

Commission Regulation (EC) No 1150/2009 of 10 November 2009 amending Regulation (EC) No 1564/2005 as regards the standard forms for the publication of notices in the framework of public procurement in accordance with Council Directives 89/665/EEC and 92/13/EEC (Text with EEA relevance) (repealed)

COMMISSION REGULATION (EC) No 1150/2009

of 10 November 2009

amending Regulation (EC) No 1564/2005 as regards the standard forms for the publication of notices in the framework of public procurement in accordance with Council Directives 89/665/EEC and 92/13/EEC

(Text with EEA relevance) (repealed)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 89/665/EEC of 21 December 1989 on the coordination of the laws, regulations and administrative provisions relating to the application of review procedures to the award of public supply and public works contracts⁽¹⁾, and in particular Article 3a thereof,

Having regard to Council Directive 92/13/EEC of 25 February 1992 coordinating the laws, regulations and administrative provisions relating to the application of Community rules on the procurement procedures of entities operating in the water, energy, transport and telecommunications sectors⁽²⁾, and in particular Article 3a thereof,

Having regard to Directive 2004/17/EC of the European Parliament and of the Council of 31 March 2004 coordinating the procurement procedures of entities operating in the water, energy, transport and postal services sectors⁽³⁾, and in particular Article 44(1) thereof,

Having regard to Directive 2004/18/EC of the European Parliament and of the Council of 31 March 2004 on the coordination of procedures for the award of public works contracts, public supply contracts and public service contracts⁽⁴⁾, and in particular Article 36(1) thereof,

After consulting the Advisory Committee for Public Contracts,

Whereas:

- (1) Directives 89/665/EEC and 92/13/EEC as amended by Directive 2007/66/EC of the European Parliament and of the Council⁽⁵⁾, allow Member States to provide for a reduction of the time limit for applying for ineffectiveness of a public contract where the contracting entity or contracting authority has published a contract award notice in accordance with Directive 2004/17/EC or Directive 2004/18/EC, respectively, without prior publication of a contract notice, provided that the contract award notice includes justification of the decision to award the contract without prior publication of a contract notice in the *Official Journal of the European Union*.

Status: Point in time view as at 10/11/2009.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EC) No 1150/2009 (repealed). (See end of Document for details)

- (2) The standard forms for contract award notices are set out in Annexes III and VI to Commission Regulation (EC) No 1564/2005 of 7 September 2005 establishing standard forms for the publication of notices in the framework of public procurement procedures pursuant to Directives 2004/17/EC and 2004/18/EC of the European Parliament and of the Council⁽⁶⁾. In order to ensure the full effectiveness of Directives 89/665/EEC and 92/13/EEC as amended by Directive 2007/66/EC, the standard forms of those notices should be adapted so that contracting entities and contracting authorities could include the justification referred to in Article 2f of Directives 89/665/EEC and 92/13/EEC in those notices.
- (3) Directives 89/665/EEC and 92/13/EEC provide for a notice for voluntary ex ante transparency to be used in order to ensure pre-contractual transparency on a voluntary basis. It is necessary to establish a standard form for that notice.
- (4) Regulation (EC) No 1564/2005 should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 1564/2005 is amended as follows:

1. The title is replaced by the following:
Commission Regulation (EC) No 1564/2005 of 7 September 2005 establishing standard forms for the publication of notices in the field of public procurement;
2. after the first citation, the following legal bases are inserted:

Having regard to Council Directive 89/665/EEC of 21 December 1989 on the coordination of the laws, regulations and administrative provisions relating to the application of review procedures to the award of public supply and public works contracts⁽⁷⁾, and in particular Article 3a thereof,

Having regard to Council Directive 92/13/EEC of 25 February 1992 coordinating the laws, regulations and administrative provisions relating to the application of Community rules on the procurement procedures of entities operating in the water, energy, transport and telecommunications sectors⁽⁸⁾, and in particular Article 3a thereof,;
3. the following Article 2a is inserted:

Article 2a

Contracting authorities and contracting entities shall, from the date of entry into force of the respective national measures transposing Directive 2007/66/EC of the European Parliament and of the Council⁽⁹⁾ and from 21 December 2009 at the latest, use, for the publication of the notice referred to in Article 3a of Directives 89/665/EEC and 92/13/EEC in the *Official Journal of the European Union*, the standard form set out in Annex XIV to this Regulation.;
4. Annex III is replaced by the text set out in Annex I to this Regulation;
5. Annex VI is replaced by the text set out in Annex II to this Regulation;
6. The text set out in Annex III to this Regulation is added as Annex XIV.

