

Government procurement price of floor standing battery in Switzerland

What is the legal framework for public procurement in Switzerland?

The legal framework for public procurement in Switzerland is very diverse, consisting of international regulation (GPA, bilateral agreements with the EU), national law, such as the Federal Act on Public Procurement, procurement regimes of the 26 cantons as well as the Intercantonal Agreement on Public Procurement.

What is iclg - public procurement laws and regulations - Switzerland?

ICLG - Public Procurement Laws and Regulations - Switzerland Chapter covers common issues including application of the law to entities and contracts, award procedures, exclusions and exemptions, remedies, privatisations and PPPs. 1. Relevant Legislation 2. Application of the Law to Entities and Contracts 3. Award Procedures 4.

Does Switzerland have a Government Procurement Agreement?

Switzerland is a party to the Government Procurement Agreement (GPA), a plurilateral agreement within the framework of the WTO. As such, it offers companies from other GPA member states open access to its public procurement market. Additionally, there are bilateral agreements with the European Union.

How many cantons have acceded to the Intercantonal agreement on public procurement?

So far, 21 Cantons have acceded to the revised Intercantonal Agreement on Public Procurement of 15 November 2019 (IAPP), the provisions of which are largely harmonised with those of the FAPP. The Cantons Ticino, Geneva, Obwalden and Appenzell Ausserrhoden have not yet joined the agreement.

How long can a contracting party appeal a decision in Switzerland?

Under the revised laws, the limitation periods for an appeal to the Swiss Federal Administrative Court or the competent cantonal appellate body are, both at the federal and cantonal/local level, 20 days from the notification of the ruling of the contracting party (article 56 para. 1 FAPP/IAPP).

Are in-state procurements exempt from the European Court of Justice?

The criteria correspond to those applied by the European Court of Justice in the Teckal matter (case number C-107/98 of 18 November 1999). Furthermore, so-called "in-state procurements" are also exempt under certain conditions, i.e., procurements by one legal entity from another independent legal entity.

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