



**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: Autobahnen- und Schnellstraßen-Finanzierungs-Aktiengesellschaft		National registration number:	
Postal address: zH ASFINAG Bau Management GmbH, Modecenterstr. 16			
Town: Wien	NUTS code: AT	Postal code: 1030	Country: Austria
Contact person: /Bauen West		Telephone: +43 50108/14283	
E-mail: walter.nussbaumer@asfinag.at		Fax: +43 50108/14282	
Internet address(es) Main address: (URL) <a href="http://www.asfinag.at">www.asfinag.at</a> Address of the buyer profile: (URL)			

**I.2) Joint procurement**

<input type="checkbox"/> The contract involves joint procurement
In the case of joint procurement involving different countries, state applicable national procurement law:
<input type="checkbox"/> The contract is awarded by a central purchasing body

**I.4) TYPE OF THE CONTRACTING AUTHORITY**

<input type="checkbox"/> Ministry or any other national or federal authority, including their regional or local subdivisions	<input checked="" type="checkbox"/> Body governed by public law
<input type="checkbox"/> National or federal agency/office	<input type="checkbox"/> European institution/agency or international organisation
<input type="checkbox"/> Regional or local authority	<input type="checkbox"/> Other:
<input type="checkbox"/> Regional or local agency/office	

**I.5) MAIN ACTIVITY**

<input type="checkbox"/> General public services	<input type="checkbox"/> Housing and community amenities
<input type="checkbox"/> Defence	<input type="checkbox"/> Social protection
<input type="checkbox"/> Public order and safety	<input type="checkbox"/> Recreation, culture and religion
<input type="checkbox"/> Environment	<input type="checkbox"/> Education
<input type="checkbox"/> Economic and financial affairs	<input checked="" type="checkbox"/> Other activity: Infrastrukturbetreiber
<input type="checkbox"/> Health	



Identification of the project:
<b>II.2.14) Additional information:</b>

**SECTION IV: PROCEDURE**

**IV.1) Description**

<p><b>IV.1.1) Type of procedure</b></p> <p><input checked="" type="radio"/> Open procedure</p> <p><input type="checkbox"/> Accelerated procedure: Justification:</p> <p><input type="radio"/> Restricted procedure</p> <p><input type="checkbox"/> Accelerated procedure: Justification:</p> <p><input type="radio"/> Competitive procedure with negotiation</p> <p><input type="checkbox"/> Accelerated procedure: Justification:</p> <p><input type="radio"/> Competitive dialogue</p> <p><input type="radio"/> Innovation partnership</p> <p><input type="radio"/> 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)</p>
<p><b>IV.1.3) Information about a framework agreement or a dynamic purchasing system</b></p> <p><input type="checkbox"/> The procurement involves the establishment of a framework agreement</p> <p><input type="checkbox"/> A dynamic purchasing system was set up</p>
<p><b>IV.1.6) Information about electronic auction</b></p> <p><input type="checkbox"/> An electronic auction has been used</p>
<p><b>IV.1.8) Information about the Government Procurement Agreement (GPA)</b></p> <p>The procurement is covered by the Government Procurement Agreement <input checked="" type="radio"/> yes <input type="radio"/> no</p>

**IV.2) Administrative information**

<p><b>IV.2.1) Previous publication concerning this procedure</b></p> <p>Notice number in the OJ S: 2019/S 232-568132 (One of the following: Prior information notice used as a call for competition; Contract notice; Voluntary ex ante transparency notice)</p>
<p><b>IV.2.8) Information about termination of dynamic purchasing system</b></p> <p><input type="checkbox"/> An electronic auction has been used:</p>
<p><b>IV.2.9) Information about termination of call for competition in the form of a prior information notice</b></p> <p><input type="checkbox"/> The contracting authority will not award any further contracts based on the above prior information notice</p>

