



European Union

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Voluntary ex ante transparency notice

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 (information on the award of the contract without prior publication of a contract notice in the Official Journal of the European Union). In order to use this mechanism, the following boxes must be filled in: I.1); II.1.1); II.1.2); II.1.4); II.1.5); V.3) and Annex D1, D2 or D3, as appropriate. The remaining boxes are optional and can be used to provide any other information deemed useful by the contracting authority/entity..

This notice is covered by:

Directive 2004/18/EC

Directive 2004/17/EC (Utilities)

Directive 2009/81/EC (Defence)

Section I: Contracting authority/entity

I.1) Name, addresses and contact point(s)

Official name:		National ID: <i>(if known)</i>
Postal address:		
Town:	Postal code:	Country:
Contact point(s): For the attention of:		Telephone:
E-mail:		Fax:
Internet address(es): <i>(if applicable)</i>		
General address of the contracting authority/entity: <i>(URL)</i>		
Address of the buyer profile: <i>(URL)</i>		
Electronic access to information: <i>(URL)</i>		
Electronic submission of tenders and requests to participate: <i>(URL)</i>		

I.2) Type of the contracting authority *(in case of a notice published by a contracting authority)*

<input type="radio"/> Ministry or any other national or federal authority, including their regional or local sub-divisions	<input type="radio"/> Body governed by public law
<input type="radio"/> National or federal agency/office	<input type="radio"/> European institution/agency or international organisation
<input type="radio"/> Regional or local authority	<input type="radio"/> Other: <i>(please specify)</i>
<input type="radio"/> Regional or local agency/office	

I.3) Main activity

<i>(in case of a notice published by a contracting authority)</i>	<i>(in case of a notice published by a contracting entity)</i>
<input type="checkbox"/> General public services	<input type="checkbox"/> Production, transport and distribution of gas and heat
<input type="checkbox"/> Defence	<input type="checkbox"/> Electricity
<input type="checkbox"/> Public order and safety	<input type="checkbox"/> Exploration and extraction of gas and oil
<input type="checkbox"/> Environment	<input type="checkbox"/> Exploration and extraction of coal and other solid fuels
<input type="checkbox"/> Economic and financial affairs	<input type="checkbox"/> Water
<input type="checkbox"/> Health	<input type="checkbox"/> Postal services
<input type="checkbox"/> Housing and community amenities	<input type="checkbox"/> Railway services
<input type="checkbox"/> Social protection	<input type="checkbox"/> Urban railway, tramway, trolleybus or bus services
<input type="checkbox"/> Recreation, culture and religion	<input type="checkbox"/> Port-related activities
<input type="checkbox"/> Education	<input type="checkbox"/> Airport-related activities
<input type="checkbox"/> Other: <i>(please specify)</i>	<input type="checkbox"/> Other: <i>(please specify)</i>

I.4) Contract award on behalf of other contracting authorities/entities

The contracting authority/entity is purchasing on behalf of other contracting authorities/entities: <input type="radio"/> yes <input type="radio"/> no <i>(if yes, information on those contracting authorities/entities can be provided in Annex A)</i>

Section IV: Procedure

IV.1) Type of procedure

- Negotiated without publication of a contract notice/call for competition
 Award of a contract without prior publication of a contract notice in the Official Journal of the European Union (in the cases listed in Section 2 of Annexes D1, D2 or D3 as appropriate)

Justification for the award of the contract without prior publication of a contract notice in the Official Journal of the European Union (OJEU):
please complete in full Annex D1, D2 or D3 as appropriate

IV.2) Award criteria

IV.2.1) Award criteria (please tick the relevant box(es))

- Lowest price
 or
 The most economically advantageous tender in terms of

Criteria (for contracting authorities)	Weighting	Criteria (for contracting authorities)	Weighting
1. []	[]	6. []	[]
2. []	[]	7. []	[]
3. []	[]	8. []	[]
4. []	[]	9. []	[]
5. []	[]	10. []	[]

IV.2.2) Information about electronic auction

An electronic auction has been used yes no

IV.3) Administrative information

IV.3.1) File reference number attributed by the contracting authority/entity: (if applicable)

IV.3.2) Previous publication(s) concerning the same contract yes no

(if yes, please fill in the appropriate boxes)

Periodic indicative notice Notice on qualification system

Prior information notice Notice on a buyer profile

Notice number in the OJEU: [] [] [] /S [] [] - [] [] [] [] [] [] of [] [] / [] [] / [] [] [] (dd/mm/yyyy)

Contract notice Simplified contract notice on a dynamic purchasing system

Notice number in the OJEU: [] [] [] /S [] [] - [] [] [] [] [] [] of [] [] / [] [] / [] [] [] (dd/mm/yyyy)

