Advanced Public Procurement (2020)

Prosperity

Plazo: 12 Apr 2020

<table>
<thead>
<tr>
<th>Tipo:</th>
<th>Course</th>
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<tr>
<td>Ubicación:</td>
<td>Basado en web</td>
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<tr>
<td>Fecha:</td>
<td>6 Abr 2020 a 8 May 2020</td>
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<td>Duración del evento:</td>
<td>5 Semanas</td>
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<td>Área del programa:</td>
<td>Public Finance and Trade</td>
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<td>Público Objetivo Específico:</td>
<td>No</td>
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<td>Sitio web:</td>
<td><a href="https://unitar.org/sustainable-development-goals/prosperity/our-portfolio/financ">https://unitar.org/sustainable-development-goals/prosperity/our-portfolio/financ</a>...</td>
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<td>Precio:</td>
<td>$800.00</td>
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<tr>
<td>Correo Electrónico del Centro de Coordinación del Evento:</td>
<td><a href="mailto:pft-elearning@unitar.org">pft-elearning@unitar.org</a></td>
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ANTECEDENTES

Los negocios realizados por el gobierno de un país con individuos o organizaciones industriales, comerciales o empresariales, para propósitos de venta, compra, construcción, adquisición de servicios, disposición de bienes obsoletos, etc., se llaman contratos públicos. En los países que siguen el sistema de derecho civil, estos contratos se conocen generalmente como “contrato administratif” o Marches Publics.

En los asuntos de contratos, es inevitable distinguir entre la posición del Estado, cuyo principal interés es el bienestar de la sociedad en su conjunto, y una persona que ve sus propios beneficios. Existen reglas especiales de procedimiento que deben ser seguidas mientras se venden o se adquieren a través del gobierno. Falta de cumplimiento de los formularios prescritos anula un contrato. Necesariamente, el gobierno debe operar exclusivamente a través de representantes, que, al igual que los agentes en las empresas privadas, carecen de supervisión motivada por incentivos de beneficio personal. El gobierno no está obligado por un acuerdo a menos que el funcionario lo haga con la expresión de autoridad para entrar en un contrato en nombre del gobierno y que lo haya hecho dentro del ámbito de esta autoridad. La división de funciones gubernamentales resulta en una autoridad que proporciona fondos, otra que determina el modo de gasto, y, frecuentemente, el tercero que efectúa la compra real, mientras que el usuario de dicha comprador es la cuarta autoridad. La quinta autoridad supervisa y controla todos los contratos de la entidad de compra. El gobierno se reserva derecho a terminar un contrato en cualquier momento sin razón. Asunto de contratación en algunos países disfruta de inmunidad soberana frente a acciones legales. De igual manera, un periodo de limitación más largo está disponible para las entidades de adquisición que a finales de 2020 el gobierno y las entidades de adquisición pueden iniciar acciones legales y otras procedimientos legales.
persons or private business entities. In fact, some of these are the privileges enjoyed by the “governments or public authorities”.

Public procurement contracts are a very wide subject. Tremendous amount of administrative and legal literature is available on the subject of public contracts in the world and on various websites. A large number of books and articles have been written by various eminent authors on the subject. Further, literature on public contracts is country specific. Every country enters into a large number of public contracts every year and has laws, conditions, rules, books and other material on the subject of public contracts. Therefore, in this course an attempt has been made to inform the participants about some of the major principles of public procurement contracts.

OBJETIVOS DE APRENDIZAJE

At the end of the course, the participants should be able to:

- Describe the efforts made by various international institutions in the preparation of legal framework for public procurement;
- Identify the existing or required legal framework for public procurement in various countries;
- Analyze and make use of the process of pre-qualification of tenderers, the process of inviting tenders or bids;
- Explain the process of selection of the right tenderer for the procurement of goods or works and the making of the contract;
- Evaluate a given procedure for the performance of the procurement of contract; and
- Defend his/her chosen methods for the resolution of disputes in procurement contracts.

CONTENIDO Y ESTRUCTURA

The course consists of the following Lessons:

- Lesson 1 : Introduction
- Lesson 2 : International legal Framework I
- Lesson 3 : International Legal Framework II
- Lesson 4 : Domestic Legal Framework
- Lesson 5 : Tendering or Bidding Process
- Lesson 6 : Selection of the Supplier
- Lesson 7 : Making of the Contract
- Lesson 8 : Performance of the Contract - I
- Lesson 9 : Performance of the Contract II
- Lesson 10 : Other Conditions
- Lesson 11: Conditions Specific to Works Contracts
- Lesson 12: Resolution of Disputes I
- Lesson 13: Resolution of Disputes II

METODOLOGÍA

In order to ensure the best possible outreach, the course will be delivered through e-learning. Through a multiple-instructional setting, the goal is to achieve the learning objectives by means of learning technologies that match personal learning styles and by the inclusion of non-linear learning that aims at the development of just-in-time skills of adult learners. At the same time, in order to allow participants maximum flexibility of scheduling, the learning will be conducted in an asynchronous manner. Using a state-of-the-art training architecture, UNITAR will combine self-learning with assessments and online discussions. The pedagogy - adapted specifically to professionals in full-time work - will help train participants through various experiences: absorb (read); do (activity); interact (socialize); reflect (relate to one’s own reality).

PÚBLICO OBJETIVO

The Course concentrates on the detailed methods and procedures of public procurement. Therefore, the government
officials engaged in public procurement, of appropriate level, from the concerned ministries and departments, such as, Ministry of Procurement or Procurement Organizations, Ministry of Finance, Ministry of Justice, Ministry of Planning and Investment, Ministry of Foreign Affairs, senior and middle level officials of State-Owned enterprises who enter into foreign or domestic agreements for procurement of goods and works, representatives from the Law Faculties of the Universities who may be interested in national and international procurement, as well as all other organizations involved or concerned with the public procurement of goods and works and procurement management institutions will be benefited by this Course.

Representatives of trade and industry who enter into international and domestic agreements for providing goods and works to the Public Procurement Authorities worldwide will find the course very useful.

The Course proposes to provide specific information about public procurement policies and procedures. Therefore, policy analysts, decision makers as well as government and private lawyers involved in drafting and negotiating procurement agreements will find the Course helpful and interesting.

INFORMACIÓN ADICIONAL

A certificate of completion will be issued by UNITAR to all participants who complete the course-related assignments and assessments successfully. Course schedule is subject to change. Course fee is non-refundable but transferrable to another course or participant and subject to change as per UNITAR's policy on pricing.

Recommended hardware and software requirements for taking our e-learning courses:

- Platform: Windows XP sp3, Vista sp2, Windows 7 sp1, MacOS X.
- Hardware: 2 GB of RAM and higher for Vista and Windows 7.
- Software: Microsoft Word, Microsoft Excel, Microsoft Powerpoint and Adobe Acrobat Reader (downloadable for free at adobe.com).
- Browser: Internet Explorer 8 or higher; Mozilla Firefox 8 or higher.
- Internet connection: 128kbps and higher.
- Note: JavaScript, pop-ups & cookies must be enabled.