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INSTITUTO VASCO DE LA MUJER

EUSKADI
BASQUE COUNTRY



GRPP in the Basque Country

Ander Bergara, Emakunde



Definition of gender-responsive public procurement

GRPP is procurement that promotes gender equality through the goods, services or works being purchased. This means that buyers and suppliers examine the impact of all contracted activities on women's and men's needs, interests and concerns, and design and deliver contracts in a way that reduces inequalities.

It does not necessarily entail higher costs, but does require knowledge and capacity.

Source: Gender responsive public procurement. EIGE, 2021



Pre-tender stage

In a contract for cleaning services, a government department carries out a preliminary market consultation with cleaning companies and their staff in order to determine the scope for improving work–life balance for cleaners (e.g. cleaning could be carried out during the working day rather than in the evenings).



Defining the subject matter (description of the contract)

A contract for social housing considering the gender perspective.

The architectural design will have to consider gender-related aspects (e.g. lighting, safety, access to childcare and other amenities) within the contract.



Exclusion grounds

According to the Spanish Public Sector Contracts Act 2017, private companies who have 50 or more employees that do not have a gender equality plan are excluded from the tender.



Selection criteria

In a contract to provide equality advice to companies a selection criterion is included according to which companies must be approved as equal by Emakunde or meet the requirements that Emakunde demands for such approval.



Award criteria

In a contract for commissioning a study on urban mobility an award criterion is included requiring the team conducting the study to have specific expertise in urbanism from a gender perspective.



SOME EXAMPLES

Contract performance conditions

In a contract for police uniforms a contract performance conditions is included to ensure that the uniforms are suitable and comfortable for both women and men employees to wear.



GRPP IN THE BASQUE COUNTRY: FIRST STEPS



III Positive Action Plan for Women in the Basque Autonomous Community of 1999

• Circular 1/2000, de 31 de mayo de la Dirección de Patrimonio y Contratación (Gobierno Vasco) sobre medidas a adoptar en la contratación administrativa para la aplicación del III Plan de Acción Positiva para las mujeres:»

Para conocimiento y aplicación por los órganos de contratación de todos los departamentos, organismos autónomos y entes públicos de la Administración de la Comunidad Autónoma, y sin perjuicio de aquellas otras que los órganos de contratación estimen convenientes, la presente Circular establece las siguientes medidas a adoptar por los órganos de contratación:

– Incluir en los pliegos de cláusulas particulares que regulan los contratos de consultoría y asistencia la cláusula siguiente: El/la contratista, en la elaboración y presentación del trabajo contratado, incorporará la perspectiva de género y evitará los elementos de discriminación sexista del uso del lenguaje y de la imagen.

– Los pliegos y en ausencia de estos, los documentos contractuales en que se formalice la contratación de cursos de formación incorporarán la cláusula siguiente:

El contenido de los cursos incorporará la perspectiva de igualdad de oportunidades entre mujeres y hombres.

– En la redacción de los Pliegos, documentos contractuales, resoluciones y demás actos administrativos del expediente de contratación, se evitará y corregirá el uso sexista del lenguaje.

– Para la evaluación de la ejecución del Plan, los órganos de contratación elaborarán una relación de los expedientes en los que durante el año 2000 han sido incorporadas las cláusulas referidas y preservado el uso no sexista del lenguaje.»

Basque Government's Circular 1/2000 on measures to be adopted in public procurement for the application of the III Positive Action Plan.



