

**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: Z.H. ASFINAG Bau Management GmbH, Modecenterstraße 16			
Town: Wien	NUTS code: AT	Postal code: 1030	Country: Austria
Contact person: BMG/Bau West/Ing. Walter Müllner			Telephone: +43 50108-14126
E-mail: nicole.obermueller@asfinag.at			Fax: +43 50108-14120
Internet address(es) Main address: (URL) www.asfinag.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**

- | | |
|--|--|
| <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 | |

II.1) Scope of the procurement

II.1.1) Title: A08 Innkreis Autobahn; AST Ort – AST Suben; Deckensanierung - Bauleistung	Reference number: 2019/PROVIA ID-Nr.:39053
II.1.2) Main CPV-Code: 45233110 Supplementary CPV-Code: [][][][][][][][]	
II.1.3) Type of contract <input checked="" type="radio"/> Works <input type="radio"/> Supplies <input type="radio"/> Services	
II.1.4) Short description: A08 Innkreis Autobahn; AST Ort – AST Suben; Deckensanierung - Bauleistung	
II.1.6) Information about lots	
This contract is divided into lots <input type="radio"/> yes <input checked="" type="radio"/> no	
II.1.7) Total value of the procurement (excluding VAT)	
Value: [7862130,42] (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: AT311	
Main site or place of performance: Projektgebiet und Ansfelden	
II.2.4) Description of the procurement: A08 Innkreis Autobahn; AST Ort – AST Suben; Deckensanierung - Bauleistung (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: Qualität / Weighting: 5%	
<input type="radio"/> Cost criterion <input checked="" type="radio"/> Price Price – Weighting: 95%	
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:	

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SECTION IV: PROCEDURE

IV.1) Description

IV.1.1) Type of procedure <input checked="" type="radio"/> Open procedure <input type="checkbox"/> Accelerated procedure: Justification: <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 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: 2019/S 181–439864 (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: [301904795] Lot No: [] Title: A08 Innkreis Autobahn; AST Ort – AST Suben; Deckensanierung - Bauleistung

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: 13/12/2019 (dd/mm/yyyy)

Number of tenders received: [4]

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: Bietergemeinschaft Felbermayr Bau GmbH & Co KG, Swietelsky Baugesellschaft m.b.H

National registration number:

Postal address:

Town: Wels

NUTS code: AT

Postal code: 4600

Country: Austria

E-mail:

Telephone:

Internet address:(URL)

Fax:

The contractor is an SME ☐ yes ☒ 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: [7862130,42]

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 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: Erdbergstraße 192-196		
Town: Wien	Postal code: 1030	Country: Austria
E-mail: einlaufstelle@bvwg.gv.at	Telephone: +43 160149-0	
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: Bundesverwaltungsgericht		
Postal address: Erdbergstraße 192-196		
Town: Wien	Postal code: 1030	Country: Austria
E-mail: einlaufstelle@bvwg.gv.at	Telephone:	
Internet-Address:(URL)	Fax:	

VI.5) Date of dispatch of this notice: (dd/mm/yyyy) (dd/mm/yyyy) 13/01/2020

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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