

Agenda. Procurement of Government Outcomes (POGO) Call: 4PM GMT Tuesday 25th February 2020

ACCESS INFORMATION

Join Online: <https://zoom.us/j/109354733>

Or call in by finding your local number at <https://zoom.us/u/adeSrF0esC> Meeting ID: 109 354 733

16.00 – 16.10: INTRO & REFLECTIONS ON PREVIOUS MEETING by Chair Anne Davies.

- Welcome.
- Please send Ruairi any corrections to the Jan notes. Notes are posted online at https://golab.bsg.ox.ac.uk/documents/1074/2020-02-18_POGO-NotesFromJanCall_jrm.pdf.
- Any reflections on the January substantive topic? Recall that **Julian Blake** introduced a discussion on *Professional judgment – the scope of procurement professionals’ discretion in law and practice*.
- Next Steps: What resources might be helpful? Target audience? Volunteers for a working group?

16:10 – 16:40: SHORT BUT SUBSTANTIVE DISCUSSION:

Cultivating Collaborations? – Market Analysis & Consultations in a World of Complex Social Problems.

Discussion introduced by **Mark Roddan & Ruairi Macdonald**.

- **Questions for discussion:**
 - What do we see as the benefits of pre-procurement market engagement?
 - What are the barriers that prevent us from doing it more often? Are there “myths?”
 - How can we best manage the risks of doing it badly?
 - How can we address any cultural barriers?
- **Background Resources:**
 - Article 40 of the EU Public Procurement Directive: (2014/24/EU). (Text Provided Below).
 - [US] Office of Federal Procurement Policy (OFPP) “myth-busting” memos. [Don’t get lost in the detail of these. Just sharing to show how US perceives and tries to address a “myth” problem around industry engagement. These are about procurement generally and are not focused on social services. - Ruairi]
 - OFPP (2011) Memo: Myth-Busting”: [Addressing Misconceptions to Improve Communication with Industry during the Acquisition Process.](#)
 - OFPP (2019) Memo: “Myth-Busting #4” - [Strengthening Engagement with Industry Partners through Innovative Business Practices](#)
 - John Watt, ICLEI European Secretariat (2018) [Market Engagement Best Practice Report](#), ICLEI – Local Governments for Sustainability, European Secretariat. [We don’t plan to discuss this in detail but participants may find this relatively recent resource helpful. - Ruairi]

16:40 – 16:55 EMERGING INSIGHTS / PROJECT UPDATE:

Citymart Global Scan of Innovative Procurements.

- **Sascha Haselmayer** will describe Citymart’s definition of innovation and share high-level insights from the 36 different social care projects they analysed. See <https://www.citymart.com/small-business-procurement-innovation#TakeAways>.

16:55 – 16:58 UPCOMING EVENTS & HOUSEKEEPING NOTES from Ruairi Macdonald.

- Everyone is invited to join the new POGO LinkedIn Group: <https://www.linkedin.com/groups/12357605/>
- Next call is Tuesday, **31st of March, 2020**. Please send suggestions by March 10th.
- Events listed on POGO Webpage: <https://golab.bsg.ox.ac.uk/community/peer-learning-groups/pogo/>.
 - 2020 March 16, London, UK. [Kings College & GWU Symposium](#)
 - 2020 March 18, Warsaw, PL. [Transatlantic Conf.: Effective Contract Admin. and Dispute Res.](#)
 - 2020 July 7-8 [Villa Mondragone] near Rome, IT. [5th Global Procurement Conference](#)
 - 2020 September 3-4, Oxford, UK. [GO Lab Social Outcomes Conference](#).
 - 2020 September 24-25, Cagliari, IT. [5th Interdisciplinary Symposium on Public Procurement](#).
 - 2020 November 5-6. Cape Town, SA. 4th Intl. Conf. on Pub. Procurement Law Africa. [Call for Papers](#)
 - 2021 June 21-21, Nottingham. UK. [Public Procurement Global Revolution X](#).

16.58 – 17.00: MEETING CLOSE by Anne Davies

CHAPTER III
Conduct of the procedure

Section 1
Preparation

Article 40

Preliminary market consultations

Before launching a procurement procedure, contracting authorities may conduct market consultations with a view to preparing the procurement and informing economic operators of their procurement plans and requirements.

For this purpose, contracting authorities may for example seek or accept advice from independent experts or authorities or from market participants. That advice may be used in the planning and conduct of the procurement procedure, provided that such advice does not have the effect of distorting competition and does not result in a violation of the principles of non-discrimination and transparency.