Status: Point in time view as at 10/11/2009.

Changes to legislation: There are currently no known outstanding effects for the
Commission Regulation (EC) No 1150/2009 (repealed). (See end of Document for details)

Article 2

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 10 November 2009.

For the Commission

Charlie McCREEVY

Member of the Commission

Status: Point in time view as at 10/11/2009.**Changes to legislation:** There are currently no known outstanding effects for the
Commission Regulation (EC) No 1150/2009 (repealed). (See end of Document for details)

ANNEX I



EUROPEAN UNION

Publication of Supplement to the *Official Journal of the European Union*

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Info & on-line forms: <http://simap.europa.eu>

CONTRACT AWARD NOTICE

SECTION I: CONTRACTING AUTHORITY

I.1) NAME, ADDRESSES AND CONTACT POINT(S)

Official name:		
Postal address:		
Town:	Postal code:	Country:
Contact point(s):		Telephone:
For the attention of:		
E-mail (if applicable):	Fax:	
Internet address(es) (if applicable) General address of the contracting authority (URL): Address of the buyer profile (URL):		

I.2) TYPE OF THE CONTRACTING AUTHORITY AND MAIN ACTIVITY OR ACTIVITIES

<input type="checkbox"/> Ministry or any other national or federal authority, including their regional or local subdivisions <input type="checkbox"/> National or federal agency/office <input type="checkbox"/> Regional or local authority <input type="checkbox"/> Regional or local agency/office <input type="checkbox"/> Body governed by public law <input type="checkbox"/> European institution/agency or international organisation <input type="checkbox"/> Other (please specify): _____	<input type="checkbox"/> General public services <input type="checkbox"/> Defence <input type="checkbox"/> Public order and safety <input type="checkbox"/> Environment <input type="checkbox"/> Economic and financial affairs <input type="checkbox"/> Health <input type="checkbox"/> Housing and community amenities <input type="checkbox"/> Social protection <input type="checkbox"/> Recreation, culture and religion <input type="checkbox"/> Education <input type="checkbox"/> Other (please specify): _____
The contracting authority is purchasing on behalf of other contracting authorities	
yes <input type="checkbox"/> no <input type="checkbox"/>	

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SECTION II: OBJECT OF THE CONTRACT

II.1) DESCRIPTION

II.1.1) Title attributed to the contract		

II.1.2) Type of contract and location of works, place of delivery or of performance (Choose one category only — works, supplies or services — which corresponds most to the specific object of your contract or purchase(s))		
a) Works <input type="checkbox"/>	b) Supplies <input type="checkbox"/>	c) Services <input type="checkbox"/>
Execution <input type="checkbox"/>	Purchase <input type="checkbox"/>	Service category No <input type="checkbox"/> <input type="checkbox"/> In case of contract for service categories 17 to 27 (see Annex C), do you agree to the publication of this notice? yes <input type="checkbox"/> no <input type="checkbox"/>
Design and execution <input type="checkbox"/>	Lease <input type="checkbox"/>	
Realisation, by whatever means of work, corresponding to the requirements specified by the contracting authorities <input type="checkbox"/>	Rental <input type="checkbox"/>	
	Hire purchase <input type="checkbox"/>	
A combination of these <input type="checkbox"/>		
Main site or location of works, place of delivery or of performance _____ NUTS code <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		
II.1.3) The notice involves (if applicable)		
The conclusion of a framework agreement <input type="checkbox"/>		Contract(s) based on a dynamic purchasing system (DPS) <input type="checkbox"/>
II.1.4) Short description of the contract or purchase(s) _____ _____		
II.1.5) Common Procurement Vocabulary (CPV)		
	Main vocabulary	Supplementary vocabulary (if applicable)
Main object	<input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>
Additional object(s)	<input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>
	<input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>
	<input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>
	<input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>
II.1.6) Contract covered by the Government Procurement Agreement (GPA)		yes <input type="checkbox"/> no <input type="checkbox"/>

Status: Point in time view as at 10/11/2009.