Other previous publications

Notice number in the OJEU: [] [] [] /S [] [] - [] [] [] [] [] [] of [] [] / [] [] / [] [] [] (dd/mm/yyyy)

Notice number in the OJEU: [] [] [] /S [] [] - [] [] [] [] [] [] of [] [] / [] [] / [] [] [] (dd/mm/yyyy)

Section VI: Complementary information

VI.1) Information about European Union funds

The contract is related to a project and/or programme financed by European Union funds yes no
(if yes) Reference to project(s) and/or programme(s):

VI.2) Additional information: (if applicable)

VI.3) Procedures for appeal

VI.3.1) Body responsible for appeal procedures

Official name:

Postal address:

Town:

Postal code:

Country:

E-mail:

Telephone:

Internet address: (URL)

Fax:

Body responsible for mediation procedures (if applicable)

Official name:

Postal address:

Town:

Postal code:

Country:

E-mail:

Telephone:

Internet address: (URL)

Fax:

VI.3.2) Lodging of appeals (please fill in heading VI.3.2 or, if need be, heading VI.3.3)

Precise information on deadline(s) for lodging appeals:

VI.3.3) Service from which information about the lodging of appeals may be obtained

Official name:

Postal address:

Town:

Postal code:

Country:

E-mail:

Telephone:

Internet address: (URL)

Fax:

VI.4) Date of dispatch of this notice: [] [] / [] [] / [] [] [] [] (dd/mm/yyyy)

Annex A

Additional addresses and contact points

I) Address of the other contracting authority/entity on behalf of which the contracting authority/entity is purchasing

Official name:		National ID: <i>(if known)</i>
Postal address:		
Town:	Postal code:	Country:

..... (Use this section as many times as needed)

Annex C1 – General procurement

Service categories referred to in Section II: Object of the contract

Directive 2004/18/EC

Category No [1]	Subject
1	Maintenance and repair services
2	Land transport services [2], including armoured car services, and courier services, except transport of mail
3	Air transport services of passengers and freight, except transport of mail
4	Transport of mail by land [3] and by air
5	Telecommunications services
6	Financial services: a) Insurances services b) Banking and investment services [4]
7	Computer and related services
8	Research and development services [5]
9	Accounting, auditing and bookkeeping services
10	Market research and public opinion polling services
11	Management consulting services [6] and related services
12	Architectural services; engineering services and integrated engineering services; urban planning and landscape engineering services; related scientific and technical consulting services; technical testing and analysis services
13	Advertising services
14	Building-cleaning services and property management services
15	Publishing and printing services on a fee or contract basis
16	Sewage and refuse disposal services; sanitation and similar services
Category No [7]	Subject
17	Hotel and restaurant services
18	Rail transport services
19	Water transport services
20	Supporting and auxiliary transport services
21	Legal services
22	Personnel placement and supply services [8]
23	Investigation and security services, except armoured car services
24	Education and vocational education services
25	Health and social services
26	Recreational, cultural and sporting services [9]
27	Other services

1 Service categories within the meaning of Article 20 and Annex IIA to Directive 2004/18/EC.

2 Except for rail transport services covered by category 18.

3 Except for rail transport services covered by category 18.

4 Except financial services in connection with the issue, sale, purchase or transfer of securities or other financial instruments, and central bank services. The following are also excluded: services involving the acquisition or rental, by whatever financial means, of land, existing buildings or other immovable property or concerning rights thereon. However, financial service contracts concluded at the same time as, before or after the contract of acquisition or rental, in whatever form, shall be subject to the Directive.

5 Except research and development services other than those where the benefits accrue exclusively to the contracting authority for its use in the conduct of its own affairs on condition that the service provided is wholly remunerated by the contracting authority.

6 Except arbitration and conciliation services.

7 Service categories within the meaning of Article 21 and Annex IIB of Directive 2004/18/EC.

8 Except employment contracts.

9 Except contracts for the acquisition, development, production or co-production of program material by broadcasters and contracts for broadcasting time.

Annex C2 – Utilities

Service categories referred to in Section II: Object of the contract

Directive 2004/17/EC

Category No [1]	Subject
1	Maintenance and repair services
2	Land transport services [2], including armoured car services, and courier services, except transport of mail
3	Air transport services of passengers and freight, except transport of mail
4	Transport of mail by land [3] and by air
5	Telecommunications services
6	Financial services: a) Insurances services b) Banking and investment services [4]
7	Computer and related services
8	Research and development services [5]
9	Accounting, auditing and bookkeeping services
10	Market research and public opinion polling services
11	Management consulting services [6] and related services
12	Architectural services; engineering services and integrated engineering services; urban planning and landscape engineering services; related scientific and technical consulting services; technical testing and analysis services
13	Advertising services
14	Building-cleaning services and property management services
15	Publishing and printing services on a fee or contract basis
16	Sewage and refuse disposal services; sanitation and similar services
Category No [7]	Subject
17	Hotel and restaurant services
18	Rail transport services
19	Water transport services
20	Supporting and auxiliary transport services
21	Legal services
22	Personnel placement and supply services [8]
23	Investigation and security services, except armoured car services
24	Education and vocational education services
25	Health and social services
26	Recreational, cultural and sporting services
27	Other services

