

July 2022

New legislation in public procurement: modification of the state transparency law

SUMMARY

[Law 14/2022](#), of July 8, amending [Law 19/2013](#), of December 9, on transparency, access to public information, and good governance, has been published in BOE, in order to regulate the statistics of micro, small, and medium-sized enterprises (SMEs) in public procurement.

The new Law, in accordance with its single article, modifies article 8 of Law 19/2013, in order to add a new obligation that affects, among others, the administrations of the Autonomous Communities and the entities that make up the Local Administration. Said obligation will consist of making statistical information on the percentage of participation in contracts awarded (both in relation to their value and in number of contracts) on subjects that have the category of micro-, small and medium-sized enterprises (SMEs) public. All this, within the framework of the procedures and classifications established in the legislation on public sector contracts, and with a publication of the information every six months, starting one year after the publication of this regulation. The entry into force of the regulation will take place this July 29.

In Catalonia, the AOC Consortium (Open Administration of Catalonia) has issued a statement explaining that, by reporting the contractual activity of the entity in the Government of Catalonia's Register of Public Contracts, the obligation established in the Article 346 of Law 9/2017, of November 8, on Public Sector Contracts (LCSP), regarding the reporting of Contracts in the Register of Public Sector Contracts is complied with, as it is from this tool, managed by the aforementioned Technical Secretariat and implemented by the AOC Consortium in local entities and Catalan universities, that information is sent to the Ministry of Finance's Public Register of Public Sector Contracts (RPC). Through the incorporation of this information in the RPC, the corresponding communication to the Audit Office is also carried out.

The AOC Consortium, in this regard, reminds of the obligation to use this service for the sending of contractual statuses as well (modifications, extensions, and settlements).

DO YOU HAVE ANY QUESTIONS?

From our Administrative Law and Urban Planning Area, we work to be able to offer you a response to any doubts that this situation may raise. If you have any questions, don't hesitate to contact us.

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