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II.2) TOTAL FINAL VALUE OF CONTRACT(S)

II.2.1) Total final value of contract(s) (give figures only) (Please give only total final value, including all contracts, lots and options; for information about individual contracts, please fill section V. Award of contract)	Excluding VAT	Including VAT	VAT rate (%)
Value <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> Currency: _____	<input type="checkbox"/>	<input type="checkbox"/> at	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>
or Lowest offer <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> and highest offer <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> taken into consideration Currency: _____	<input type="checkbox"/>	<input type="checkbox"/> at	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>

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SECTION IV: PROCEDURE

IV.1) TYPE OF PROCEDURE

IV.1.1) Type of procedure			
Open	<input type="checkbox"/>	Negotiated with a call for competition	<input type="checkbox"/>
Restricted	<input type="checkbox"/>	Accelerated negotiated	<input type="checkbox"/>
Accelerated restricted	<input type="checkbox"/>	Negotiated without a call for competition	<input type="checkbox"/>
Competitive dialogue	<input type="checkbox"/>	Award of a contract without prior publication of a contract notice in the <i>Official Journal of the European Union</i> (in the cases listed in points k) and l) in Annex D)	<input type="checkbox"/>
Justification for the award of the contract without prior publication of a contract notice in the <i>Official Journal of the European Union</i>: please complete Annex D			

IV.2) AWARD CRITERIA

IV.2.1) Award criteria (please tick the relevant box)			
Lowest price		<input type="checkbox"/>	
or			
The most economically advantageous tender in terms of		<input type="checkbox"/>	
Criteria	Weighting	Criteria	Weighting
1. _____	_____	6. _____	_____
2. _____	_____	7. _____	_____
3. _____	_____	8. _____	_____
4. _____	_____	9. _____	_____
5. _____	_____	10. _____	_____
IV.2.2) An electronic auction has been used			yes <input type="checkbox"/> no <input type="checkbox"/>

IV.3) ADMINISTRATIVE INFORMATION

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

IV.3.2) Previous publication(s) concerning the same contract	
yes <input type="checkbox"/> no <input type="checkbox"/>	
If yes (please fill in the appropriate boxes):	
Prior information notice <input type="checkbox"/>	Notice on a buyer profile <input type="checkbox"/>
Notice number in the OJEU: □□□□/S□□□-□□□□□□□□ of □□/□□/□□□□ (dd/mm/yyyy)	
Contract notice <input type="checkbox"/>	Simplified contract notice (DPS) <input type="checkbox"/>
Notice number in the OJEU: □□□□/S□□□-□□□□□□□□ of □□/□□/□□□□ (dd/mm/yyyy)	
Voluntary ex ante transparency notice <input type="checkbox"/>	
Notice number in the OJEU: □□□□/S□□□-□□□□□□□□ of □□/□□/□□□□ (dd/mm/yyyy)	
Other previous publications <input type="checkbox"/>	
Notice number in the OJEU: □□□□/S□□□-□□□□□□□□ of □□/□□/□□□□ (dd/mm/yyyy)	

Status: Point in time view as at 10/11/2009.**Changes to legislation:** There are currently no known outstanding effects for the
Commission Regulation (EC) No 1150/2009 (repealed). (See end of Document for details)**SECTION V: AWARD OF CONTRACT**CONTRACT NO LOT NO TITLE _____

