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Press Release

EPTO supports the EC on their interpretative Guidelines to the public service regulation 1370/2007 as they are helpful and necessary for clearer and fairer market conditions.

Speaking at the Commission conference on the interpretative guidelines concerning Regulation 1370/2007 EPTO stressed the importance of the interpretative guidelines for clear and fair market conditions and supported the approach of the European Commission.

The guidelines clearly state that all procedures, including negotiations must be fair and respect the principles of transparency and non-discrimination. EPTO also supports that all tender procedures need to be designed in such a way that they avoid undue restriction of the number of potential bidders. In order to avoid illegal state aid reviews authorities will now be eager and vigilant to apply reasonable, fair and practical awarding conditions.

The guidelines help to clarify the scope of operations of inhouse operators who have received a contract award without tendering.

Piers Marlow: ‘‘*The guidelines set out once more and clearly the limits for inhouse operators having received a directs award without tendering. By doing so they indicate that they should stick – with clearly defined exemptions - to their territory. We also welcome that the guidelines also include de-facto situations,*

John Birtwistle: “ Over the past years EPTO has observed a lot of individual and sometimes distorting implementations of the public service regulation in the member states. It is good that these times are over now.

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