



Fond za financiranje razgradnje NEK
Fund for financing the decommissioning of the Krško NPP

Radnička cesta 47
HR-10000 Zagreb

"Steps to Sharing" **Joint Procurement of Services / Facilities**

Fund for financing the decommissioning of the Krško NPP



Legislative Framework

- Directive 2014/24/EU of 26 February 2014 on public procurement (Text with EEA relevance)
 - Article 39 (Procurement involving contracting authorities from different Member States)
 - contracting authorities from different Member States may act jointly in the award of public contracts
- Croatian and Slovenian Intergovernmental Agreement on Regulation of Status and Other Legal Issues Regarding Investments in Krško NPP, and its Exploitation and Decommissioning
- national provisions



Agreement on joint public procurement

- ARAO & Fund Agreement on joint public procurement of services
 - The responsibilities of the parties
 - Relevant applicable national provisions
 - Internal organization of the procurement procedure:
 - the procedure management,
 - the distribution of services to be procured and
 - the conclusion of contract



Jointly ordered services

- Procurement of technical studies – background documents for preparation of Third revision of the Krško NPP RW & SNF Disposal Program:
 - New revision of document "Reference Scenario for Geological Disposal Facility in Hard Rock with Cost Estimation for its Implementation"
 - "Analysis of Possible Division and Takeover of Krsko NPP operational and Decommissioning Radioactive Waste"
- estimated net value of each service was below thresholds defined in Article 4 of Directive 2014/24/EU



Public procurement procedure ARAO - Fund

- Each organization was responsible for procurement of one of the studies under the national provisions in that country.
- Other party was participant in that procedure, including:
 - preparation of the procurement documentation
 - participation in the procurement process
 - contracting, monitoring and control of procedures
 - reviews of phase reports and final products (studies)



Public procurement procedure ARAO - Fund

- Parties jointly decided on:
 - estimated value of the procurements,
 - description, ToR, technical specifications and quantities of the services,
 - criteria for the selection of the suppliers,
 - deadlines and payment terms,
 - basic contractual provisions

- The costs for both services were split by half
 - the service provider invoiced the one organization (contract holder) and the other organization (participant) refunded 50% of the amount



Challenges and possibilities

- Differences in national provisions
 - provisions for public procurement of services below threshold (221.000 €) in Croatia are stricter and more complicated than in Slovenia
 - VAT treatment for ARAO (Public Agency) and Fund (nonprofit organization)
- Late approvals of annual budgets/financial planes
- for Croatia and Slovenia joint public procurement is interesting solution due to possible joint projects proposed in the frame of Third revision of the Krško NPP RW & SNF Disposal Program
 - R&D for SNF and HLW disposal
 - LILW predisposal management

Thank you for your attention



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Zbrinjavanje radioaktivnog otpada