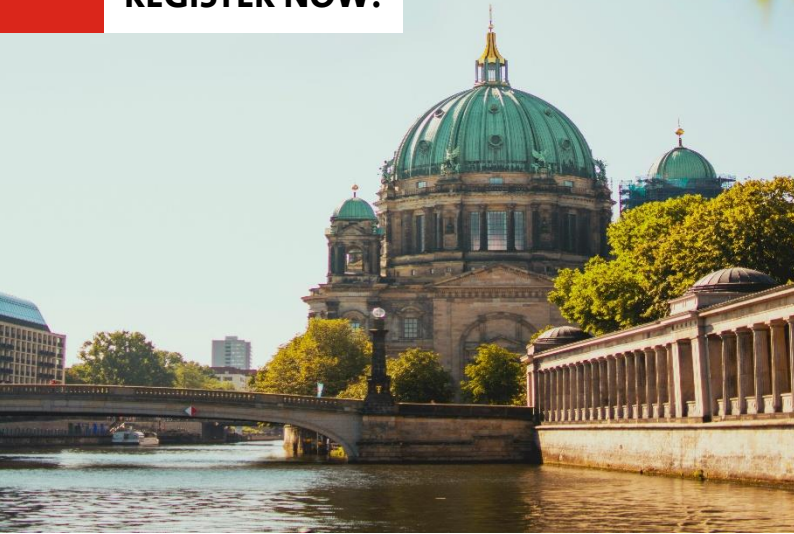


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## European Defence & Security Procurement: Legal Framework & Compliance

6 –7 November 2025

**Berlin**

### Experts



#### **Prof. Christopher Bovis**

Chair in Law and Professor of European Business Law, University of Hull, Hull; Managing Editor of EPPPL; Professor, JD, MPhil, LL.M, FRSA is H.K. Bevan Chair in Law at the University of Hull.

### **Day 1 | Regulatory Framework, Legal Foundations & Procedures**

- ✓ Introduction to the Regulatory Framework: Directive 2009/81/EC
- ✓ Defence Procurement vs. the Classic Directive
- ✓ Procurement Methods & Options Under Directive 2009/81/EC
- ✓ Exclusion Grounds – Responsibilities of Contracting Authorities
- ✓ Contract Modifications Under the Defence Directive
- ✓ Article 346 TFEU – National Security Derogation
- ✓ EU Financial Instruments in the Defence Industry

### **Day 2 | Risk Management, Compliance & Enforcement**

- ✓ Case Study – Cross-Border Procurement Challenges
- ✓ Collusion, Anti-Competitive Practices, Oversight & Enforcement
- ✓ Security of Supply and Confidentiality – Legal & Operational Impact
- ✓ Supplier Risk Management in Defence Procurement
- ✓ Implementing Joint Procurement Procedures – Dos and Don'ts

Programme – Day 1

09:00 Registration & Welcome Coffee

09:30 Welcome and Introduction Round

09:45 **Introduction to the Regulatory Framework: Directive 2009/81/EC**

- Scope and objectives of the Directive
- Exemptions
- Defence vs. Security, Military vs. Dual-Use
- Overview of procurement procedures and thresholds

10:15 **Defence Procurement vs. the Classic Directive**

- Differences in procedures and advertising requirements
- Eligibility and access to market
- Subcontracting
- Security of information
- Security of supply
- Exemptions
- Use of flexible procedures
- Framework contracts
- Transparency and confidentiality

11:15 *Coffee Break*

11:45 **Procurement Methods & Options Under Directive 2009/81/EC**

- Available procurement procedures and when to apply them
- Use of options and framework agreements
- Best practices for specific defence procurements

12:30 **Exclusion Grounds – Responsibilities of Contracting Authorities**

- Mandatory and discretionary exclusions
- Grounds related to fraud, corruption, and criminal records
- Mechanisms for self-cleaning by tenderers

13:15 Lunch Break

14:15 **Contract Modifications Under the Defence Directive**

- Legal framework governing contract changes
- Limits and conditions for modifications
- Practical guidance for contracting authorities

15:00 **Article 346 TFEU – National Security Derogation**

- Legal justification and limitations
- Case law shaping its application
- Practical considerations for contracting authorities

15:45 Coffee Break

16:15 **EU Financial Instruments in the Defence Industry**

- Criteria and Requirements for funding
- Tension with procurement criteria and requirements

17:00 End of Day 1



**Group Discounts**

Group registration of three or more participants will automatically receive a 10% discount.

We offer group discounts upon request. Please contact Björn von Winterfeld at [vonwinterfeld@lexxion.eu](mailto:vonwinterfeld@lexxion.eu) or call us at +49 (030)81 45 06 21. We will be happy to assist you with your group registration.

Programme – Day 1

09:00     **Case Study – Cross-Border Procurement Challenges**

- Joint procurement and collaboration challenges
- Identifying and mitigating legal and operational risks
- Practical decision-making exercise

09:45     **Collusion, Anti-Competitive Practices, Oversight & Enforcement**

- Forms of collusion and anti-competitive conduct in procurement
- Tools for detection and prevention
- Oversight mechanisms and enforcement strategies

10:30     Coffee Break

11:00     **Security of Supply and Confidentiality – Legal & Operational Impact**

- Drafting effective confidentiality clauses
- Balancing transparency and national security needs
- Managing security of supply risks

11:45     **Supplier Risk Management in Defence Procurement**

- Strategic sourcing
- Risk mitigation
- International best practices

12:30     **Implementing Joint Procurement Procedures – Dos and Don'ts**

- Identifying and assessing joint procurement opportunities
- Market consultation and pre-commercial procurement
- Use of voluntary criteria and requirements

13:15     End of the Workshop



**Methodology**

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## Registration

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- ☐ YES, I would like to participate for the reduced fee for public authorities **EUR 1.460,00** (excl. VAT).
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### Please register with:



**Björn von Winterfeld**  
**Conference Manager**

Lexxion Publisher  
Güntzelstr. 63 | 10717 Berlin, Germany  
Phone: +49 (0)30-81 45 06-21  
Fax: +49 (0)30-81 45 06-22  
E-mail: [vonwinterfeld@lexxion.eu](mailto:vonwinterfeld@lexxion.eu)  
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