

**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: ASFINAG			National registration number:
Postal address: Rotenturmstraße 5 - 9			
Town: Wien	NUTS code: AT	Postal code: 1010	Country: Austria
Contact person:			Telephone: +43 5010810693
E-mail: Michaela.Paulin@asfinag.at			Fax: +43 50108-910693
Internet address(es) Main address: (URL) www.asfinag.at Address of the buyer profile: (URL) www.provia.at			

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**

- | | |
|--|--|
| <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: Infrastrukturbetrieb |
| <input type="checkbox"/> Health | |

II.1) Scope of the procurement

II.1.1) Title: Lieferung u. Montage v Fahrzeugrückhaltesystemen a Stahl für Freiland und Brücken	Reference number: 54401
II.1.2) Main CPV-Code: 34920000 Supplementary CPV-Code: [][][][] [][][][]	
II.1.3) Type of contract <input type="radio"/> Works <input checked="" type="radio"/> Supplies <input type="radio"/> Services	
II.1.4) Short description: Lieferung und Montage von Fahrzeugrückhaltesystemen aus Stahl für Freiland und Brücken – österreichweit, aufgeteilt in Lose.	
II.1.6) Information about lots	
This contract is divided into lots <input checked="" type="radio"/> yes <input type="radio"/> no	
II.1.7) Total value of the procurement (excluding VAT)	
Value: [41899041,79] (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: LOS 1 - REGION OBERÖSTERREICH	LOT NO: 1
II.2.2) Additional CPV code(s)	
Main CPV code: 34920000 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: Lieferung u Montage von FRS a Stahl (nature and quantity of works, supplies or services or indication of needs and requirements)	
II.2.5) Award criteria	
<input checked="" type="checkbox"/> Quality criterion Name: Preis / Weighting: 97,5	
<input type="radio"/> Cost criterion <input type="radio"/> Price Name: Qualität / Weighting: 1,5	
II.2.11) Information about options	
<input type="checkbox"/> 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 <input type="radio"/> yes <input checked="" type="radio"/> no	
Identification of the project:	
II.2.14) Additional information:	

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: Lieferung u Montage von FRS a Stahl (nature and quantity of works, supplies or services or indication of needs and requirements)	
II.2.5) Award criteria <input checked="" type="checkbox"/> Quality criterion Name: Preis / Weighting: 97,5 <input type="radio"/> Cost criterion <input type="radio"/> Price Name: Qualität / Weighting: 1,5	
II.2.11) Information about options <input type="checkbox"/> 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 <input type="radio"/> yes <input checked="" type="radio"/> no Identification of the project:	
II.2.14) Additional information: 	
II.2.1)TITLE: LOS 6 - REGION VORARLBERG + TIROL	LOT No:6
II.2.2) Additional CPV code(s) Main CPV code: 34920000 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: Lieferung u Montage von FRS a Stahl (nature and quantity of works, supplies or services or indication of needs and requirements)	
II.2.5) Award criteria <input checked="" type="checkbox"/> Quality criterion Name: Preis / Weighting: 97,5 <input type="radio"/> Cost criterion <input type="radio"/> Price Name: Qualität / Weighting: 1,5	
II.2.11) Information about options	

<input type="radio"/> Restricted procedure <input type="checkbox"/> Accelerated procedure: Justification: <input type="radio"/> Competitive procedure with negotiation <input type="checkbox"/> Accelerated procedure: Justification: <input type="radio"/> Competitive dialogue <input type="radio"/> Innovation partnership <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)
IV.1.3) Information about a framework agreement or a dynamic purchasing system <input checked="" type="checkbox"/> The procurement involves the establishment of a framework agreement <input type="checkbox"/> A dynamic purchasing system was set up
IV.1.6) Information about electronic auction <input type="checkbox"/> 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 <input checked="" type="radio"/> yes <input type="radio"/> no

IV.2) Administrative information

IV.2.1) Previous publication concerning this procedure Notice number in the OJ S: 2021/S 060–149462 (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 <input type="checkbox"/> An electronic auction has been used:
IV.2.9) Information about termination of call for competition in the form of a prior information notice <input type="checkbox"/> The contracting authority will not award any further contracts based on the above prior information notice

SECTION V: AWARD OF CONTRACT

Contract No:[1] Lot No:[1] Title: Vergabe von Los 1 - Los 4 und Los 6 Lieferung u Montage von FRS a Stahl

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 type="radio"/> Other reasons (discontinuation of procedure) Notice reference: [] [] [] - [] [] [] [] (year and document number)

V.2) Award of contract

Date of conclusion of the contract: 11/08/2021 (dd/mm/yyyy)
Number of tenders received: [2]

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 ☐ yes ☒ no

V.2.3) Name and address of the contractor

Official name: Voestalpine Krems			National registration number:
Postal address:			
Town: Krems	NUTS code: AT	Postal code: 3500	Country: Austria
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: [37571024,9]
 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

☐ 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 V: AWARD OF CONTRACT

Contract No:[2] Lot No:[5] Title: Lieferung u Montage von FRS a Stahl

A contract/lot is awarded ☒ yes ☐ no

V.1) Information on non-award

The contract/lot is not awarded
☐ No tenders or requests to participate were received or all were rejected
☐ Other reasons (discontinuation of procedure)
 Notice reference: [] [] []-[] [] [] [] [] (year and document number)

V.2) Award of contract

Date of conclusion of the contract: 02/08/2021 (dd/mm/yyyy)
Number of tenders received: [2] Number of tenders received from SMEs: <input type="checkbox"/> (SME – as defined in Commission Recommendation 2003/361/EC) Number of tenders received from tenderers from other EU Member States: <input type="checkbox"/> Number of tenders received from tenderers from non-EU Member States: <input type="checkbox"/> Number of tenders received by electronic means: <input type="checkbox"/>

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: Sitec		National registration number:	
Postal address:			
Town: Liebensfels	NUTS code: AT	Postal code: 9556	Country: Austria
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: [3778798,06]			
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 V: AWARD OF CONTRACT

Contract No:[3] Lot No:[7] Title: Lieferung u Montage von FRS a Stahl

A contract/lot is awarded ☒ yes ☐ no

V.1) Information on non-award

<p>The contract/lot is not awarded</p> <p><input type="radio"/> No tenders or requests to participate were received or all were rejected</p> <p><input type="radio"/> Other reasons (discontinuation of procedure)</p> <p>Notice reference: [] [] []-[] [] [] [] [] (year and document number)</p>
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V.2) Award of contract

Date of conclusion of the contract: 02/08/2021 (dd/mm/yyyy)	
Number of tenders received: [3]	
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: Fracasso Vi Gmbh	National registration number:

Postal address:			
Town: Wien	NUTS code: AT	Postal code: 1200	Country: Austria
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: [549218,79] 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

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VI.4) Procedures for review

VI.4.1) Review body			
Official name: Bundesverwaltungsgericht			
Postal address: Erdberg			
Town: Wien	Postal code: 1030	Country: Austria	
E-mail: einlaufstelle@bvwg.gv.at	Telephone: +43 1/60149/0		
Internet-Address:(URL) https://www.bvwg.gv.at/	Fax: +43 71123/8891541		
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) 21/01/2022

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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