V.1) DATE OF CONTRACT AWARD DECISION: <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> (dd/mm/yyyy)			
V.2) NUMBER OF OFFERS RECEIVED: <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>			
V.3) NAME AND ADDRESS OF ECONOMIC OPERATOR IN FAVOUR OF WHOM A CONTRACT AWARD DECISION HAS BEEN TAKEN			
Official name:			
Postal address:			
Town:	Postal code:	Country:	
E-mail:	Telephone:		
Internet address (URL):	Fax:		
V.4) INFORMATION ON VALUE OF CONTRACT (give figures only)			
	Excluding VAT	Including VAT	VAT rate (%)
Initial estimated total value of the contract (if applicable) Value: <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> Currency: _____	<input type="checkbox"/>	<input type="checkbox"/> at	<input type="text"/> <input type="text"/> <input type="text"/>
Total final value of the contract Value: <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> Currency: _____ or Lowest offer <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> and highest offer <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> taken into consideration Currency: _____	<input type="checkbox"/>	<input type="checkbox"/> at	<input type="text"/> <input type="text"/> <input type="text"/>
If annual or monthly value (please give): number of years <input type="text"/> <input type="text"/> or number of months <input type="text"/> <input type="text"/>			
V.5) THE CONTRACT IS LIKELY TO BE SUBCONTRACTED (if applicable) yes <input type="checkbox"/> no <input type="checkbox"/>			
If yes, value or proportion of the contract likely to be subcontracted to third parties (give figures only):			
Value excluding VAT: <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> Currency: _____			Not known <input type="checkbox"/>
			Proportion: <input type="text"/> <input type="text"/> <input type="text"/> (%)
Short description of the value/proportion of the contract to be subcontracted (if known) _____ _____ _____			

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

Status: Point in time view as at 10/11/2009.

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SECTION VI: COMPLEMENTARY INFORMATION

VI.1) CONTRACT RELATED TO A PROJECT AND/OR PROGRAMME FINANCED BY COMMUNITY FUNDS		
If yes, reference to project(s) and/or programme(s):		yes <input type="checkbox"/> no <input type="checkbox"/>
_____ _____		
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 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: <input type="text"/> <input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> (dd/mm/yyyy)		

*Status: Point in time view as at 10/11/2009.**Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EC) No 1150/2009 (repealed). (See end of Document for details)***ANNEX C****SERVICE CATEGORIES REFERRED TO IN SECTION II: OBJECT OF THE CONTRACT**

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, 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. Also excluded: services involving the acquisition or rental, by whatever financial procedures, of land, existing buildings, or other immovable property or concerning rights thereon; nevertheless, financial services supplied at the same time as, before or after the contract of acquisition or rental, in whatever form, shall be subject to this 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 Services categories within the meaning of Article 21, Annex IIB to Directive 2004/18/EC.⁸ Except employment contracts.⁹ Except contracts for the acquisition, development, production or co-production of programme material by broadcasters and contracts for broadcasting time.

Status: Point in time view as at 10/11/2009.

*Changes to legislation: There are currently no known outstanding effects for the
Commission Regulation (EC) No 1150/2009 (repealed). (See end of Document for details)*

ANNEX D

JUSTIFICATION FOR THE AWARD OF THE CONTRACT WITHOUT PRIOR PUBLICATION OF A CONTRACT NOTICE IN THE OFFICIAL JOURNAL OF THE EUROPEAN UNION

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 be in accordance with the relevant Articles in Directive 2004/18/EC.

(In terms of Directive 89/665/EEC on Remedies, as amended by Directive 2007/66/EC, the time limit for application for review referred to in Article 2f(1)(a), first indent, can be reduced if the notice contains a justification of the contracting authority's decision to award the contract without prior publication of a contract notice in the Official Journal of the European Union. In order to benefit from this reduced time limit, please tick the relevant box(es) and provide the additional information below).

