

Public Procurement Revision – why Power Generation should be Exempted

Electricity companies are major contracting entities as well as bidders for building new decarbonised power generation and storage capacity. The current public procurement framework, however, creates an asymmetry: publicly owned utilities are subject to procurement obligations that do not apply to private competitors operating in the same market. **This contributes to major delays to new projects, including projects to maintain and increase existing capacities. It also reduces competition:** the Commission's own analysis shows that competition in public procurement has nearly halved over the past decade.¹

Level the playing field between private and public actors

Eurelectric, which represents both public and private electricity companies, calls for an [exemption](#) from public procurement requirements for electricity generation in the upcoming revision (of Directive 2014/25/EU, Article 9.2) while preserving existing national-level exemptions. A level playing field is critical to modernise and expand Europe's clean power supply.

1. The sector already operates in a **fully competitive market framework**, ensured by EU electricity market design and is significantly more liberalised compared to the last public procurement revision in 2014.
2. Public procurement rules can create **unnecessary administrative burden and delays**, hindering rapid deployment of clean power generation.
3. There is a **risk of distortion**, as currently not all market players are subject to the same procurement obligations or the same national-level exemptions.
4. Simplified procedures are critical to ensure **security of supply and accelerated capacity build-out** in line with EU climate and energy targets.



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¹ European Commission, [Evaluation of the Public Procurement Directives](#), 2025, p. 25