

GOVERNMENT RESOLUTION No. 39/2017

of 21 June 2017

**LEGAL REGIME OF PROCUREMENT, PUBLIC CONTRACTS
AND ITS INFRINGEMENT REGIME**

After more than 10 years of the general regime of procurement in force, constituted by three different legal diplomas, regarding procurement, public contracts and the respective infringement regime, need arises to proceed to its revision, through a new systematization and a process of simplification and updating its contents, which allows to assure a single regime, clearer, simple, objective, rigorous and transparent, for the agents of the State and of the Public Administration and for the Operators of the Public Markets.

Once the first phase of preliminary consultations, information gathering and technical preparation of a new legal regime has been completed, a document summarizing the main policy lines for the revision of the said regime is presented to the Council of Ministers, as well as a first working version of the law.

Thus,

The Government resolves, in accordance with Article 116(c) of the Constitution of the Republic, to:

- a) Approve the document that summarizes the main policy directions for the revision of the legal regime of procurement, public contracts and the respective regime of infringements;
- b) Send the working version for consultations under the following terms, and only after its legal and formal revision and respective translation into Tetum:
 - i. First phase of consultations: internal consultation with the Ministries, other organs and services of the State and main partners, for 45 days;
 - ii. Second phase of consultations: more comprehensive public consultation, for 30 days.
- c) Define that the Working Group and the relevant Ministries should follow the consultation process, adopting a methodology for receiving comments from the consultations and preparing a consolidated version.
- d) Instruct the Ministry of Finances to verify the financial and budgetary impact of the entry into force of the new legal regime of procurement, public contracts and the respective infringement regime.

Approved in the Council of Ministers on June 13, 2017.

Be it published.

The Prime Minister,

Dr. Rui Maria de Araújo
