Deep Dive Parallel Sessions

Mastering the Art of Innovation Procurement

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Mastering the Art of Innovation Procurement
Legal considerations for innovation procurement

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Directive 2014/24/EU (Art.2 par.22) defines innovation:

“the implementation of a new or significantly improved product, service or process, including but not limited to production, building or construction processes, a new marketing method, or a new organizational method in business practices, workplace organization or external relations inter alia with the purpose of helping to solve societal challenges or to support the Europe 2020 strategy for smart, sustainable and inclusive growth”
What is Innovation Procurement?

**Commission notice** *(2021 C 267/01)*:

“Innovation procurement” refers to any procurement that **has one or both** of the following aspects:

- **buying the process of innovation** – research and development services – with (partial) outcomes;
- **buying the outcomes of innovation**.
Attracting innovation

- Open Market Consultation
- Technical specifications
- Variants
- Award criteria

Legal Considerations for Innovation Procurement – Eleni Lianou
Intellectual Property Rights Management

IPRs transferred to the public buyer

IPRs remain to the contractor
Contract performance

- Contract performance criteria
- Exit clauses
- Contract modification clauses
Thank you for your attention

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