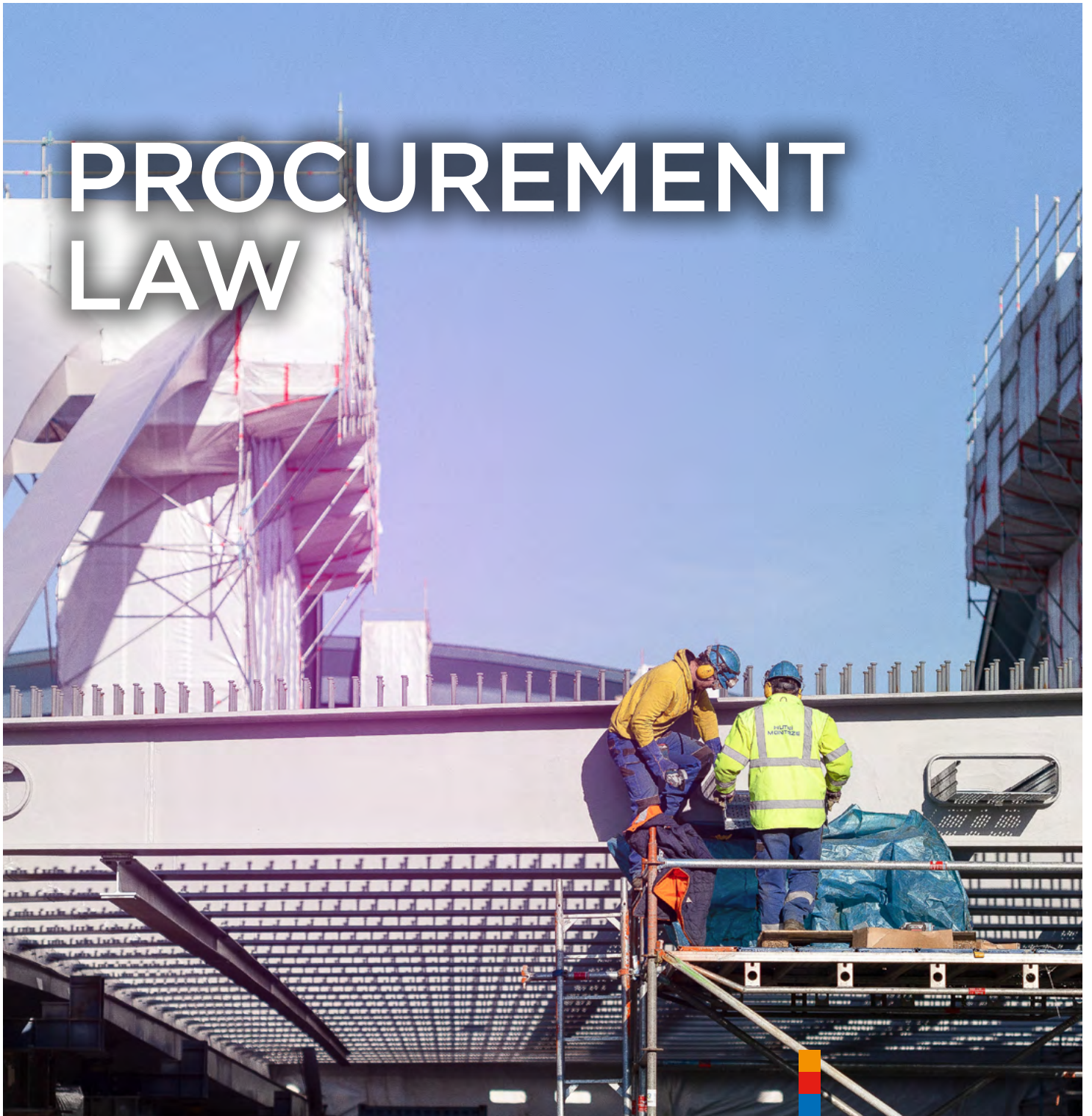


# PROCUREMENT LAW



We speak your language.  
Everywhere.



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## WE WILL GUIDE YOU THROUGH COMPLEX PROJECTS

The EU is an important economic factor with its procurement system. And a market with complex and dynamic framework conditions. Procedures, rules and procedures change quickly and place high demands on clients and potential contractors in equal measure.

Tendering procedures require a lot from all parties involved – it is important to always be up to date with regard to economic, technical and legal aspects. Often, questions of neighbouring fields of law provide additional impulses for the actual award procedure. Whether construction, supply and service contracts, concessions, competitions or PPP projects - we support you in every phase of the award procedure. In doing so, we accompany clients as well as contractors from all sectors.

Our advice starts with the preparation of tenders and bids, extends to the award of the contract, possible reviews and the execution of the contract. We see our task as avoiding or settling possible disputes as well as enforcing your claims. It goes without saying that we represent our clients before the public procurement review bodies, supreme courts, European instances and civil courts. We are also conducting such proceedings for you in other countries via the European sites of the Schindhelm alliance.

### **Advising clients**

As a customer, you are subject to strict procurement mechanisms. In our experience, sound preparation with early and close coordination processes is the key to a successful, legally secure and economic award procedure. We accompany public clients in the structuring of tendering and construction projects, supplies and services, PPP models. Our aim is to avoid review procedures from the outset through the design of the tender documents. To this end, we localise areas of tension as early as possible and look for suitable solutions.

### **Advising customers**

For you as a contractor, the preparation of the offer is crucial - already in this phase we are at your side with flexible and fast advice. We support you in creating the optimal strategic positioning for you in the award procedure without losing legal positions or compromising your chances of winning the contract.



## SELECTED CONSULTATION GOALS

The subject matter of procurement law is complex - just like the many years of experience and expertise of the specialists at Schindhelm. We are always up to date, sometimes even ahead of the curve, when it comes to anticipating changes and developing procurement law strategies.

In complex procurement procedures, we work in interdisciplinary teams. Thus, we offer civil law, construction law, procurement law and procedural law from a single source, seamlessly, flexibly, efficiently and precisely tailored to your needs. Our range of consulting services:

### **Advising customers and bidders**

- Examination of the obligation to tender and the possibilities of structuring procurement processes that are not subject to tendering.
- Preparation and drafting of tenders, preparation of the tender documents and in particular the contract documents.
- Structuring and optimising procurement procedures.
- Review of the tender documents.
- Supporting the contracting authorities in dealing with bidders' issues.
- Conducting the award procedure for the awarding authority to the extent permitted by law.
- Strategic support for bidders in the procurement process.

- Accompaniment of bid processing and assessment of bids, accompaniment and moderation of negotiations.
- Award management and control of the award.
- Introduction and implementation of internal awarding guidelines within the awarding authority.
- Support in order processing and project support.

### **Representation in review and appeal proceedings**

- Legal representation in review proceedings and appeal proceedings.
- Advice on dealing with awarding violations as well as procedural enforcement or defence against claims for damages.



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