1 Service categories within the meaning of Article 31 and Annex XVIIA of Directive 2004/17/EC.

2 Except for rail transport services covered by category 18.

3 Except for rail transport services covered by category 18.

4 Except financial services in connection with the issue, sale, purchase or transfer of securities or other financial instruments, and central bank services. The following are also excluded: services involving the acquisition or rental, by whatever financial means, of land, existing buildings or other immovable property or concerning rights thereon. However, financial service contracts concluded at the same time as, before or after the contract of acquisition or rental, in whatever form, shall be subject to the Directive.

5 Except research and development services other than those where the benefits accrue exclusively to the contracting authority for its use in the conduct of its own affairs on condition that the service provided is wholly remunerated by the contracting authority.

6 Except arbitration and conciliation services.

7 Service categories within the meaning of Article 32 and Annex XVIIIB of Directive 2004/17/EC.

8 Except employment contracts.

Annex C3 – Defence and security

Service categories referred to in Section II: Object of the contract

Directive 2009/81/EC

Category No [1]	Subject
1	Maintenance and repair services
2	Foreign military-aid-related services
3	Defence services, military defence services and civil defence services
4	Investigation and security services
5	Land transport services
6	Air transport services of passengers and freight, except transport of mail
7	Transport of mail by land and by air
8	Rail transport services
9	Water transport services
10	Supporting and auxiliary transport services
11	Telecommunications services
12	Financial services: Insurances services
13	Computer and related services
14	Research and development services [2] and evaluation tests
15	Accounting, auditing and bookkeeping services
16	Management consulting services [3] and related services
17	Architectural services; engineering services and integrated engineering services; urban planning and landscape engineering services; related scientific and technical consulting services; technical testing and analysis services
18	Building-cleaning services and property management services
19	Sewage and refuse disposal services; sanitation and similar services
20	Training and simulation services in the fields of defence and security
Category No [4]	Subject
21	Hotel and restaurant services
22	Supporting and auxiliary transport services
23	Legal services
24	Personnel placement and supply services [5]
25	Health and social services
26	Other services

- 1 Service categories within the meaning of Annex I to Directive 2009/81/EC.
- 2 Except research and development services referred to in Article 13 (j) of Directive 2009/81/EC.
- 3 Except arbitration and conciliation services.
- 4 Service categories within the meaning of Annex II to Directive 2009/81/EC.
- 5 Except employment contracts.

Annex D1 – General procurement

Justification for the award of the contract without prior publication of a contract notice in the Official Journal of the European Union (OJEU)

Directive 2004/18/EC

Please provide hereunder a justification for the award of the contract without prior publication of a contract notice in the Official Journal of the European Union. This justification must comply with the requirements of Directive 2004/18/EC. (please tick the relevant box(es) and provide the additional information below)

1) Justification for the choice of the negotiated procedure without prior publication of a contract notice in the OJEU in accordance with Directive 2004/18/EC

No tenders or no suitable tenders 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/goods/services can be provided only by a particular tenderer for reasons that are:

- technical,
- artistic,
- connected with the protection of exclusive rights.

Extreme urgency brought about by events unforeseeable by the contracting authority and in accordance with the strict conditions stated in the Directive.

Additional works/deliveries/services are 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 awarded to the successful candidate or one of them after a design contest.

For supplies quoted and purchased on a commodity market.

For the purchase of supplies on particularly advantageous terms:

- from a supplier which is definitely winding up its business activities,
- from the receivers or liquidators of a bankruptcy, an arrangement with creditors or a similar procedure.

All tenders submitted in reply to an open procedure, a restricted procedure or competitive dialogue were irregular or unacceptable. Only those tenderers were included in the negotiations which have satisfied the qualitative selection criteria.

2) Other justification for the award of the contract without prior publication of a contract notice in the OJEU

- The contract has as its object services listed in Annex II B to the Directive.
- The contract falls outside the scope of application of the Directive.

