





REGIONALNI DAN INŽENIRJEV



## **Federal Chamber of Architects and Chartered Engineering Consultants**

Federal Section of Architects

Federal Section of Chartered Engineering Consultants

- Civil Engineering
- Water Management
- Industrial Technology
- Mining
- Surveying
- Information Technology
- Urban & Regional Planning, Landscape Architecture & Geography
- Agriculture, Forestry & Biology

25.10.2011

Dipl.-Ing. Gerald Fuxjäger



REGIONALNI DAN INŽENIRJEV



## **Federal Chamber of Architects and Chartered Engineering Consultants**

### **International Memberships of the Federal Section of Architects**

- Architects Council of Europe (ACE)
- Union Internationale des Architectes (UIA)
- European Forum for architectural policy (EFAP)
- Group of Coordinators - Beratender Ausschuss der EU-Kommission für die Ausbildung auf dem Gebiet der Architektur (Aste)

25.10.2011

Dipl.-Ing. Gerald Fuxjäger



REGIONALNI DAN INŽENIRJEV



## Federal Chamber of Architects and Chartered Engineering Consultants

### International Memberships of the Federal Section of Chartered Engineering Consultants

- Austrian Consultants Association (ACA)
- European Council of Engineers Chambers (ECEC)
- Comite de Liaison des Geometres Europeen (CLGE)
- European Federation of Engineering Consultancy Associations (EFCA)
- Federation Internationale des Ingenieurs-Conseils (FIDIC)

25.10.2011

Dipl.-Ing. Gerald Fuxjäger



REGIONALNI DAN INŽENIRJEV



## Federal Chamber of Architects and Chartered Engineering Consultants

### 4 Regional Chambers of Architects and Chartered Engineering Consultants

Chamber of Architects and Chartered Engineering Consultants of Vienna, Lower Austria and Burgenland

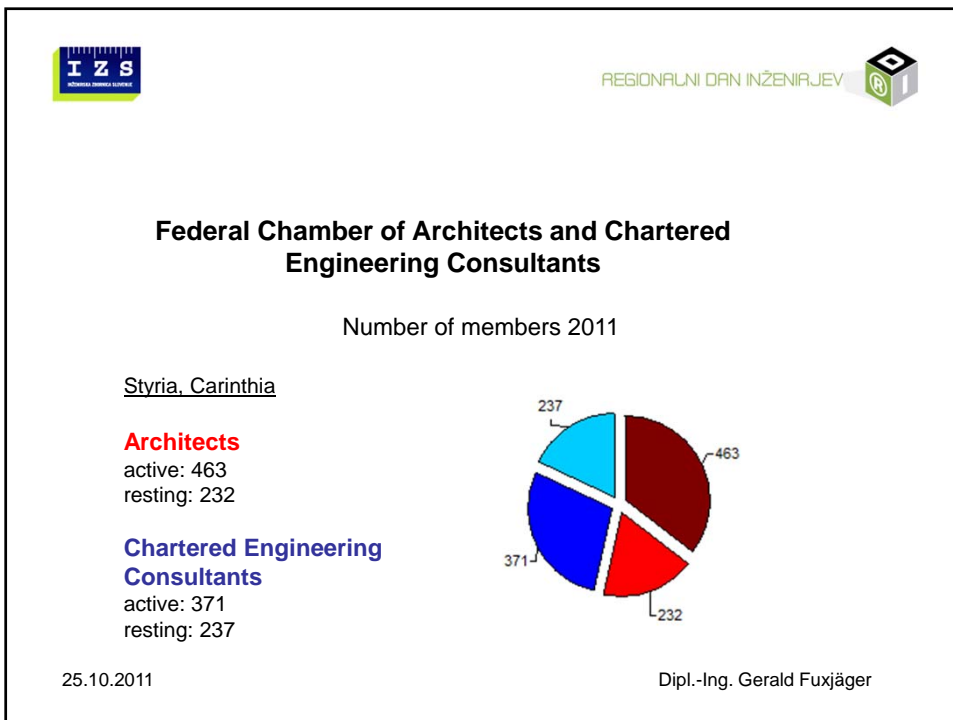
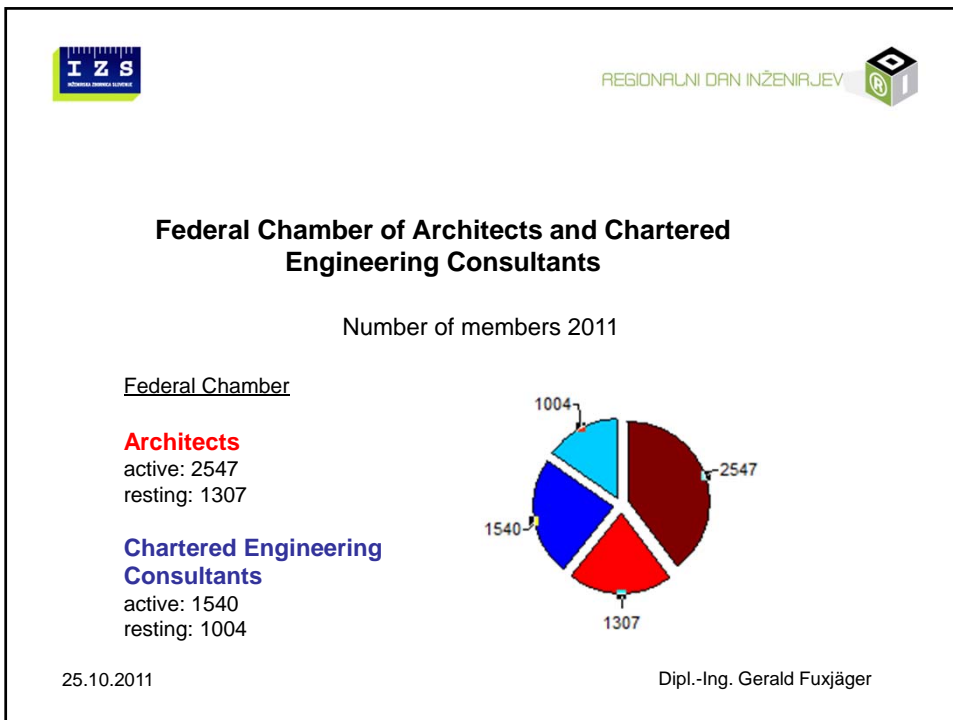
Chamber of Architects and Chartered Engineering Consultants of Styria and Carinthia

