

In 2023, 1,012 complaints were filed on 760 public procurement procedures---a decrease compared to previous years

In 2023, the National Agency for Settlement of Complaints (ANSC) received 1,012 complaints on 760 public procurement procedures. Of these, 927 appeals were resolved and 846 decisions were rendered. The information is contained in ANSC's Performance Report for 2023, which was presented to the Parliament of the Republic of Moldova at the plenary session of May 14, 2024, by ANSC Director General Angela Nani.

Regarding the challenging of ANSC's decisions in the courts, Angela Nani reported that during the reference period, 36 requests for legal action were filed in the national courts, where ANSC is either a defendant or a third party.

According to Angela Nani, in 2023, no final and irrevocable judgment annulling the ANSC's decision has been rendered. On the basis of only a motion for a writ of summons, the plaintiff's claims were partially admitted by the court of cassation, and a decision of the Agency was annulled. However, the judgment of the court of first instance, not being final and irrevocable, was appealed to the higher court.

Angela Nani also said that since the beginning of the institution's work, the courts have largely aligned themselves with the Agency's assessments and that out of the 5,179 decisions adopted by the panels for settling appeals, 5,171 decisions are in force, which represents 99.8% of the total number of decisions.

The ANSC Director General also mentioned that one of the performance indicators pursued by the institution he heads was the optimization of the deadline for settling appeals. Thus, during the reporting period, 14%, or 73 appeals examined on the merits, were resolved within 18 working days. The average time taken to settle appeals on the merits is 18.63 working days.

Another performance for the Agency's activity in 2023 year, was also the assessment with maximum score of the quality of the decisions issued by the ANSC. Evaluation was carried out by SIGMA experts, who they measured performance for the first time of the Republic of Moldova in the public administration in relation to the "Principles of Public Administration" of SIGMA.

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