ACTORS INVOLVED- MULTI STAKEHOLDER APPROACH

Emakunde

Municipalities

Basque Government

Basque Parliament

Provincial councils

Private sector



KEY ELEMENTS

1. Legislation

2. GRPP in Equality Plans

3. Administrative Service Orders

4. Specific coordination body

5. Support materials

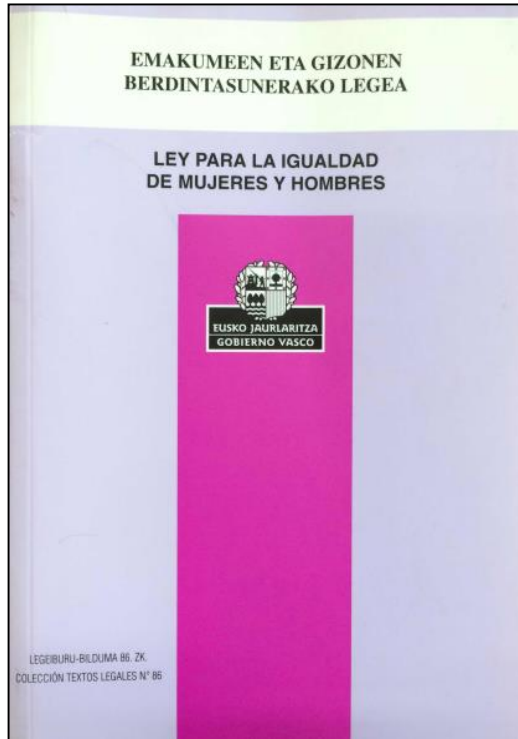
6. Awareness and training

7. Advice

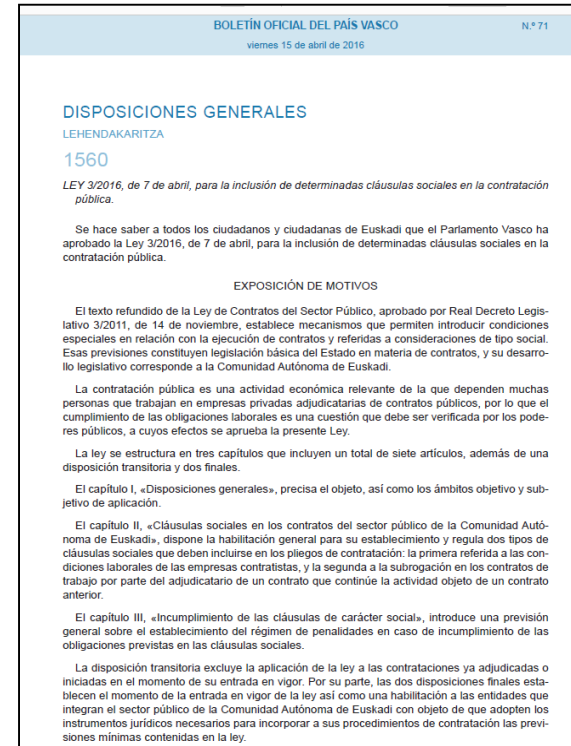
8. Verification, monitoring and evaluation



LEGISLATION



Law for equality between women and men and living free of violence against women



Law 3/2016 on the inclusion of certain social clauses in public procurement



GRPP IN EQUALITY PLANS

5.

