



International conference on Social Economy under the auspices of the Slovak Presidency of the EU Council

Conference theme: **Social Economy as a key player in providing effective answers to current societal challenges in the EU and the world.**

Date: **30th November – 1st December 2016**

Place **Hotel Saffron, Radlinského 27, Bratislava, Slovakia**

PUBLIC PROCUREMENT AND SOCIAL ECONOMY SUBJECTS IN SLOVAKIA

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Law 336/2015 Z.z. support the least developed districts and the amendment of certain laws (employment law) differentiates between:

- ***Social Enterprise Labor Integration (SPPI)***
- ***Social Economy Enterprise (SSE)***

Specific case - **Social Municipal Enterprise** - SOP (can be SPPI respectively SSE), where founder / founder SOP is a municipality respectively group of municipalities within their one functional area, or on the micro regions level.

Support for social economy entities in SR is supported through:

- **support programs** (ESI + and other financial instruments) at national level and within the EU,
- **financial and non-financial incentives** for SSE startups,
- **creation of a favorable regulatory environment** (new legislation on state aid, public procurement ...) as an ecosystem, framework
- **support of various civic and community initiatives** (LEADER approach...).

Q1 : Do you think that this possibility is well known in your country, both by contracting authorities and by social economy enterprises themselves?

- so called „ reserved contracts“ in Slovak application practice are used mainly in the support of disabled - sheltered workrooms and sheltered workplaces,
- insufficient use is reserved contracts in the promotion of social economy entities notable exception - the application of social aspects in public procurement,
- partly in new operational programs the operational programmes, for public and private sector applicants.

Q2: What are the main barriers in the use of reserved contracts in your country?

- there is **no legislation** 'reserved contracts "for the social economy subjects, the Employment Law indeed defines such entities (SPPI and SSE), but the law only regulates the IN reserved contracts to sheltered workshops and sheltered workplaces,
- **limited experience and readiness / skills** of actors, for example in the separation of orders, setting criteria for the application of social aspects in public procurements,
- **insufficient public pressure** / public opinion on the use of social aspects in public procurements.

Q3: What are your views and your experience about this?

Lowest price

Easier organization of the competition, cheap solution, saving initial costs

Firmly set quality parameters. The lower price could mean lower quality

The most economically advantageous tender

Managing Quality Expectations

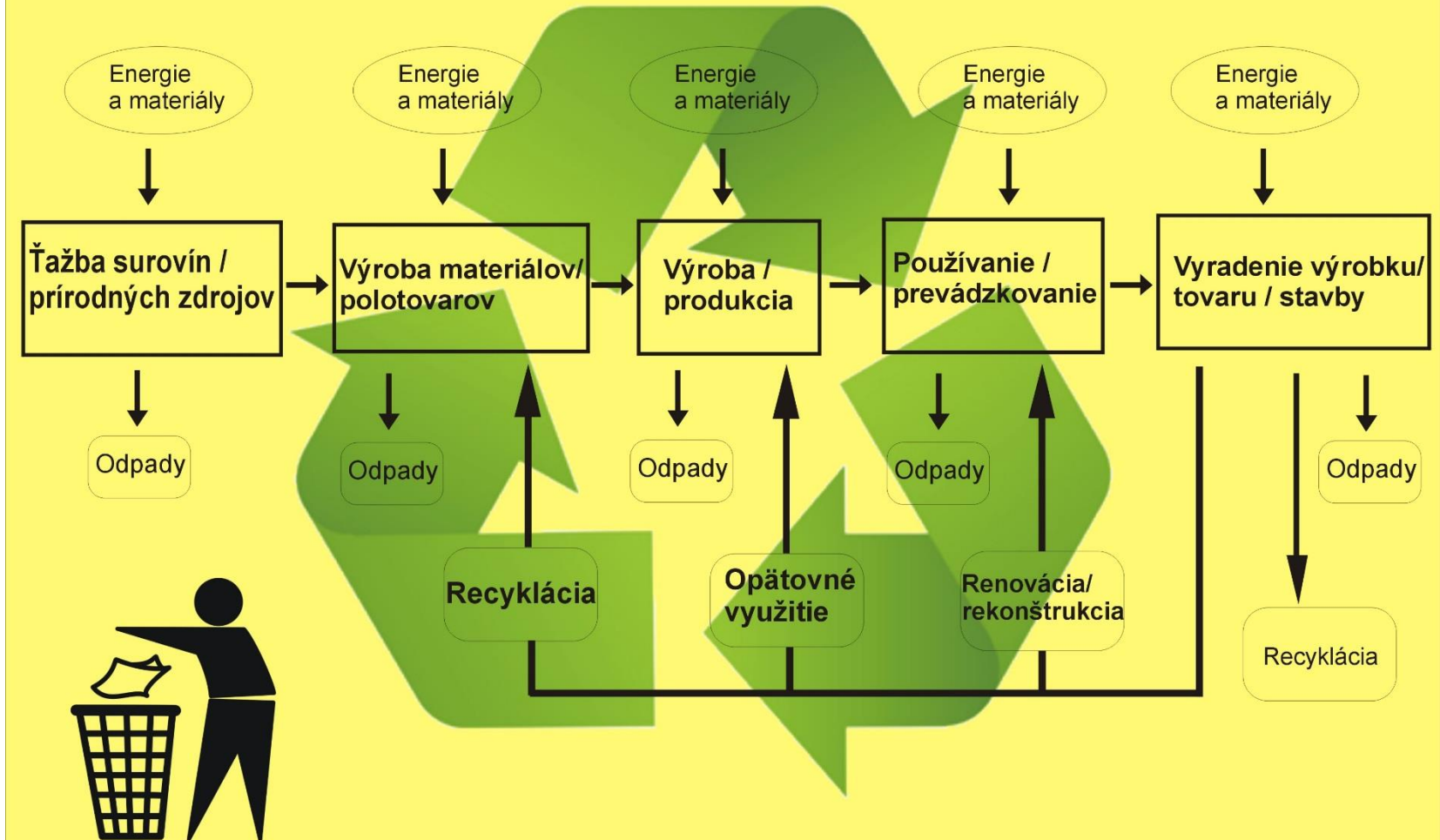
Demanding quality criteria and proposal of creation. Interpretation of results is difficult. Reflecting the observance of quality in contracts