Justification for the choice of the negotiated procedure without prior publication of a contract notice in the OJEU in accordance with Article 31 of Directive 2004/18/EC

- a) No tenders or no suitable tenders in response to:
- open procedure,
 - restricted procedure.
- b) 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*).
- c) 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.
- d) Extreme urgency brought about by events unforeseeable by the contracting authority and in accordance with the strict conditions stated in the Directive.
- e) Additional *works/deliveries/services* are ordered under the strict conditions stated in the Directive.
- f) New *works/services*, constituting a repetition of existing *works/services* and ordered in accordance with the strict conditions stated in the Directive.
- g) *Service* contract awarded to the successful candidate or one of them after a design contest.
- h) For supplies quoted and purchased on a commodity market.
- i) 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.
- j) 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.
- Other justification for the award of the contract without prior publication of a contract notice in the OJEU**
- k) The contract has as its object services listed in Annex IIB to the Directive.
- l) The contract falls outside the scope of application of the Directive.

Status: Point in time view as at 10/11/2009.

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ANNEX II



EUROPEAN UNION

Publication of Supplement to the *Official Journal of the European Union*

2, rue Mercier, 2985 Luxembourg, LUXEMBOURG

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E-mail: ojs@publications.europa.eu

Info & on-line forms: <http://simap.europa.eu>

CONTRACT AWARD NOTICE – UTILITIES

SECTION I: CONTRACTING ENTITY

I.1) NAME, ADDRESSES AND CONTACT POINT(S)

Official name:		
Postal address:		
Town:	Postal code:	Country:
Contact point(s):	Telephone:	
For the attention of:		
E-mail (if applicable):	Fax:	
Internet address(es) (if applicable) General address of the contracting entity (URL): Address of the buyer profile (URL):		

I.2) MAIN ACTIVITY OR ACTIVITIES OF THE CONTRACTING ENTITY

<input type="checkbox"/> Production, transport and distribution of gas and heat	<input type="checkbox"/> Water
<input type="checkbox"/> Electricity	<input type="checkbox"/> Postal services
<input type="checkbox"/> Exploration and extraction of gas and oil	<input type="checkbox"/> Railway services
<input type="checkbox"/> Exploration and extraction of coal and other solid fuels	<input type="checkbox"/> Urban railway, tramway, trolleybus or bus services
	<input type="checkbox"/> Port-related activities
	<input type="checkbox"/> Airport-related activities

Status: Point in time view as at 10/11/2009.**Changes to legislation:** There are currently no known outstanding effects for the
Commission Regulation (EC) No 1150/2009 (repealed). (See end of Document for details)**SECTION II: OBJECT OF THE CONTRACT****II.1) DESCRIPTION**

II.1.1) Title attributed to the contract		
<hr/>		
II.1.2) Type of contract and location of works, place of delivery or of performance (Choose one category only — works, supplies or services — which corresponds most to the specific object of your contract or purchase(s))		
(a) Works <input type="checkbox"/>	(b) Supplies <input type="checkbox"/>	(c) Services <input type="checkbox"/>
Execution <input type="checkbox"/>	Purchase <input type="checkbox"/>	Service category: No <input type="checkbox"/> In case of contract for service categories 17 to 27 (see Annex C), do you agree to the publication of this notice? yes <input type="checkbox"/> no <input type="checkbox"/>
Design and execution <input type="checkbox"/>	Lease <input type="checkbox"/>	
Realisation, by whatever means of work, corresponding to the requirements specified by the contracting entities <input type="checkbox"/>	Rental <input type="checkbox"/>	
	Hire purchase <input type="checkbox"/>	
	A combination of these <input type="checkbox"/>	
Main site or location of works, place of delivery or of performance		
<hr/>		
NUTS code <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		
II.1.3) The notice involves (if applicable)		
The conclusion of a framework agreement <input type="checkbox"/>		Contract(s) based on a dynamic purchasing system <input type="checkbox"/>
II.1.4) Short description of the contract or purchase(s)		
<hr/>		
<hr/>		
II.1.5) Common Procurement Vocabulary (CPV)		
	Main vocabulary	Supplementary vocabulary (if applicable)
Main object	<input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>
Additional object(s)	<input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>
	<input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>
	<input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>
	<input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> . <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>
II.1.6) Contract covered by the Government Procurement Agreement (GPA)		yes <input type="checkbox"/> no <input type="checkbox"/>

Status: Point in time view as at 10/11/2009.