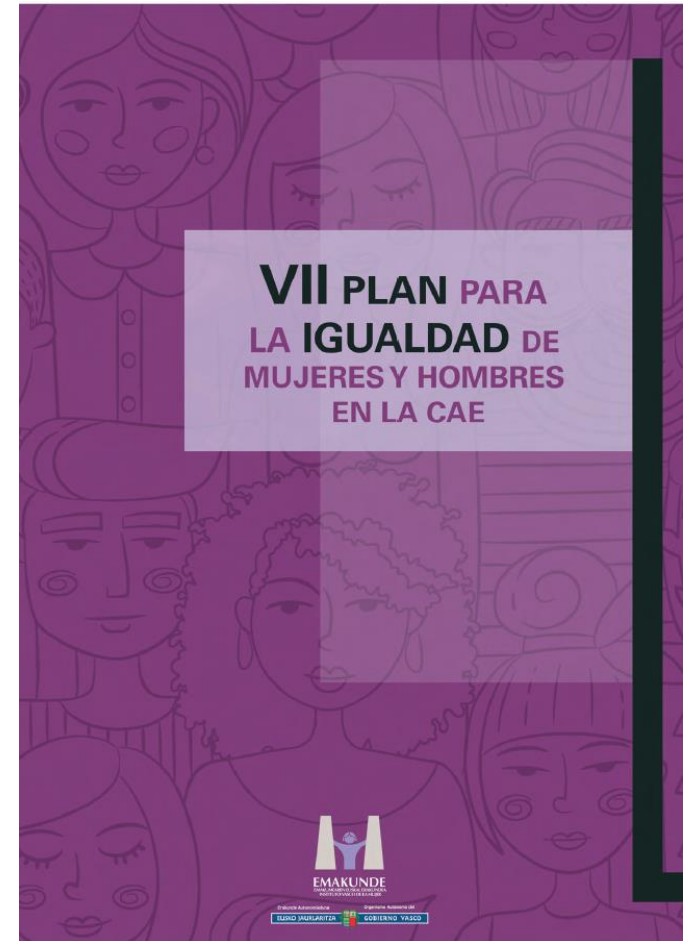
BUEN GOBIERNO

BG.12. INCLUIR CLÁUSULAS PARA LA IGUALDAD EN CONTRATOS, SUBVENCIONES Y CONVENIOS.

BG12.1 Incrementar el número de instituciones públicas que incluyen cláusulas para la igualdad en su actividad contractual y/o subvencional y que realizan seguimiento de su grado de cumplimiento.

BG12.2 Incrementar el porcentaje de contratos que incluyen cláusulas para la igualdad.

BG12.3 Incrementar el porcentaje de subvenciones, convenios y becas que incluyen cláusulas para la igualdad.





ADMINISTRATIVE SERVICE ORDERS



JOSU IÑAKI ERKOREKA GERVASIO, CONSEJERO DE GOBERNANZA PÚBLICA Y AUTOGOBIERNO Y SECRETARIO DEL GOBIERNO VASCO

CERTIFICO:

Que el Gobierno Vasco, en sesión celebrada el día 5 de marzo de 2019, adoptó, entre otros, el siguiente Acuerdo:

PROPUESTA DE ACUERDO POR EL QUE SE APRUEBA LA INSTRUCCIÓN SOBRE INCORPORACIÓN DE CLÁUSULAS PARA LA IGUALDAD RETRIBUTIVA DE MUJERES Y HOMBRES Y MEDIDAS CONTRA LA BRECHA SALARIAL EN LA CONTRATACIÓN PÚBLICA. (EXP. 2019/000134) (A/20190043)



COORDINATION BODY

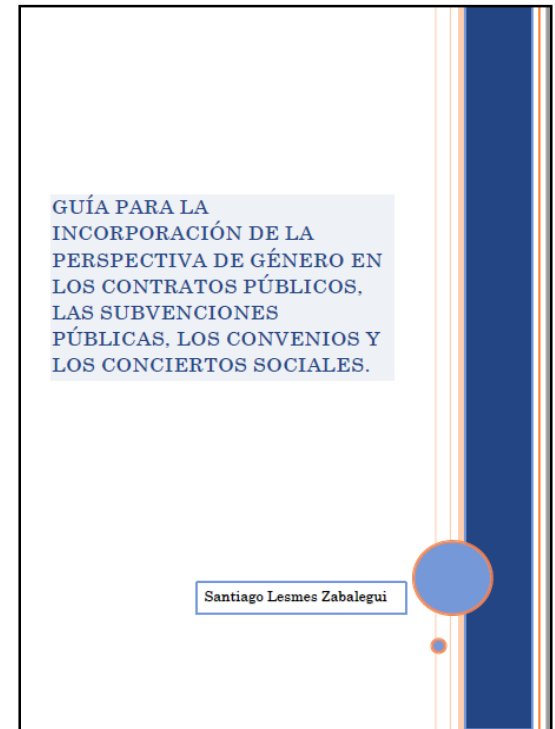


- ✓ **Inter-institutional Commission** for Equality (2005).
- ✓ **Specific Working Group** on equality in public procurement and subsidies (2011).



