



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

(nature and quantity of works, supplies or services)
II.2.5) Award criteria
(Directive 2014/24/EU / Directive 2014/25/EU) ☐ Quality criterion
☐ Cost criterion ☒ Price Price – Weighting:
(Directive 2014/23/EU) Criterion:
(Directive 2009/81/EC) ☐ Lowest price ☐ The most economically advantageous tender in terms of Criterion: / Weighting:
II.2.11) Information about options Options: ☐ yes ☒ no 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 ☒ Negotiated procedure without prior publication (in accordance with Article 32 of Directive 2014/24/EU) ☐ Negotiated procedure without prior call for competition (in accordance with Article 50 of Directive 2014/25/EU) ☐ Negotiated procedure without publication of a contract notice (in accordance with Article 28 of Directive 2009/81/EC) ☐ Award of a concession without prior publication of a concession notice (in accordance with Article 31(4) and (5) of Directive 2014/23/EU) ☐ 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 point 2 of the Annex D)
IV.1.3) Information about framework agreement ☐ The procurement involves the establishment of a framework agreement
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: [][][][]/S [][][]-[][][][][][][]

SECTION V: AWARD OF CONTRACT/CONCESSION

Contract No:[1] Lot No:[] Title:[Beschaffung eines PTR-TOF-MS mit SRI Funktionalität (SRI-TOF-MS) unter der Voraussetzung des Rückkaufes des Bestandsgerätes "IONICON PTR-TOF 8000".]

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract/concession award decision:10/12/2019

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: IONICON Analytik Gesellschaft m. b. H. (in der Folge dieser Bekanntmachung "IONICON" genannt)			National registration number:
Postal address: Eduard-Bodem-Gasse 3			
Town: Innsbruck	NUTS code: AT332	Postal code: 6020	Country: Austria
E-mail: office@ionicon.com			Telephone: +43 512214800
Internet address:(URL) www.ionicon.com			Fax: +43 512214800-099
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: [291710]

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

1) Das von der IONICON angebotene Modell wird ausschließlich durch die IONICON vertrieben. 2) Bei den in den Punkten

II.1.7 und V.2.4 dieser Bekanntmachung bekannt gegebenen Werte handelt es sich um Angaben exkl. USt. 3) Bei dem in Punkt V.2.1 dieser Bekanntmachung genannten Zeitpunkt handelt es sich um den Zeitpunkt der Absendung dieser Bekanntmachung. 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 160149-0	
Internet-Address:(URL) www.bvwg.gv.at	Fax: +43 171123-8891541	
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: 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 160149-0	
Internet-Address:(URL) www.bvwg.gv.at	Fax: +43 171123-8891541	

VI.5) Date of dispatch of this notice: (dd/mm/yyyy)10/12/2019

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: Die patentierte Technologie (EP3503161 u. WO2019122206) erlaubt es, in Erweiterung der SRI Funktionalität NH₄⁺ ohne Zuführung von NH₃ als Reaktant-Ionen in der Ionenquelle zu produzieren und zur chemischen Ionisation im Reaktionsbereich zu verwenden; Zu 2 und 3) Mindestanforderung werden jeweils erfüllt; Zu 4) Neben H₃O⁺, NO⁺ und O₂⁺ können auch Kr⁺ als Reaktant-Ionen zur Analyse von Luft verwendet werden (EP 2606505 B1); Zu 5) Trotz Verwendung von RF-Feldern kann die reduzierte elektrische Feldstärke (E/N) im Reaktionsbereich kalibriert und kontrolliert eingestellt werden (Patent: US 10,074,531 B2, EP 3309817 B1); Zu 6): Das Bestandsgerät wird rückgekauft.