Guidelines for Fighting Bid Rigging in Public Procurement: Progress Report on Implementation

Antonio Capobianco
Hilary Jennings
Competition Division, OECD
Background

- Hard Core Cartel Recommendation
- Survey of national practices
- Bid Rigging Guidelines & 2 Brochures

- RT on Public Procurement
- RT on Competition and Bidding Markets
- Dissemination and implementation

- 1998/1999
- 2006
- 2007/2008
- 2009
- 2010
Guidelines and brochures

More than 2000 copies in English have been distributed so far.
Available in 23 languages

- English
- French
- Arabic
- Chinese
- Czech
- Danish
- Finnish
- German
- Greek
- Hungarian
- Indonesian
- Italian
- Japanese
- Korean
- Lithuanian
- Polish
- Portuguese
- Romanian
- Russian
- Slovak
- Slovenian
- Spanish
- Turkish
Guidelines for Fighting Bid Rigging in Public Procurement

The OECD Competition Committee has developed a specific methodology to help governments improve public procurement by fighting bid rigging. Drawing on the experience of more than 20 jurisdictions, the OECD Guidelines for Fighting Bid Rigging in Public Procurement assist procurement officials to, first, reduce the risks of bid rigging through careful design of the procurement process and, second, to detect bid rigging conspiracies during the procurement process. The Guidelines include two checklists: a Checklist for Detecting Bid Rigging in Public Procurement and a Checklist for Designing the Public Procurement Process to Reduce the Risks of Bid Rigging.

The official version of the Guidelines is available in English and French.

The Guidelines are available in a number of languages:

- Arabic
- Hungarian
- Portuguese
- Chinese
- Indonesian
- Romanian
- Czech
- Italian
- Russian
- Danish
- Japanese
- Slovak
- Finnish
- Korean
- Slovenian
- German
- Lithuanian
- Spanish
- Greek
- Polish
- Turkish

In addition to the Guidelines, the OECD Competition Division has prepared two brochures to facilitate the use and dissemination of the Guidelines:

- Designing tenders to reduce bid rigging (English)
- Detecting Bid Rigging in Public Procurement (English)

An effective procurement policy must be designed to obtain goods and services at the lowest possible price or, more generally, to achieve the best value for money. Vigorous competition among suppliers helps governments realize this objective. However, the formal rules that govern procurement, the way in which an auction is carried out and the design of the auction itself can all act to hinder competition and help promote or sustain bid-rigging conspiracies. Bid-rigging conspiracies waste
Dedicated training material

• Half-day, one-day and two-day programmes
• Target audiences:
  – policy makers
  – procurement officials
  – agency staff
• Country examples
• Hypothetical case studies
Dissemination – Our interlocutors

- NCAs
- Other OECD Committees
- Schools of Government
- Other International Organisations
- Trade Associations
- OECD Regional Centres
- Policy Makers
- Procurement Officials
- OECD Competition Division
Type of events

- Workshops
- OECD meetings
- GFC 2010: Breakout session
- Bilateral consultations
- Regional/national conferences
- International conferences
- Training seminars

OECD Guidelines
Regional events
Global Forum on Competition

Regional Centre in Hungary
Regional Centre in Korea
ASEAN seminars
Latin American Competition Forum
OECD Pilot Project to reduce bid rigging in Latin America

Outreach to procurement officials
Interagency Taskforce
New enforcement powers
Investigations

Outreach to procurement officials
Outreach to Government agencies
Bid Rigging Roadshow
Investigations
OECD – CC Bid Rigging Project in South Africa

Outreach to procurement officials
Outreach to Government agencies
Launch of CIBD
School of Government training module
Possible future directions

- Extend OECD project to other countries
- Projects with other international/regional organisations
- Build on existing materials with more country examples
  - Inputs welcome!
More information on the Guidelines for Fighting Bid Rigging in Public Procurement is available at

www.oecd.org/competition/bidrigging