rok	2011	2012	2013	2014	2015	Spolu
počet všetkých vyhlásených zákaziek	5698	9002	9991	8054	7418	40163
počet vyhlásených zákaziek s kritériom ENP	600	854	1339	1501	2023	6317
počet vyhlásených zákaziek bez ENP	5098	8148	8652	6553	5395	33846
% vyhlásených zákaziek s kritériom ENP zo všetkých vyhlásených	10,53%	9,49%	13,40%	18,64%	27,27%	15,73%

Approach 1: Life Cycle Costs

Životný cyklus výrobku, tovaru, stavby



Approach 2: Social aspects in public procurement

- inclusion of social aspects in the subject of the contract,
- sanctions for infringements of the social rights,
- a commitment to the achievement of social standards,
- compliance with the terms and conditions,
- to experience the difficult process of public procurement, the subject of the contract and the follow-up legislation,
- specificity in selection of appropriate criteria and weighting,
- time consuming preparation and impact on the costs of procurement,
- emphasis on teamwork and professionalism.

EXAMPLES OF GOOD PRACTICE



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Example 2: Assessment criteria and scaling in the contract documents

CONSTRUCTION OF TRANSPORT COMMUNICATION FOR WATER RETENTION WITHIN THE BOUNDARIES OF THE TECHNICAL UNIVERSITY IN ZVOLEN:		
A. Economic - price	scale	14.00%
B. Environmental - the number of types of products recycled		6.67%
C. Environmental - emissivity plastic tiles		5.00%
D. Environmental - thermal conductivity of the insulation board		15.00%
E. Technical quality - water retention - absorbability		28.33%
F. Technical quality - tension strength of the insulation board		21.67%

RECONSTRUCTION OF CULTURAL CENTER BREZINA, INCREASING ENERGY EFFICIENCY		
A. Economic - price	scale	80.00%
B. Social - the number of new jobs to marginalized unemployed Roma		10.00%
C. Environmental - the value of the waste material recovery (Recycled products)		10.00%

Q3: What do you think would be the most effective option(s)?

Are you aware of any of these practices in your country or other member states?

- **GECES recommended:** capacity building programs and training particularly for public authorities and networking between the various actors (authorities, social enterprise networks etc.)
- **Slovakia and tools, options:** social clauses, reserved contracts, other instruments for disadvantaged job seekers, long-term unemployed, persons with disabilities - sheltered workrooms and workplaces, community programs and initiatives ..., support socially responsible business...

Questions ...

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Integrovaná sieť regionálnych rozvojových agentúr

Integrated Network of Regional Development Agency