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4. EU Competition Law and Public Procurement: The Inability of EU Competition Rules to Rein in Anti-Competitive Public Procurement. I. Introduction; II. The Inability of Rules on the Grant of State Aid and Special or Exclusive Rights to Tackle Anti-Competitive Public Procurement; III. The Inapplicability of 'Core' EU Antitrust Rules to Public Procurement: A Jurisprudentially-Created Gap in EU Competition Law; IV. The Insufficiency of State Action Doctrine to Capture Most of the Anti-Competitive Public Procurement Regulations and Practices V. Preliminary Conclusions: The Insufficiency of Current Competition Institutions and Potential Improvements to Achieve Better Results VI. A Revision of Current Doctrine to Achieve Better Results (I): A More Economic Approach to the Concept of 'Economic Activity' in the Public Procurement Field; VII. A Revision of Current Doctrine to Achieve Better Results (II): Setting the Proper Bounds to the State Action Doctrine; VIII. Conclusions to this Chapter; 5. The Principle of Competition Embedded in the EU Public Procurement Directives; I. Introduction II. The Competition Principle Embedded in the EU Public Procurement Directives

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Sommario/riassunto

This comprehensive book explains the many ways in which the fields of Public procurement and competition law interact and overlap.

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