



Veřejné zakázky

Naši klienti, kteří nabízejí výrobky a služby vládám a jiným veřejným zadavatelům, se musejí potýkat se stále se měnícími pravidly a regulacemi v oblasti veřejných zakázek. Je jim otevřená řada příležitostí, ale doprovázejí je právní důsledky pro všechny zúčastněné strany.

Světová finanční krize vyvíjí intenzivní tlak na vlády, které se tak musejí potýkat s výraznými rozpočtovými schodky a dluhovou zátěží. Důsledkem je, že konkurence v oblasti zakázek je neúprosná, ceny nabídek vysoké a finanční podmínky kladené na dodavatele velmi náročné. Mezinárodní pravidla pro veřejné zakázky přinášejí další problémy při nedodržování právních předpisů ze strany dodavatelů i u vládních zadavatelů.

Abychom pomohli klientům naší kanceláře vypořádat se s těmito potížemi, rozrostl se náš tým specializovaný na veřejné zakázky v jeden z největších svého druhu na světě. Na rozdíl od mnoha jiných kanceláří pracujeme s požadavky týkajícími se smluv a veřejných zakázek jak pro vlády, tak i pro mezinárodní dodavatele.

Poskytujeme poradenství a právní služby šité na míru prakticky ve všech aspektech uzavírání smluv a zadávání veřejných zakázek, od strategie podávání nabídek až po případné námítky. K našim službám v této oblasti patří příprava dohod o společném strategickém rámci a dohod o partnerství, řešení námitek a přezkoumání nabídek, příprava smluv a žalob. Naši právníci se také účastní soudních sporů ohledně smluv a žalob týkajících se dodavatelů.

- Zakázky v oblasti IT: Vláda Velké Británie se na nás obrátila pro poradenství ohledně největší světové veřejné zakázky spojené s civilními informačními technologiemi.
- Duševní vlastnictví: Když se dva federální dodavatelé v USA dostali před soud se svým sporem, naše kancelář byla povolána jako odborný svědek obhajoby v oblasti duševního vlastnictví. Americká porota rozhodla ve prospěch obhajoby ve všech devíti bodech, včetně všech záležitostí duševního vlastnictví ve veřejné zakázce.
- Ochrana osobních údajů: Poskytovali jsme poradenství globální letecké společnosti v otázce zabezpečení a ochrany osobních údajů ohledně požadavků na ochranu osobních údajů ve veřejných zakázkách, a to v projektu zahrnujícím 40 států.
- PPP projekt: Poskytovali jsme poradenství mezinárodní společnosti z oblasti obrany v

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SOUVISEJÍCÍ SLUŽBY

- Corporate
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- Finance
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- Důchody a mzdy
- Projects, Energy and Infrastructure
- Real Estate
- Restrukturalizace
- Tax

SOUVISEJÍCÍ OBLASTI

otázce veřejně-soukromého partnerství s Ministerstvem obrany Velké Británie (tzv. PPP projekt) pro modernizaci jejího programu pátracích a záchranných helikoptér.

- Veřejné zakázky: Kanadská farmaceutická společnost využila služeb naší kanceláře při řešení různých aspektů regulace Evropské unie v oblasti veřejných zakázek. Pomáhali jsme jí připravit a předložit veřejnou zakázku na vakcíny britskému Úřadu pro nákupy a dodávky.
- Obrana: Poskytovali jsme poradenství Australským obranným složkám v Projektu obojživelných lodí v hodnotě 3 miliard amerických dolarů.
- FCPA: Právníci naší kanceláře zastupovali mezinárodní společnost z oblasti obrany, která čelila předvolání pro porušení amerického protikorupčního zákona - FCPA - týkající se obvinění z nezákonných plateb v Africe po dobu šesti let. Vláda USA stáhla všechny body žaloby.

- Technologie
- Energetika

AKTUALITY

publikace

Coronavirus: Several state and local governments issue “shelter in place” orders (United States)

23 March 2020

Between March 17 and 22, state and local governments have promulgated at least a dozen “Stay-at-Home” / “Shelter-at-Home”-type Orders. This alert provides details on a number of state and local government orders.

Coronavirus: executive summary - key highlights from Washington (March 19, 2020) (United States)

19 March 2020

Key highlights for March 19, 2020.

Coronavirus: federal and state tax relief (United States)

16 March 2020

Congress and state legislatures and administrative agencies are working hard to provide necessary tax relief for those affected by the coronavirus disease (COVID-19) pandemic.

Coronavirus (COVID-19): ten practical steps for global employers, right now (Global)

13 March 2020

These steps are not based on laws of any one jurisdiction but rather are designed to provide a global employer with themes to consider, understanding that what may be suitable for each employer may vary greatly depending on the employer's unique circumstances.

