

In depth description of the 5 good practices selected dealing with regulatory reliefs, incentives or other simplification measures

PARTNER *Estonia*

Good practice selected: EMAS or ISO14001 can be used as criteria or validation in GPP

N. assigned in the mapping phase	2
Promoting institution(s)	State
Type of measure	Green Public Procurement
Background	This is not a measure developed in Estonia to support EMAS implementation but rather a requirement of EU directive.
Detailed description of the measure	In the public procurement procedure, it is possible to set the selection criteria for tenderers or candidates in order to verify their technical and professional ability. In the criteria it is allowed to demand the submission of the list of environmental management measures applied when performing the public contract. In this case it is referred to the EMAS or international standards, such as ISO14001. This can be used in any public procurement if necessary. It applies to all companies

	participating in the public procurement or tender.
Legislative reference	<p>The new Public Procurement Act (Passed 14.06.2017, in force since 01.09.2017):</p> <p>§ 101. (1) In order to verify if the technical and professional ability of the tenderer or candidate meets the selection criteria, the contracting authority or entity may demand the submission of the following information and documents, depending on the nature, quantity and manner of use of the supplies, services or works purchased on the basis of the public contract: 7) environmental management measures applied when performing the public contract; (6) Where the contracting authority or entity requires the submission of a list of the environmental management measures applied on the basis of clause 7 of subsection 1 of this section, the contracting authority or entity refers to the Eco-Management and Audit Scheme (EMAS) of the Union or to European Union certification legislation based on international standards or to environmental management standards based on the relevant European or international standards by accredited bodies.</p>
Level of Application (regional, national, etc.)	National
Score obtained in the first level	7,5

assessment	
Score obtained in the second level assessment	9
Final Score	16,5
Legal feasibility - 3	
Description	The measure does not require high legislative effort to be adopted.
Economic feasibility - 3	
Description	There are no time savings for the Competent Authority related to this measure but implementing this measure does not require high costs to be adopted.
Technical feasibility - 3	
Description	Implementing this measure does not require high technological effort to be adopted. But to support the application of this criteria in the public procurement, Estonia has started to develop an electronic public procurement platform where green criteria can be easily chosen. This however, has brought along some technical problems and has not been completely developed yet.
Achieved results - 1	

Description	<p>This measure has been quite successful in motivating the implementation of ISO14001, especially in the construction sector.</p> <p>However, it has had almost no effect on EMAS implementation but rather because requiring only EMAS in the procurement is not allowed.</p>
Environmental benefit - 3	
Description	<p>EMAS and ISO14001 criteria can be used in any procurement but it is often used in procuring construction work, which is in the list of "high complexity" sectors.</p>