SUPPORT MATERIALS- CAPACITY BUILDING

METHODOLOGICAL GUIDES





SUPPORT MATERIALS

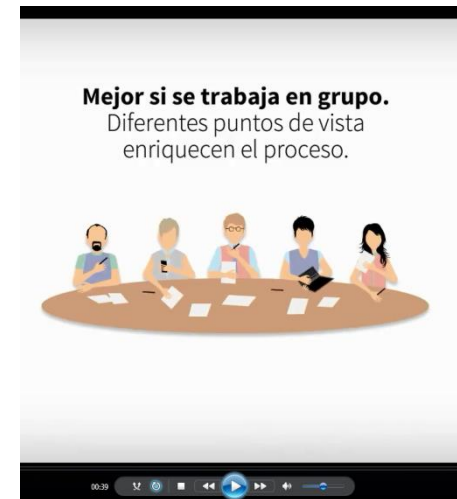
VIDEOS



What does it mean to integrate a gender perspective in our products and services?



The impact of gender on the procurement of products and services



Berdinbide: a tool for promoting equality



SUPPORT MATERIALS



SPECIALISED WEBSITE

euskadi.eus

ES EU EN

Contacto Mapa Accesibilidad Sede electrónica

Emakunde

Temas

Proyectos

Servicios

Formación

Publicaciones

Buscar en Emakunde



Estás en: Inicio > Temas > Cláusulas para la igualdad de mujeres y hombres

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Presentación

Igualdad en políticas públicas

Introducción

Marco Jurídico

Planes para la igualdad

Comisiones y redes

Asesoramiento

Evaluación de políticas públicas

Evaluaciones de impacto

Igualdad en contratos y subvenciones

Subvenciones para Planes locales

Jornadas

Igualdad en empresas y organizaciones

Empoderamiento y participación

Igualdad en publicidad y medios de comunicación

Violencia contra las mujeres

Sensibilización

Cláusulas para la igualdad de mujeres y hombres

Incorporación de cláusulas para la igualdad de mujeres y hombres en contratos, subvenciones y empresas

Contratos

Subvenciones públicas

Apoyo a empresas

GUÍA DE CLÁUSULAS PARA LA IGUALDAD DE MUJERES Y HOMBRES EN CONTRATOS, SUBVENCIONES Y CONVENIOS PÚBLICOS

- Descargar PDF

LEGISLACIÓN

- Contratos públicos
- Igualdad de mujeres y hombres

MODELOS DE CLÁUSULAS DE CONTRATOS PÚBLICOS

- Objeto del contrato (PDF)
- Solvencia Técnica (PDF)
- Criterios de Adjudicación (PDF)
- Criterio de Preferencia (PDF)
- Condiciones de Ejecución (PDF)

RECOPIACIÓN DE PLIEGOS DE CONTRATOS CON CRITERIOS DE GÉNERO

- Objeto del Contrato



AWARENESS AND TRAINING



Contracting officers



Tendering companies



Gender equality officers



Emakunde and the equality units and services are responsible for advising on the application of clauses for the equality between women and men in public procurement.

A free support service is offered to public administrations and bidding companies by Emakunde in collaboration with the Basque Public University.



MONITORING

Contracting authorities are responsible for monitoring and enforcing the gender equality clauses. They must request information that justifies compliance with the equality clauses and verify that it is correct.

In the event of non-compliance, they must report and, where appropriate, propose the initiation of the procedure for the imposition of penalties or termination of the contract.



