex are not subject to the process of approximation.

Article 2b	Derogations from the standstill period
	Point (a) of the first paragraph of Article 2b
Article 2d	Ineffectiveness
	Point (a) of the first paragraph of Article 2d
	Paragraph 4
Article 3	Corrective Mechanisms
Article 3a	Content of the notice for voluntary ex ante transparency
Article 3b	Committee Procedure
Article 4	Implementation
Article 4a	Review

ANNEX XXIX-O

PROVISIONS OF DIRECTIVE 92/13/EEC AS AMENDED BY DIRECTIVE 2007/66/EC OUTSIDE THE SCOPE OF APPROXIMATION

The elements listed in this Annex are not subject to the process of approximation.

Point (a) of the first paragraph of Article 2b Article 2d Ineffectiveness	Article 2b	Derogations from the standstill period
		Point (a) of the first paragraph of Article 2b
	Article 2d	Ineffectiveness
Point (a) of the first paragraph of Article 2b		Point (a) of the first paragraph of Article 2b
Paragraph 4		Paragraph 4
Article 3a Content of the notice for voluntary ex ante transparency	Article 3a	Content of the notice for voluntary ex ante transparency
Article 3b Committee Procedure	Article 3b	Committee Procedure
Article 8 Corrective Mechanisms	Article 8	Corrective Mechanisms
Article 12 Implementation	Article 12	Implementation
Article 12a Review	Article 12a	Review

ANNEX XXIX-P

THE REPUBLIC OF MOLDOVA: INDICATIVE LIST OF ISSUES FOR COOPERATION

- 1. Training, in the Union and in the Republic of Moldova, of officials of the Republic of Moldova from government bodies engaged in public procurement.
- 2. Training of suppliers interested participating in public procurement.
- 3. Exchange of information and experience on best practice and regulatory rules in the sphere of public procurement.
- 4. Enhancement of the functionality of the public procurement website and establishment of a system of public procurement monitoring.
- 5. Consultations and methodological assistance from the Union in application of modern electronic technologies in the sphere of public procurement.
- 6. Strengthening the bodies charged with guaranteeing a coherent policy in all areas related to public procurement and the independent and impartial consideration (review) of contracting authorities' decisions. (Cf. Article 270 of this Agreement).

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