

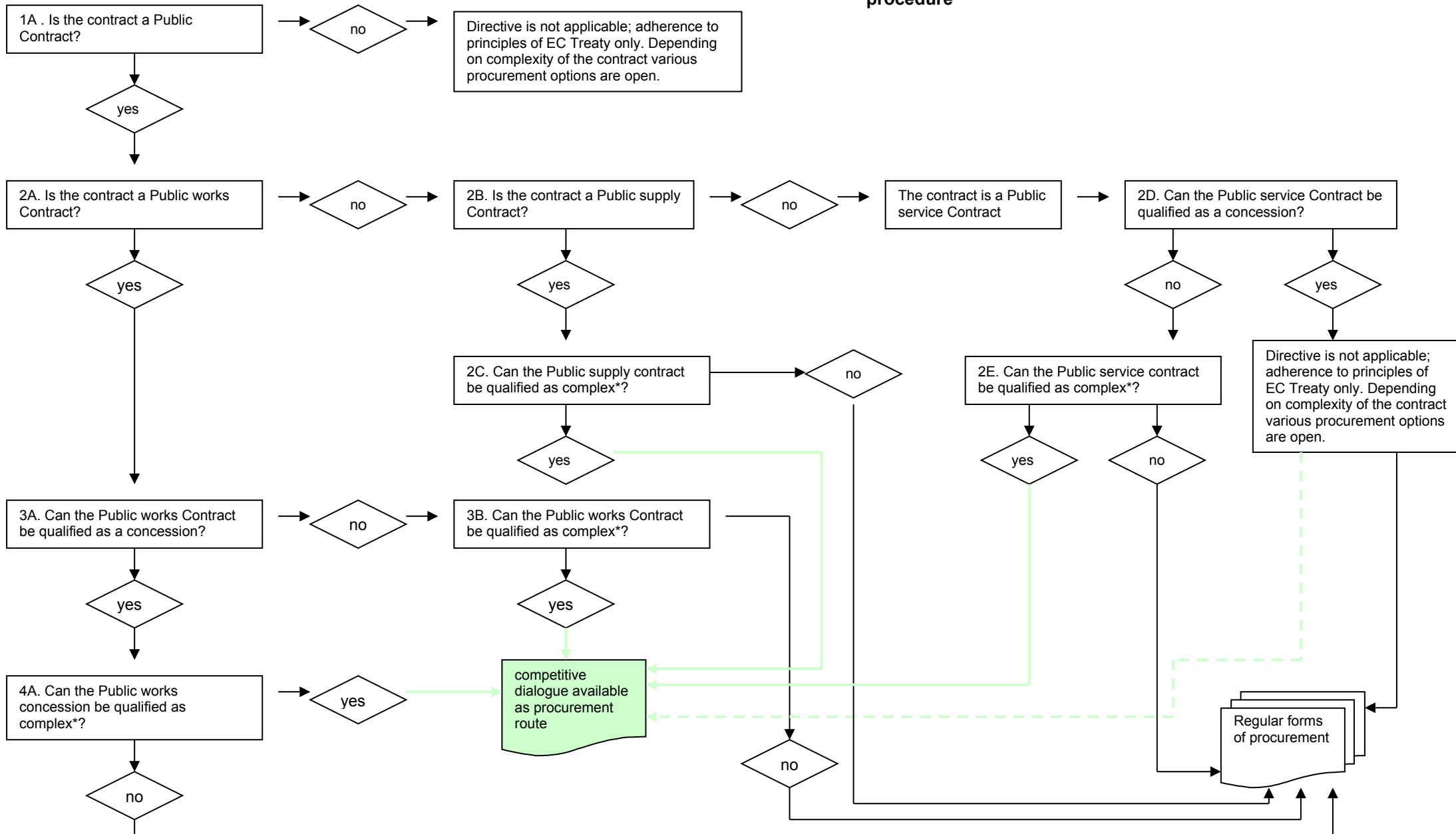


<b>Directive 2004/18/EC: Overview of contract categories and their suitability to be used in the competitive dialogue procedure</b>					
<b>Overall category of public contracts</b>	<b>Subtype of contract</b>	<b>Concession variant of subtype</b>	<b>Official definition of type of contract</b>	<b>Scope of application provisions Directive</b>	<b>Competitive dialogue applicable to procure complex* project?</b>
Public Contract			A contract for the pecuniary interest concluded in writing between one or more economic operators and one or more contracting authorities and having as their object the execution of works, the supply of products or the provision of services within the meaning of this Directive.		
	Public works contract		A public contract having as their object either the execution, or both the design and execution, of works related to one of the activities within the meaning of Annex I or a work, or the realization, by whatever means, of a work corresponding to the requirements specified by the contracting authority. A 'work' means the outcome of building or civil engineering works taken as a whole which is sufficient of itself to fulfil an economic or technical function.	Directive applies in full	Yes
		Public works concession	A contract of the same type as a public works contract except for the fact that the consideration for the works to be carried out consists either solely in the right to exploit the work or in this right together with payment	Particular provisions of the Directive apply	Yes
	Public services contract		A Public contract other than public works or supply contracts having as their object the provision of services referred to in Annex II. A public contract having as its object both products and services within the meaning of Annex II shall be considered to be a 'public service contract' if the value of the services in question exceeds that of the products covered by the contract. A public contract having as its object services within the meaning of Annex II and including activities within the meaning of Annex I that are only incidental to the principal object of the contract shall be considered to be a public service contract.	Directive applies in full	Yes
		Service concession	A contract of the same type as a public service contract except for the fact that the consideration for the provision of services consists either solely in the right to exploit the service or in this right together with payment	Provisions of the Directive do not apply	Not obligatory. Principles of EC Treaty only govern procurement. CD procedure can be declared applicable on individual base.
	Public supply contract		A public contract other than a Public works contract having as their object the purchase, lease, rental or hire purchase, with or without option to buy, of products. A public contract having as its object the supply of products and which also covers, as an incidental matter, siting and installation operations shall be considered to be a 'public supply contract'.	Directive applies in full	Yes
		No concession variant			Not relevant

\* Term 'complex' means: technically complex, or a complex legal or financial make up of the contract



EU Directive 2004/18/EC: Flow chart on decision making to identify the potential applicability of the competitive dialogue procedure



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