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# Deep Dive Parallel Sessions

## Mastering the Art of Innovation Procurement



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#Procura2024



# Mastering the Art of Innovation Procurement

## Legal considerations for innovation procurement

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**Lisbon, 13.3.2024**

# 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



# Intellectual Property Rights Management

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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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