Commission Delegated Regulation (EU) 2019/1830 of 30 October 2019 amending Directive 2009/81/EC of the European Parliament and of the Council in respect of the thresholds for supply, service and works contracts (Text with EEA relevance)

COMMISSION DELEGATED REGULATION (EU) 2019/1830

of 30 October 2019

amending Directive 2009/81/EC of the European Parliament and of the Council in respect of the thresholds for supply, service and works contracts

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Directive 2009/81/EC of the European Parliament and of the Council of 13 July 2009 on the coordination of procedures for the award of certain works contracts, supply contracts and service contracts by contracting authorities or entities in the fields of defence and security, and amending Directives 2004/17/EC and 2004/18/EC[(1)], and in particular the second subparagraph of Article 68(1) thereof,

Whereas:

(1) By Decision 2014/115/EU[(2)], the Council approved the Protocol amending the Agreement on Government Procurement[(3)] ('the Agreement') concluded in the framework of the World Trade Organization. The Agreement is a plurilateral instrument and its purpose is to mutually open government procurement markets among its parties. It applies to any procurement contract with a value that reaches or exceeds the amounts ('thresholds') set in it and expressed as special drawing rights.

(2) One of the objectives of Directive 2014/25/EU of the European Parliament and of the Council[(4)] is to allow the contracting entities and the contracting authorities, which apply that Directive, to comply at the same time with the obligations laid down in the Agreement. In accordance with Article 17 of Directive 2014/25/EU every two years the Commission is to verify that the thresholds set out in points (a) and (b) of Article 15 of that Directive correspond to the thresholds established in the Agreement and is to, where necessary, revise them.

(3) The thresholds laid down in Directive 2014/25/EU have been revised. In accordance with Article 68(1) of Directive 2009/81/EC, the thresholds laid down in that Directive are to be aligned to the revised thresholds laid down in Directive 2014/25/EU.

(4) Directive 2009/81/EC should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Article 8 of Directive 2009/81/EC is amended as follows:

***Changes to legislation:** There are currently no known outstanding effects for the Commission Delegated Regulation (EU) 2019/1830. (See end of Document for details)*

(1) in point (a), ‘EUR 443 000’ is replaced by ‘EUR 428 000’;

(2) in point (b), ‘EUR 5 548 000’ is replaced by ‘EUR 5 350 000’.

Article 2

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2020.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 30 October 2019.

For the Commission

The President

Jean-Claude JUNCKER