

## **CHAPTER 10 GOVERNMENT PROCUREMENT**

### **Article 10.1: Cooperation**

1. The Parties recognise the importance of cooperation in the field of government procurement in accordance with their respective laws and regulations and given the available resources.
2. The Parties shall cooperate for the purposes of improving transparency, promoting fair competition and the use of electronic technologies in the field of government procurement.
3. Each Party shall inform the other Party as soon as possible of any significant modification of its laws, regulations and procedures relating to government procurement.
4. The cooperation activities shall include the exchange of, where appropriate, non-confidential information, consultations, as provided for in Article 10.3 (Consultations), and technical assistance.
5. The Parties shall endeavour to cooperate in the following activities:
  - a) exchanging experience and information, such as regulatory frameworks, best practices and statistics;
  - b) developing and expanding the use of electronic means in government procurement;
  - c) capacity building for government officials in best government procurement practices;
  - d) strengthening the institutional framework for the fulfilment of this Chapter; and
  - e) enhancing the ability to provide multilingual access to procurement opportunities.
6. The Parties shall develop further cooperation activities such as holding seminars for suppliers to inform them of each Party's laws, regulations and procedures relating to government procurement.
7. The Parties shall endeavour to cooperate in order to promote and facilitate the participation of goods suppliers and service providers from the Parties in government procurement tenders of the Parties, in particular in the following areas:
  - (a) medical equipment;
  - (b) pharmaceutical products;
  - (c) agriculture technologies;
  - (d) water technologies;

- (e) software; and
- (f) information technology.

### **Article 10.2: Information on the Procurement System**

1. For purposes of transparency, each Party shall make its laws and regulations relating to government procurement publicly available.
2. The Parties shall exchange the lists of media resources in which the Parties publish relevant information on government procurement.
3. Each Party shall endeavour to establish and maintain electronic means for publishing its laws and regulations and information on government procurement, given available resources.
4. Each Party may expand the content of government procurement information and the scope of the services provided through electronic means.

### **Article 10.3: Consultations**

1. On request of a Party, the other Party shall provide responses on the issues related to government procurement within a reasonable period of time.
2. In the event of any disagreement relating to the application of this Chapter, the Parties shall make every effort to reach a mutually satisfactory resolution through consultations.
3. Each Party shall accord positive consideration to, and afford adequate opportunity for, consultations regarding the implementation of this Chapter.
4. A request for such consultations shall be submitted to the other Party's Contact Point established under Article 10.5 (Contact Points). Unless the Parties agree otherwise, they shall hold consultations within 60 days of the date of receipt of the request.
5. Consultations may be conducted in the form of a meeting or by other means agreed by the Parties.

### **Article 10.4: Non-Application of Dispute Settlement**

Any matter arising under this Chapter shall not be subject to the dispute settlement mechanism provided for in Chapter 14 (Dispute Settlement) of this Agreement.

### **Article 10.5: Contact Points**

1. Each Party shall designate a Contact Point to monitor the implementation of this Chapter. The Contact Points listed in Annex 10A shall work collaboratively to facilitate the implementation of this Chapter.
2. Each Party shall promptly notify the other Party of any change to its Contact Point.

#### **Article 10.6: Review**

Within three years of the date of entry into force of this Agreement, the Parties shall review this Chapter within the framework of the Joint Committee, and, subject to a decision by the Joint Committee, enter into negotiations with a view to providing each other with access to their respective government procurement markets on a reciprocal basis.

**Annex 10A**  
**CONTACT POINTS**

**For Viet Nam:**

Public Procurement Agency, Ministry of Planning and Investment.

**For Israel:**

The Foreign Trade Administration in the Ministry of Economy and Industry.