



PROCUREMENT & STATE AID

Awarding contracts,
financing projects.



YOUR PERSPECTIVE.
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Public procurement law

We help you in optimising your procurement processes. First of all, we work hand in hand with you to create good structures which make even complex purchasing processes easily manageable. We then guide you expertly through the entire process – from the design of the tender documents, to bidder communication and through to the award of the contract. We ensure your procurements run smoothly and you achieve your economic objectives to the fullest extent possible. Our areas of expertise include:

- Awarding of works, supplies and services contracts of all kinds
- Sector and concession awards
- Innovation partnerships and competitive dialogues
- Public-private partnerships (PPPs) and public-public cooperation
- Partnering agreements / multi-party contracts
- Real estate transactions, including concept-driven procedures
- Expert reports, for example on in-house transactions, reviewing tender obligations
- Grants
- Representation in procurement review proceedings and claims for damages

State aid law

The government has to provide adequate funding for public services. At the same time, however, the use of public money should not lead to distortions of competition in the European Single Market. State aid law stakes out the boundaries between these two diametric opposites. We help you find the right path. Our inquisitive nature stands us in good stead for keeping up-to-date with state aid law that is constantly evolving and, little by little, permeating sectors of the economy which until now had not been affected.

We are absolutely convinced that no project need fail on account of state aid law. Because state aid law is never concerned with the ‘if’ – only the ‘how’. We take the provisions of state aid law and find practical, cost-efficient answers – taking the requirements of all relevant fields of law into account. We are particularly skilled in developing compliant financing strategies for transport infrastructure projects. We specialise in advising regional authorities and public companies on the following areas:

- Exclusion / exemption for state aid
- Public sector transactions
- European Commission (preliminary contact, pre-notification and audit processes)
- Court representation / defence in the case of competition complaints

➤ “We are using state aid for the expansion of the Lower Saxony seaport. To do this, we have to navigate (EU) state aid law. GSK is a reliable pilot, guiding us through the rough waters of regulatory requirements.”

Holger Banik, Managing Director of Niedersachsen Ports GmbH & Co. KG and JadeWeserPort Realisierungs GmbH & Co. KG



Find the right experts.



Scan the QR code and get to know the lawyers of our “Procurement & state aid” team.

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