

---

# CONTENTS

---

<i>Acknowledgements</i> .....	v
<i>About the Authors</i> .....	ix
<i>Abbreviations/Acronyms</i> .....	xiii
<i>Table of Cases</i> .....	xv
<i>Table of Legislation</i> .....	xix

## PART 1

### FOUNDATIONS OF THE PARADIGM SHIFT: TOWARDS MANDATORY SUSTAINABILITY REQUIREMENTS IN EU PUBLIC PROCUREMENT

1. <i>Shifting Towards Mandatory Sustainability Requirements in EU Public Procurement Law: Context, Relevance and a Typology</i> .....	3
<b>Willem Janssen</b>	
2. <i>Climate Change and Public Procurement: Are We Shifting the Legal Discourse?</i> .....	21
<b>Marta Andhov and Federica Muscaritoli</b>	
3. <i>Subsidiarity Lost Along the Way? EU Public Procurement Legislation on the Road to Sustainability</i> .....	39
<b>Ton van den Brink</b>	
4. <i>Mandatory Requirements in Sustainable Public Procurement: The Economic Perspective</i> .....	57
<b>Enrique Carreras and Davide Vannoni</b>	
5. <i>Coercive, Mimetic and Normative Influences on the Uptake of Sustainable Public Procurement: An Institutional Perspective</i> .....	75
<b>Fredo Schotanus and Ruben Nicolas</b>	
6. <i>Regulating the Producer Instead of the Procurer – The EU Sustainable Products Initiative and Extended Producer Responsibility as Ways to Foster the Transition to a Circular Economy</i> .....	95
<b>Chris Backes and Marlon Boeve</b>	



PART 2

SECTORAL SCRUTINY – MANDATORY  
SUSTAINABILITY REQUIREMENTS IN CURRENT  
AND FUTURE EU (SECTORAL) REGULATION

7. *Charge of the Light Brigade? The Clean Vehicles Directive and the Batteries Regulation*.....113  
**Abby Semple**
8. *Food: Mandatory EU Public Procurement Criteria for Food after the Farm to Fork Strategy* .....127  
**Hanna Schebesta and Maria José Plana Casado**
9. *Textiles and Clothing: Mandatory Social Requirements as the Way Forward?*.....147  
**Małgorzata Koszewska and Jeanne Svensky Ligte**
10. *Transforming the Construction Sector Through Minimum Requirements*.....169  
**Dorothy Gruyaert and Veerle Pissierssens**

PART 3

MEMBER STATE EXPERIENCES – MANDATORY SUSTAINABILITY  
REQUIREMENTS ON THE MEMBER STATE LEVEL

11. *Italy: Leading the Way Towards Mandatory Sustainable Public Procurement through Minimum Environmental Criteria* .....189  
**Giulia Botta**
12. *The Netherlands: Obligations to Justify the Lowest Price and to Create as Much Societal Value as Possible*.....205  
**Paul Heijnsbroek**
13. *Spain: Transitioning Towards Sustainable Public Procurement Mandatory Requirements*.....219  
**Ximena Lazo Vitoria**

PART 4

FUTURE PERSPECTIVES – THE FUTURE  
OF SUSTAINABLE PUBLIC PROCUREMENT

14. *Mandatory Requirements in Public Procurement Law: The Role of Remedies, Courts and Public Interest Litigation*.....235  
**François Lichère and Oriane Sulpice**
15. *Collective Reflections on the Future of Mandatory Sustainable Public Procurement*.....255  
**Roberto Caranta and Willem Janssen**

- Index* .....273