Coronavirus COVID-19 and corporate governance (Australia)

18 February 2020

The coronavirus COVID-19 outbreak and ensuing government restrictions raise corporate governance concerns and create areas of risk across the ESG spectrum that should be considered by companies and their directors and officers.

Coronavirus COVID-19: The legal impact on force majeure events (Australia)

12 February 2020

Key considerations for parties that may wish to declare a force majeure event or dispute the declaration of a force majeure event by a counterparty in relation to coronavirus COVID-19.

An update on the impact of the coronavirus on business in Singapore (Singapore)

12 February 2020

Due to the evolving 2019 novel coronavirus (the “**2019-nCoV**”) situation, the Ministry of Health (the “**MOH**”) and the Ministry of Manpower (the “**MOM**”) have issued several advisories which employers will need to be aware of. Employers and employees should ensure that they work together to comply with the various obligations and advisories given the various penalties that may be imposed. Additionally, it is recommended that both employers and employees regularly check the MOM and the MOH websites for the latest updates and advisories and to adopt the recommended measures proposed therein.

EU Policy & Regulatory Alert

3 February 2020

On 29 January 2020, the new European Commission has adopted its 2020 annual Work Programme, announcing 43 new concrete policy and legislative measures to be introduced over the course of the year of 2020, and thereby translating into practice the Political Guidelines of new European Commission President Ursula von der Leyen.

Iran nuclear deal: the launch of the ‘Dispute Resolution Mechanism’ and the ‘potential snapback’ of UN and EU sanctions

17 January 2020

This week, France, Germany and Britain have triggered the Dispute Resolution Mechanism against Iran under the Joint Comprehensive Plan of Action (JCPOA). Will this process lead to the re-imposition of UN and EU sanctions on Iran?

Commerce imposes export licensing requirement on geospatial imagery software

8 January 2020

Companies that produce, design, test, manufacture, fabricate, or develop a software described in the new controls may now be operating within the category of "critical technologies" as defined in CFIUS regulations.

EU launches preparatory work for a global sanctions regime for human rights violations

17 December 2019

On 9 December 2019, High Representative/Vice-President of the European Union Josep Borrell announced that the Foreign Affairs Council has agreed with strong consensus to start the preparatory work for a global sanctions regime to address serious human rights violations.

Congressional hearing to focus on facial recognition and national security

12 December 2019

AI OUTLOOK

Technologies controlled by foreign governments and their implications for privacy and national security are expected to be a major topic.

New European Commission Assumed Office on 1 December 2019

2 December 2019

The new leadership of the European Commission has officially assumed office yesterday, Sunday, 1 December 2019, for a five-year term. The newly assembled College of Commissioners obtained a comfortable majority in an approval vote in the European Parliament plenary session on Wednesday, 27 November 2019.

Trump issues Executive Order on securing information and communications technology and services – key points

16 MAY 2019

The order is issued pursuant to the National Emergencies Act and the International Emergency Economic Powers Act, the latter creating potential civil and criminal liability for those violating EOs and regulations issued under its authority - liabilities that can expand to include those who facilitate a violation.

EU Policy & Regulatory Alert - EU Publishes Artificial Intelligence Ethics Guidelines

12 APR 2019

On 8 April 2019, the EU's High-Level Expert Group ("AI HLEG") on Artificial Intelligence ("AI") published the much-anticipated "Ethics Guidelines for Trustworthy AI", setting out a horizontal framework for the development and deployment of ethical and robust AI systems across the EU

EU Policy & Regulatory Update: First Designations under EU's Chemical Weapons Sanctions Regime

24 JAN 2019

On 21 January 2019, the Council of the European Union (EU) adopted Decision (CFSP) 2019/86 amending Decision (CFSP) 2018/1544 concerning restrictive measures against the proliferation and use of chemical weapons, listing nine individuals and one entity under the EU's Chemical Weapons Sanctions regime.

EU Policy & Regulatory Update - EU Adds Three Iranian Persons to EU Terrorist List

14 JAN 2019

On 8 January 2019, the Council of the European Union (EU) adopted Decision (CFSP) 2019/25 amending and updating the list of persons, groups and entities subject to Articles 2, 3 and 4 of Common Position 2001/931/CFSP.

EU Impact: Monthly update on the latest EU policy and regulatory developments, issue 11

5 DEC 2018

Edition 11 of our monthly update on the latest EU policy and regulatory developments

EU Policy & Regulatory Alert: New Regulation on Foreign Direct Investment Screening in the EU

22 NOV 2018

The European Union is moving fast towards establishing a joint regulatory and policy framework for Europeans to seize the opportunities provided by Artificial Intelligence (AI) and to reinforce Europe's competitiveness in this field.

EU Impact - Issue 10

31 OCT 2018

Edition 10 of our monthly update on latest EU Policy and regulatory developments.