MONITORING

X.-MONITORING TABLE ON THE INCORPORATION OF SOCIAL SPECIFICATIONS INTO THE PUBLIC CONTRACT

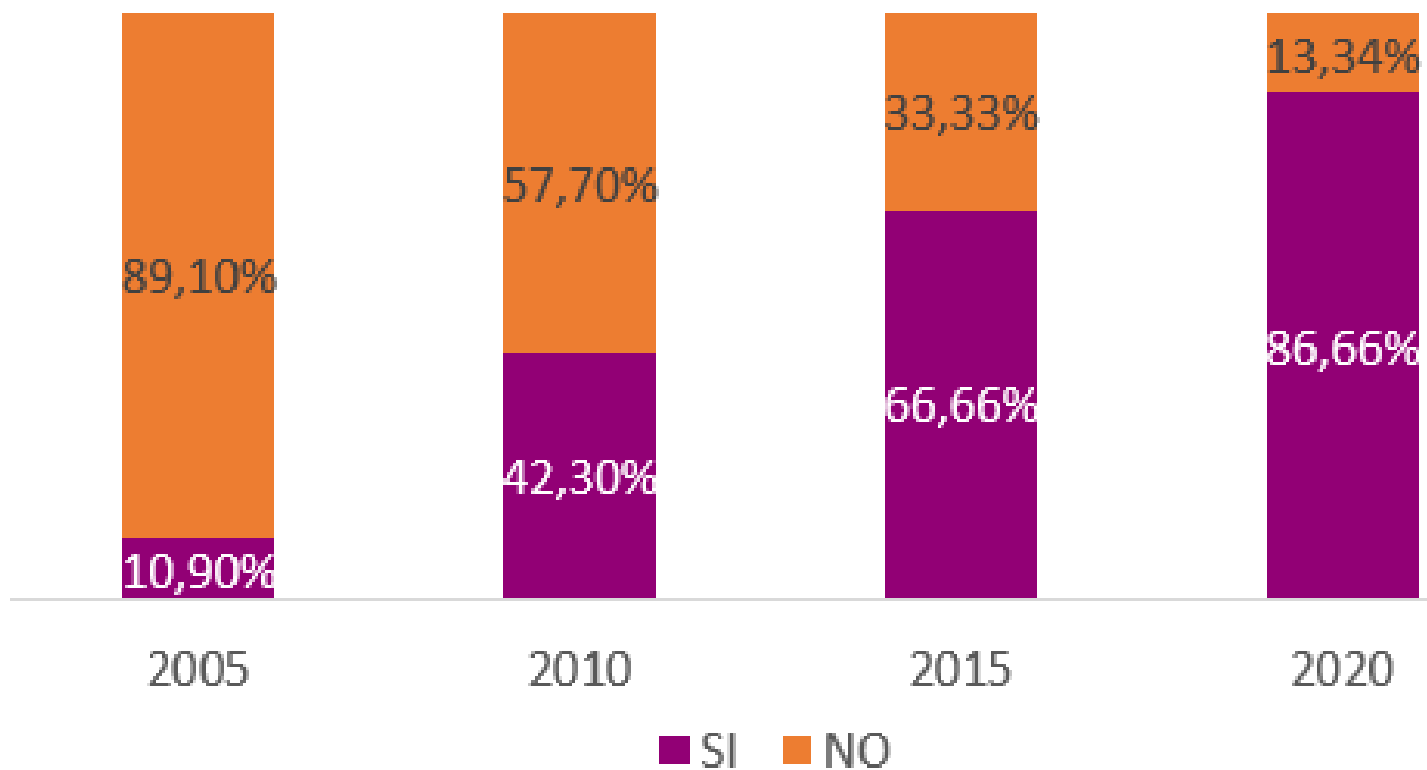
Aspectos:	SOCIALES O RELATIVAS AL EMPLEO			
	EN PARTICULAR			OTRAS
	Inserción laboral	Igualdad de mujeres y hombres	Prevención de riesgos laborales	
Objeto del contrato				
Requisitos de solvencia				
Especificaciones técnicas				
Criterios de adjudicación				
Condiciones especiales de ejecución				