Chamber of Architects and Chartered Engineering Consultants of Upper Austria and Salzburg

Chamber of Architects and Chartered Engineering Consultants of Tyrol and Vorarlberg

25.10.2011

Dipl.-Ing. Gerald Fuxjäger





### Relevant legislation for public procurement in Austria

- Federal Procurement Act 2006 (BVerG) implements Directives 2004/17/EC and 2004/18/EC
  - since 2002 harmonised public procurement of substantive regulations exist
  - the legal protection for awarding is (still) regulated by the law of each federal state (nine different provincial laws)
  - The BVerG covers also the purchases below the thresholds. But they have a lighter and more flexible procedure as the ones above.

25.10.2011

Dipl.-Ing. Gerald Fuxjäger



### national scale for intellectual services

above EUR 193.000	negotiated procedure with prior publication of a contract notice EU-wide
under EUR 193.000	negotiated procedure with prior publication of a contract notice at national level
EUR 100.000	negotiated procedure without prior publication of a contract notice
EUR 100.000	direct award
EUR 96.500	negotiated procedure without prior publication of a contract notice with only one company

25.10.2011

Dipl.-Ing. Gerald Fuxjäger



REGIONALNI DAN INŽENIRJEV



### national scale for service contracts

above EUR 193.000	open or restricted procedure with prior publication of a contract notice EU-wide
under EUR 193.000	open or restricted procedure with prior publication of a contract notice at national level or negotiated procedure with prior publication of a contract notice at national level
EUR 100.000	restricted procedure without prior publication of a contract notice
EUR 100.000	negotiated procedure without prior publication of a contract notice
EUR 100.000	direct award

25.10.2011

Dipl.-Ing. Gerald Fuxjäger



REGIONALNI DAN INŽENIRJEV



### architectual design contests

above EUR 193.000	open or restricted competition with prior publication of a contract notice EU-wide
under EUR 193.000	open or restricted competition with prior publication of a contract notice at national level or invited competition

25.10.2011

Dipl.-Ing. Gerald Fuxjäger



### main contracting authorities

- BIG, ASFINAG, ÖBB  
On federal level, the federal chamber takes over the advice and support of the awarding authorities or the examination of documents.
- LIG, KAGES, Communities  
As regards regional authorities the respective regional chamber takes over these agendas.

25.10.2011

Dipl.-Ing. Gerald Fuxjäger



### most common problems in procurement procedures

- since the abolition of fee guidelines on 31.12.2006 there are only predominantly price competitions for awards
- problem of defining quality criterias for traditional engineering services, which do not affect office or sales figures
- high qualitative selection or selection criterias e.g. sales figures from recent years, staff numbers, training

### consequences

In Austria, there are generally small or very small offices so they can hardly compete with large firms from abroad.

25.10.2011

Dipl.-Ing. Gerald Fuxjäger



### what we stand for

- qualitative criteria instead of price
- selection criteria in accordance with the contract
- SME-friendly procurement
- promotion of young entrepreneurs

25.10.2011

Dipl.-Ing. Gerald Fuxjäger



### review bodies

- Federal Public Procurement Office  
review of procurement decisions taken by public contracting authorities on federal level
- Independent Administrative State Senate or Public Procurement Complaint Board  
reviewing public award procedures attributable to the specific State
- Federal Administrative Court
- Federal Constitutional Court

25.10.2011

Dipl.-Ing. Gerald Fuxjäger





Chamber of Architects and Chartered  
Engineering Consultants  
Schönaugasse 7/1  
8010 Graz

Tel: 0043/316/82 63 44 – 0  
Fax: 0043/316/82 63 44 – 25