In order to benefit from the reduced time-limit referred to above, in addition to the box(es) to be ticked above, please explain in a clear and comprehensive manner why the award of the contract without prior publication of a contract notice in the Official Journal of the European Union is lawful, by stating in any case the relevant facts and, as appropriate, the conclusions of law in accordance with Directive 2004/18/EC: (500 words maximum)

Annex D2 – Utilities

Justification for the award of the contract without prior publication of a contract notice in the Official Journal of the European Union (OJEU)

Directive 2004/17/EC

Please provide hereunder a justification for the award of the contract without prior publication of a contract notice in the Official Journal of the European Union. This justification must comply with the requirements of Directive 2004/17/EC. (please tick the relevant box(es) and provide the additional information below)

1) Justification for the choice of the negotiated procedure without prior publication of a contract notice in the OJEU in accordance with art. 40(3) of Directive 2004/17/EC

No tenders or no suitable tenders in response to:

- open procedure,
- restricted procedure,
- negotiated procedure with prior call for competition.

The contract involved is purely for the purpose of research, experiment, study or development under the conditions stated in the Directive.

The works/goods/services can be provided only by a particular tenderer for reasons that are:

- technical,
- artistic,
- connected with the protection of exclusive rights.

Extreme urgency brought about by events unforeseeable by the contracting entity and in accordance with the strict conditions stated in the Directive.

Additional works/deliveries/services are 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 awarded to the successful candidate or one of them after a design contest.

For supplies quoted and purchased on a commodity market.

For the purchase of supplies on particularly advantageous terms:

- from a supplier which is definitely winding up its business activities,
- from the receivers or liquidators of a bankruptcy, an arrangement with creditors or a similar procedure.

For contracts to be awarded on the basis of a framework agreement in conformity with the Directive.

2) Other justification for the award of the contract without prior publication of a contract notice in the OJEU

- The contract has as its object services listed in Annex XVII B of the Directive.
- The contract falls outside the scope of application of the Directive.

In order to benefit from the reduced time-limit referred to above, in addition to the box(es) to be ticked above, please explain in a clear and comprehensive manner why the award of the contract without prior publication of a contract notice in the Official Journal of the European Union is lawful, by stating in any case the relevant facts and, as appropriate, the conclusions of law in accordance with Directive 2004/17/EC: (500 words maximum)

Annex D3 – Defence and security

Justification for the award of the contract without prior publication of a contract notice in the Official Journal of the European Union (OJEU)

Directive 2009/81/EC

Please provide hereunder a justification for the award of the contract without prior publication of a contract notice in the Official Journal of the European Union. This justification must comply with the requirements of Directive 2009/81/EC. *(please tick the relevant box(es) and provide the additional information below)*

1) Justification for the choice of the negotiated procedure without prior publication of a contract notice in the OJEU in accordance with art. 28 of Directive 2009/81/EC

No tenders or no suitable tenders in response to:

- restricted procedure,
- negotiated procedure with prior publication of a contract notice,
- Competitive dialogue.

- All tenders submitted in reply to a restricted procedure, negotiated procedure with prior publication of a contract notice or competitive dialogue were irregular or unacceptable. Only those tenderers were included in the negotiations which have satisfied the qualitative selection criteria.
- The periods for the restricted procedure and the negotiated procedure with prior publication of a contract notice are incompatible with the urgency resulting from a crisis.
- Extreme urgency brought about by events unforeseeable by the contracting authority/entity and in accordance with the strict conditions stated in the relevant Directive.

The works/goods/services can be provided only by a particular tenderer for reasons that are:

- technical
- connected with the protection of exclusive rights.

- The contract concerns research and development services other than those referred to in Article 13 of Directive 2009/81/EC. *(for services and supplies only)*
- The products involved are manufactured purely for the purpose of research, experiment, study or development under the conditions stated in the Directive. *(for services and supplies only)*
- Additional works/deliveries/services are ordered under the strict conditions stated in the Directive.
- For supplies quoted and purchased on a commodity market.

For the purchase of supplies on particularly advantageous terms:

- from a supplier which is definitely winding up its business activities,
- from the receivers or liquidators of a bankruptcy, an arrangement with creditors or a similar procedure.

- New works/services, constituting a repetition of existing works/services and ordered in accordance with the strict conditions stated in the Directive.
- Contract related to the provision of air and maritime transport services for the armed forces of a Member State deployed or to be deployed abroad, under the strict conditions stated in the Directive

2) Other justification for the award of the contract without prior publication of a contract notice in the OJEU

- The contract has as its object services listed in Annex II B to the Directive.
- The contract falls outside the scope of application of the Directive.

In order to benefit from the reduced time-limit referred to above, in addition to the box(es) to be ticked above, please explain in a clear and comprehensive manner why the award of the contract without prior publication of a contract notice in the Official Journal of the European Union is lawful, by stating in any case the relevant facts and, as appropriate, the conclusions of law in accordance with the Articles in Directive 2009/81/EC: *(500 words maximum)*