

**Supplement to the Official Journal of the European Union**Info and online forms: <http://simap.ted.europa.eu>**CONTRACT AWARD NOTICE**Results of the procurement procedure
Directive 2014/24/EU**SECTION I: CONTRACTING AUTHORITY****I.1) Name and addresses**

(please identify all contracting authorities responsible for the procedure)

Official name: Austro Control Österreichische Gesellschaft für Zivilluftfahrt mit beschränkter Haftung			National registration number:
Postal address: Wagramer Straße 19			
Town: Wien	NUTS code: AT13	Postal code: 1220	Country: Austria
Contact person:			Telephone: +43 51703-1840
E-mail: vergabeservices@austrocontrol.at			Fax: +43 51703-1846
Internet address(es) Main address: (URL) www.austrocontrol.at Address of the buyer profile: (URL)			

I.2) Joint procurement☐ The contract involves joint procurement

In the case of joint procurement involving different countries, state applicable national procurement law:

☐ The contract is awarded by a central purchasing body**I.4) TYPE OF THE CONTRACTING AUTHORITY**

- | | |
|--|--|
| ☐ Ministry or any other national or federal authority, including their regional or local subdivisions | ☒ Body governed by public law |
| ☐ National or federal agency/office | ☐ European institution/agency or international organisation |
| ☐ Regional or local authority | ☐ Other: |
| ☐ Regional or local agency/office | |

I.5) MAIN ACTIVITY

- | | |
|---|---|
| ☐ General public services | ☐ Housing and community amenities |
| ☐ Defence | ☐ Social protection |
| ☐ Public order and safety | ☐ Recreation, culture and religion |
| ☐ Environment | ☐ Education |
| ☐ Economic and financial affairs | ☒ Other activity: Flugsicherung |
| ☐ Health | |

II.1) Scope of the procurement

II.1.1) Title: ASTOS / DIFLIS Datenaustausch und ASTOS Funktionsupgrade	Reference number: 2019_11
II.1.2) Main CPV-Code: 48516000 Supplementary CPV-Code: [][][][][][][][]	
II.1.3) Type of contract ☐ Works ☒ Supplies ☐ Services	
II.1.4) Short description: ASTOS / DIFLIS Datenaustausch und ASTOS Funktionsupgrade	
II.1.6) Information about lots	
This contract is divided into lots ☐ yes ☒ no	
II.1.7) Total value of the procurement (excluding VAT)	
Value: [365000,00] (Please give the total value of the procurement. For information about individual contracts, please use section V) or Lowest offer: [] / Highest offer:[] taken into consideration Currency: EUR (for framework agreements – total maximum value for their entire duration) (for dynamic purchasing systems – value of contract(s) not included in previous contract award notices) (for contracts based on framework agreements, if required – value of contract(s) not included in previous contract award notices)	

II.2) Description

II.2.1) TITLE:
II.2.2) Additional CPV code(s) Main CPV code: [][]-[][][][]-[][][][] Supplementary CPV-Code: [][][][] [][][][] Main CPV code: [][]-[][][][]-[][][][] Supplementary CPV-Code: [][][][] [][][][] Main CPV code: [][]-[][][][][][][][] Supplementary CPV-Code: [][][][] [][][][] Main CPV code: [][][][][][][][][][] Supplementary CPV-Code: [][][][][][][][][][]
Place of performance NUTS code: AT Main site or place of performance: Österreich
II.2.4) Description of the procurement: ASTOS / DIFLIS Datenaustausch und ASTOS Funktionsupgrade. (nature and quantity of works, supplies or services or indication of needs and requirements)
II.2.5) Award criteria
☒ Quality criterion Name: Qualität / Weighting: 50
☐ Cost criterion ☒ Price Price – Weighting: 50
II.2.11) Information about options
☐ Options: Description of options:
II.2.13) Information about European Union funds
The procurement is related to a project and/or programme financed by European Union funds ☐ yes ☒ no
Identification of the project:

II.2.14) Additional information:

SECTION IV: PROCEDURE

IV.1) Description

IV.1.1) Type of procedure

- ☐ Open procedure
- ☐ Accelerated procedure:
Justification:
- ☐ Restricted procedure
- ☐ Accelerated procedure:
Justification:
- ☒ Competitive procedure with negotiation
- ☐ Accelerated procedure:
Justification:
- ☐ Competitive dialogue
- ☐ Innovation partnership
- ☐ Award of a contract without prior publication of a call for competition in the Official Journal of the European Union in the cases listed below (please complete Annex D1)

IV.1.3) Information about a framework agreement or a dynamic purchasing system

- ☐ The procurement involves the establishment of a framework agreement
- ☐ A dynamic purchasing system was set up

IV.1.6) Information about electronic auction

- ☐ An electronic auction has been used

IV.1.8) Information about the Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement ☒ yes ☐ no

IV.2) Administrative information

IV.2.1) Previous publication concerning this procedure

Notice number in the OJ S: 2019/S 231–566504

(One of the following: Prior information notice used as a call for competition; Contract notice; Voluntary ex ante transparency notice)

IV.2.8) Information about termination of dynamic purchasing system

- ☐ An electronic auction has been used:

IV.2.9) Information about termination of call for competition in the form of a prior information notice

- ☐ The contracting authority will not award any further contracts based on the above prior information notice

SECTION V: AWARD OF CONTRACT

Contract No:[] Lot No:[] Title:

A contract/lot is awarded ☒ yes ☐ no

VI.4) Procedures for review

VI.4.1) Review body		
Official name: Bundesverwaltungsgericht		
Postal address: Erdbergstraße 192 – 196		
Town: Wien	Postal code: 1030	Country: Austria
E-mail:	Telephone:	
Internet-Address:(URL)	Fax:	
VI.4.2) Body responsible for mediation procedures		
Official name:		
Postal address:		
Town:	Postal code:	Country: Austria
E-mail:	Telephone:	
Internet-Address:(URL)	Fax:	
VI.4.3) Review procedure		
Precise information on deadline(s) for review procedures:		
VI.4.4) Service from which information about the review procedure may be obtained		
Official name:		
Postal address:		
Town:	Postal code:	Country: Austria
E-mail:	Telephone:	
Internet-Address:(URL)	Fax:	

VI.5) Date of dispatch of this notice: (dd/mm/yyyy) (dd/mm/yyyy) 11/12/2019

Annex D1 – General procurement

Justification for the award of the contract without prior publication of a call for competition in the Official Journal of the European Union

Directive 2014/24/EU

(please select the relevant option and provide an explanation)

- ☒ **1. Justification for the choice of the negotiated procedure without prior publication of a call for competition in accordance with Article 32 of Directive 2014/24/EU**
- ☐ No tenders or no suitable tenders/requests to participate in response to:
- ☒ **open procedure**
 - ☒ **restricted procedure**
- ☐ The products involved are manufactured purely for the purpose of research, experiment, study or development under the conditions stated in the directive (for supplies only):
- ☐ The works, supplies or services can be provided only by a particular economic operator for the following reason:
- ☒ **absence of competition for technical reasons**
 - ☒ **procurement aiming at the creation or acquisition of a unique work of art or artistic performance**
 - ☒ **protection of exclusive rights, including intellectual property rights**

- ☐ Extreme urgency brought about by events unforeseeable for the contracting authority and in accordance with the strict conditions stated in the directive:
- ☐ Additional deliveries by the original supplier ordered under the strict conditions stated in the directive:
- ☐ New works/services, constituting a repetition of existing works/services and ordered in accordance with the strict conditions stated in the directive:
- ☐ Service contract to be awarded to the winner or one of winners under the rules of a design contest:
- ☐ Procurement of supplies quoted and purchased on a commodity market:
- ☐ Purchase of supplies or services on particularly advantageous terms:
 - ☒ **from a supplier which is definitively winding up its business activities**
 - ☒ **from the liquidator in an insolvency procedure, an arrangement with creditors or a similar procedure under national laws and regulations**
- ☒ **2. Other justification for the award of the contract without prior publication of a call for competition in the Official Journal of the European Union**
 - ☐ The procurement falls outside the scope of application of the directive:

3.Explanation

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