**SECTION V: AWARD OF CONTRACT**

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

A contract/lot is awarded  yes  no

#### V.1) Information on non-award

The contract/lot is not awarded
<input type="radio"/> No tenders or requests to participate were received or all were rejected
<input checked="" type="radio"/> Other reasons (discontinuation of procedure)
Notice reference: [ ][ ][ ][ ]-[ ][ ][ ][ ][ ] (year and document number)

#### V.2) Award of contract

<b>Date of conclusion of the contract:</b> (dd/mm/yyyy)
Number of tenders received: [ ]
Number of tenders received from SMEs: [ ] (SME – as defined in Commission Recommendation 2003/361/EC)
Number of tenders received from tenderers from other EU Member States: [ ]
Number of tenders received from tenderers from non-EU Member States: [ ]
Number of tenders received by electronic means: [ ]
The contract has been awarded to a group of economic operators <input type="radio"/> yes <input checked="" type="radio"/> no

#### V.2.3) Name and address of the contractor

Official name:		National registration number:	
Postal address:			
Town:	NUTS code:	Postal code:	Country:
E-mail:		Telephone:	
Internet address:(URL)		Fax:	
The contractor is an SME <input type="radio"/> yes <input checked="" type="radio"/> no			

#### V.2.4) Information on value of the contract/lot (excluding VAT)

Initial estimated total value of the contract/lot: [ ] (for framework agreements or dynamic purchasing systems – estimated total maximum value for the entire duration of this lot)
Total value of the contract/lot: [ ]
or
Lowest offer: [ ] / Highest offer: [ ] taken into consideration
Currency: [ ][ ][ ]
(for framework agreements – total maximum value for this lot)
(for dynamic purchasing systems – value of contract(s) for this lot not included in previous contract award notices)
(for contracts based on framework agreements, if required – value of contract(s) for this lot not included in previous contract award notices)

#### V.2.5) Information about subcontracting

<input type="checkbox"/> Value or proportion likely to be subcontracted to third parties:
Value or proportion likely to be subcontracted to third parties
Value excluding VAT: [ ] Currency: [ ][ ][ ]
Proportion: [ ] %
Short description of the part of the contract to be subcontracted:

### SECTION VI: COMPLEMENTARY INFORMATION

#### VI.3) Additional information

Widerruf gemäß § 149 Abs 2 Z 3 BVerfG 2018: Es bestehen folgende sachliche Gründe: In Ansehung des zur Verfügung stehenden Kostenrahmens ist es unzumutbar, den konkreten Auftrag zu erteilen, zumal die nach den eingelangten Angeboten
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dafür tatsächlich zu entrichtenden Kosten ganz erheblich über den dafür Veranschlagten liegen. Es ist jedoch beabsichtigt, die gegenständlichen Leistungen in nächster Zeit neuerlich auszuschreiben.

#### VI.4) Procedures for review

<b>VI.4.1) Review body</b>		
Official name: Bundesverwaltungsgericht		
Postal address: Erdbergstraße 192-196		
Town: Wien	Postal code: 1030	Country: Austria
E-mail: einlaufstelle@bvwg.gv.at	Telephone: +43 1/60149	
Internet-Address:(URL)	Fax:	
<b>VI.4.2) Body responsible for mediation procedures</b>		
Official name:		
Postal address:		
Town:	Postal code:	Country: Austria
E-mail:	Telephone:	
Internet-Address:(URL)	Fax:	
<b>VI.4.3) Review procedure</b>		
Precise information on deadline(s) for review procedures:		
<b>VI.4.4) Service from which information about the review procedure may be obtained</b>		
Official name: Bundesverwaltungsgericht		
Postal address: Erdbergstraße 192-196		
Town: Wien	Postal code: 1030	Country: Austria
E-mail: einlaufstelle@bvwg.gv.at	Telephone: +43 1/60149	
Internet-Address:(URL)	Fax:	

**VI.5) Date of dispatch of this notice: (dd/mm/yyyy) (dd/mm/yyyy) 18/02/2020**

#### 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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