



Supplement to the Official Journal of the European Union

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VOLUNTARY EX ANTE TRANSPARENCY NOTICE

Directive 2014/23/EU ☐

Directive 2014/24/EU ☒

Directive 2014/25/EU ☐

Directive 2009/81/EC ☐

This notice aims at providing voluntary prior transparency as referred to in Article 2d(4) of Directives 89/665/EEC and 92/13/EEC on remedies, and Article 60(4) of Directive 2009/81/EC.

SECTION I: CONTRACTING AUTHORITY/ENTITY

I.1) Name and addresses

Official name: Universität Innsbruck			National registration number:
Postal address: Innrain 52 Finanzabteilung Anlagenbuchhaltung u Beschaffung			
Town: Innsbruck	NUTS code: AT332	Postal code: 6020	Country: Austria
Contact person: Finanzabteilung Anlagenbuchhaltung u Beschaffung			Telephone: +43 512507-22544
E-mail: Wolfgang.Lentsch@uibk.ac.at			Fax: +43 512507-30999
Internet address(es) Main address: (URL) http://www.uibk.ac.at/ Address of the buyer profile: (URL) http://uibk.vemap.com			

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:
☐ Health	

I.6) MAIN ACTIVITY

SECTION V: AWARD OF CONTRACT/CONCESSION

Contract No:[1] Lot No:[] Title:[Beschaffung eines Massenspektrometers QExactive HF-X refurbished mit einer Auflösung von 240k, nano-ESI-Quelle, UV/Vis-Detektor, TraceFinder-Software und Wartungsvertrag.]

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract/concession award decision: 06/12/2019			
V.2.2) Information about tenders The contract has been awarded to a group of economic operators ☐ yes ☒ no			
V.2.3) Name and address of the contractor/concessionaire			
Official name: Thermo Fisher Scientific wissenschaftliche Geräte GmbH		National registration number:	
Postal address: Big Biz B, Dresdner Straße 89			
Town: Wien	NUTS code: AT130	Postal code: 1200	Country: Austria
E-mail: admin.at@thermo.com		Telephone: +43 133350340	
Internet address:(URL) http://www.thermofisher.com		Fax: +43 1333503426	
The contractor is an SME ☐ yes ☒ no			
V.2.4) Information on value of the contract/lot/concession (excluding VAT) Initial estimated total value of the contract/lot/concession: [EUR] Total value of the contract/lot/concession: [336030,18] or Lowest offer: [] / Highest offer: [] taken into consideration Currency: EUR for framework agreements – total maximum value for this lot 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 ☐ The contract/lot/concession is likely to be subcontracted Value or proportion likely to be subcontracted to third parties Value excluding: [] Currency: [] [] [] Proportion: [] % Short description of the part of the contract to be subcontracted: ☐ All or certain subcontracts will be awarded through a competitive procedure (see Title III of Directive 2009/81/EC) ☐ A share of the contract will be subcontracted through a competitive procedure (see Title III of Directive 2009/81/EC) Minimum percentage: (%) Maximum percentage: (%) (The maximum percentage may not exceed 30 % of the value of the contract)			

SECTION VI: COMPLEMENTARY INFORMATION**VI.3) Additional information**

Da es sich um eine Transparenzbekanntmachung gemäß den Bestimmungen des § 58 BVergG 2018 handelt, wurde der Vertrag noch nicht abgeschlossen. Der Zuschlag wird nach Ablauf einer Frist von 10 Tagen (gerechnet ab dem Zeitpunkt der erstmaligen Verfügbarkeit dieser Transparenzbekanntmachung) erteilt werden.

VI.4) Procedures for review

VI.4.1) Review body		
Official name: Bundesverwaltungsgericht der Republik Österreich		
Postal address: Erdbergstraße 192 – 196		
Town: Wien	Postal code: 1030	Country: Austria
E-mail: einlaufstelle@bvwg.gv.at	Telephone: +43 1/60149/0	
Internet-Address:(URL) www.bvwg.gv.at	Fax: +43 1/53109/153357	
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: Es wird auf die entsprechenden Bestimmungen des BVergG 2018 in der geltenden Fassung verwiesen.		
VI.4.4) Service from which information about the review procedure may be obtained		
Official name: Bundesverwaltungsgericht der Republik Österreich		
Postal address: Erdbergstraße 192 – 196		
Town: Wien	Postal code: 1030	Country: Austria
E-mail: einlaufstelle@bvwg.gv.at	Telephone: +43 1/60149/0	
Internet-Address:(URL) www.bvwg.gv.at	Fax: +43 1/53109/153357	

VI.5) Date of dispatch of this notice: (dd/mm/yyyy)06/12/2019**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

- ☒ **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

Zu 1) der Mindestanforderungen: Sowohl das Orbitrap QExactive HF-X MS als auch der UV/VIS Detektor verfügen jeweils über Patentschutz; Zu 2 und 3) Diese Mindestanforderungen werden mit den angebotenen Leistungen des potentiellen Auftragnehmers erfüllt; Zu 4) Nur die Kombination des Orbitrap QExactive HF-X mit Vanquish Flex UPLC, Dionex ICS-6000 HPLC, nanoQuelle samt Ultimate nanoUPLC sowie der „TraceFinder“-Software ermöglicht die für die Forschung der Auftraggeberin erforderliche hochauflösende Metabolom- und Fluxanalytik; Zu 5 und 6) Diese Mindestanforderungen werden mit den angebotenen Leistungen des potentiellen Auftragnehmers erfüllt; Zu 7) Ausschließlich zertifizierte Techniker des potentiellen Auftragnehmers können das OT-MS-Gesamtsystem warten. -- Der Vertrieb dieser Leistungen ist in Österreich ausschließlich der Thermo Fisher Scientific wissenschaftliche Geräte GmbH, A-1200 Wien vorbehalten.