Basque Government's service order (5/3/2019)



RESULTS- QUANTITATIVE EVALUATION

Gender equality clauses in service public contracts (%) 2005-2020

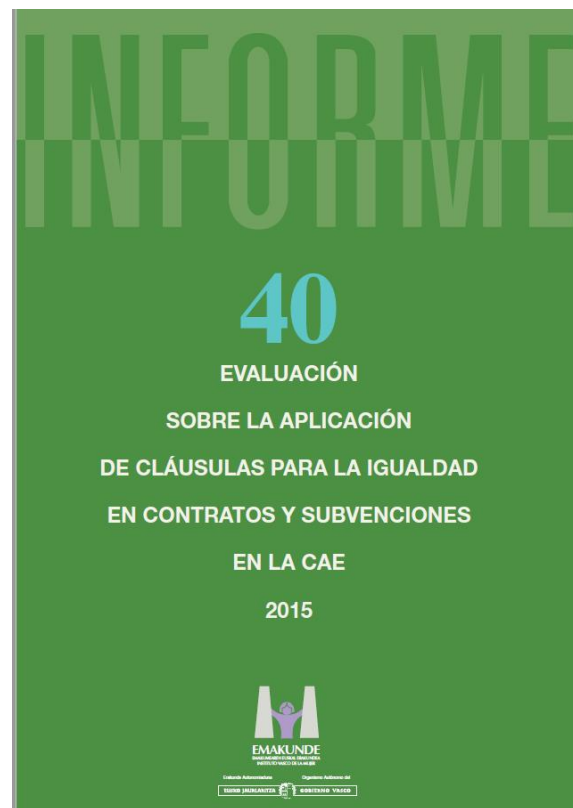




RESULTS- QUALITATIVE EVALUATION

91% of procurement and gender equality staff **feel that GRPP had positive effects** on equality and the quality of public procurement.

A remarkable progress have been made in recent years, the challenge now lies in **strengthening the content and effectiveness of the gender clauses** and, above all, **improving their monitoring and evaluation.**





BEST PRACTICE



Inter-American Development Bank
European Good Practice 2016



EIGE's guide on GRPP
Study case (2022)



INNOVATIVE ASPECTS

- ✓ **The matter** in itself.
- ✓ **Comprehensive** approach.
- ✓ **Inter-institucional** and **coordinated** approach.
- ✓ **Colaborative** approach.
- ✓ Wide variety of **support materials** produced.
- ✓ The **monitoring and evaluating system**.





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Gender-responsive Public Procurement



Promoting gender equality through public procurement

This practical toolkit to implement gender-responsive public procurement (GRPP) across the different stages of the procurement cycle is designed for contracting authorities at all levels, including EU institutions, bodies and agencies. It will also support policymakers and practitioners working towards gender equality and gender mainstreaming.

[More about who this tool is for →](#)



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Introducing Gender Responsive Public Procurement and its Legal Framework 1/4

Share it!



Welcome on board! This is the first part of a four-module course on gender responsive public procurement.



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EN English

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Social procurement

Updated guidance and awareness-raising to make socially-responsible purchases.

PAGE CONTENTS

Policy

[Good practices in socially responsible public procurement](#)

[Buying social — A guide on taking account of social considerations in public procurement](#)

Policy

Public authorities can engage in socially-responsible public procurement by buying ethical products and services, and by using public tenders to create job opportunities, decent work, social and professional inclusion and better conditions for disabled and disadvantaged people.

Buying responsibly and ethically can also create incentives for entrepreneurs to commit to a more responsible and sustainable management of the production process and the employment of workers. This makes socially-responsible public procurement a strategic tool to drive social and labour policies forward in an effective manner.



**MERCI
THANK YOU
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GRACIAS**

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