EU Impact: Monthly update on the latest EU policy and regulatory developments, Issue 9

2 OCT 2018

Edition 9 of our monthly update on the latest EU policy and regulatory developments.

State of the Union - Takeaways for International Business

14 SEP 2018

In his final State of the Union address on 12 September 2018, European Commission President Jean-Claude Juncker took stock of the work delivered during his Presidency, and provided an outlook on the challenges and initiatives ahead.

EU Impact - Issue 8

31 AUG 2018

Edition 8 of our monthly update on latest EU Policy and regulatory developments.

The Ukrainian defense industry — challenges and proposals for reform

16 AUG 2018

Considering serious national security challenges, the reform of Ukrainian defense industry is a top priority.

First Round of US Sanctions Reintroduced and EU Blocking Statute Updated

7 AUG 2018

US President Donald Trump announced on 8 May 2018 his decision to withdraw from the Joint Comprehensive Plan of Action (JCPOA), commonly known as the "Iran Nuclear Deal", reached in Vienna on 14 July 2015. The US provided 90- and 180-day wind-down periods before the US nuclear-related secondary sanctions would be reintroduced.

EU Impact - Issue 7

31 JUL 2018

Edition 7 of our monthly update on the latest EU Policy and Regulatory developments.

EU Policy and Regulatory update: EU extends sectoral sanctions against Russia

20 JUL 2018

On 5 July 2018, the Council of the European Union (EU) adopted Council Decision (CFSP) 2018/964 extending the economic sanctions that target the financial, energy and defence sectors, as well as the area of dual-use goods of the Russian economy (the so-called "sectoral sanctions"). The sectoral sanctions, which were due to end on 31 July 2018, will therefore remain in place until at least 31 January 2019.

EU Impact - Issue 6

4 JUL 2018

Edition 6 of our monthly update on the latest EU Policy and Regulatory developments.

EU Impact - Issue 5

5 JUN 2018

Edition 5 of our monthly update on the latest EU policy and regulatory developments.

EU Policy and Regulatory update: EU Legislation to Block US Extraterritorial Sanctions against Iran

21 MAY 2018

On 18 May 2018, the European Commission has launched the process to "activate" EU Council Regulation No 2271/96 (EU Blocking Statute) and to expand the scope of the EU Blocking Statute to include the US sanctions against Iran.

Is collaborative working improving in operational PPPs?

16 MAR 2018

An in-depth look at some of the key questions facing the PPP market, with direct input from those at the coalface of the industry.

The Dutch move to terminate intra-EU BITs following the Achmea decision

10 MAY 2018

The Netherlands has announced that it will seek to terminate its bilateral investment treaties (BITs) with Slovakia and other EU member states. The Dutch government's decision is an important step following the much anticipated ruling issued in March 2018 by the Court of Justice of the European Union (CJEU) in *Achmea v Slovakia*.

EU Impact - Issue 4

30 APR 2018

Edition 4 of our monthly update on the latest EU policy and regulatory developments.

The prospect for deep and comprehensive trade agreements with the Commonwealth post Brexit

27 APR 2018

The UK Government is eager to promote the merits of increased trade with the Commonwealth after Brexit. The Commonwealth Heads of Government Meeting ("CHOGM") held in London from 16 - 20 April 2018 was a much needed opportunity to showcase credible post-Brexit trade and investment opportunities with some of the world's most diverse and fast growing economies.

EU Impact - Issue 3

5 APR 2018

Edition 3 of our monthly update on the latest EU policy and regulatory developments.

The Cybersecurity Framework: Administration, Congress move to incentivize private-sector cooperation, strengthen federal acquisition process

12 SEP 2013

AKCE

uplynulé

TopCo liability panel

25 JUN 2019

London

NOVINKY

DLA Piper lawyers named Acritas Stars

10 March 2020

Acritas has named over 200 DLA Piper lawyers as 2020 Acritas Stars. Now in its fourth year, Acritas Stars highlights the stand-out lawyers in private practice as nominated by clients around the world. More than 3,000 senior in-house counsel feed into the nomination process to give a comprehensive view of highly recommended lawyers across the globe.

DLA Piper advises BrewDog on acquisition of iconic Berlin brewery

6 MAY 2019

DLA Piper has advised BrewDog, a multinational craft brewery and pub chain based in Scotland, on the acquisition of World Bistro & Gardens in Berlin from Stone Brewing, one of the largest craft breweries in the US.

DLA Piper announces partnership promotions for 2018

3 APR 2018

DLA Piper is proud to announce that 62 lawyers have been promoted to its partnership. The promotions are effective as of 1 April 2018 in the United States and 1 May 2018 for EMEA and Asia Pacific. The promotions were made across many of the firm's practice areas in 42 different offices throughout 20 countries.