Changes to legislation: There are currently no known outstanding effects for the
 Commission Regulation (EC) No 1150/2009 (repealed). (See end of Document for details)

II.2) TOTAL FINAL VALUE OF CONTRACT(S)

II.2.1) Total final value of contract(s) (give figures only) (Please give only total final value, including all contracts, lots and options; for information about individual contracts, please fill section V. Award of contract)	Excluding VAT	Including VAT	VAT rate (%)
Value [][][][][][][][][][][][][][][] Currency: _____	<input type="checkbox"/>	<input type="checkbox"/> at	[][][][]
or			
Lowest offer [][][][][][][][][][][][][][][] and highest offer [][][][][][][][][][][][][][][]	<input type="checkbox"/>	<input type="checkbox"/> at	[][][][]
_____ taken into consideration Currency: _____			

Status: Point in time view as at 10/11/2009.**Changes to legislation:** There are currently no known outstanding effects for the Commission Regulation (EC) No 1150/2009 (repealed). (See end of Document for details)**SECTION IV: PROCEDURE****IV.1) TYPE OF PROCEDURE**

IV.1.1) Type of procedure	
Open <input type="checkbox"/>	Negotiated with a call for competition <input type="checkbox"/>
Restricted <input type="checkbox"/>	Negotiated without a call for competition <input type="checkbox"/>
	Award of a contract without prior publication of a contract notice in the <i>Official Journal of the European Union</i> (in the cases listed in points k) and l) in Annex D) <input type="checkbox"/>
	Justification for the award of the contract without prior publication of a contract notice in the <i>Official Journal of the European Union</i>: please complete Annex D

IV.2) AWARD CRITERIA

IV.2.1) Award criteria (if appropriate)	
(Indicate the award criteria under heading V.2.6) if the information is not destined for publication)	
Lowest price <input type="checkbox"/>	
or	
The most economically advantageous tender <input type="checkbox"/>	
IV.2.2) An electronic auction has been used yes <input type="checkbox"/> no <input type="checkbox"/>	

IV.3) ADMINISTRATIVE INFORMATION

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

IV.3.2) Previous publication(s) concerning the same contract yes <input type="checkbox"/> no <input type="checkbox"/>	
If yes (please fill in the appropriate boxes):	
Periodic indicative notice <input type="checkbox"/>	Notice on qualification system <input type="checkbox"/>
	Notice on a buyer profile <input type="checkbox"/>
Notice number in the OJEU: □□□□/S□□□-□□□□□□□□ of □□/□□/□□□□ (dd/mm/yyyy)	
Contract notice <input type="checkbox"/>	Simplified contract notice (DPS) <input type="checkbox"/>
Notice number in the OJEU: □□□□/S□□□-□□□□□□□□ of □□/□□/□□□□ (dd/mm/yyyy)	
Voluntary ex ante transparency notice <input type="checkbox"/>	
Notice number in the OJEU: □□□□/S□□□-□□□□□□□□ of □□/□□/□□□□ (dd/mm/yyyy)	
Other previous publications <input type="checkbox"/>	
Notice number in the OJEU: □□□□/S□□□-□□□□□□□□ of □□/□□/□□□□ (dd/mm/yyyy)	

Status: Point in time view as at 10/11/2009.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EC) No 1150/2009 (repealed). (See end of Document for details)

SECTION V: AWARD OF CONTRACT

V.1) AWARD AND CONTRACT VALUE

CONTRACT NO LOT NO TITLE _____

(Please indicate the identity of successful economic operator(s) and contract value below or in section V.2) if the information is not intended for publication)

V.1.1) Date of contract award decision: <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> (dd/mm/yyyy)			
V.1.2) Number of offers received: <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>			
V.1.3) Name and address of economic operator in favour of whom a contract award decision has been taken			
Official name:			
Postal address:			
Town:	Postal code:	Country:	
E-mail:	Telephone:		
Internet address (URL):	Fax:		
V.1.4) Information on value of contract (give figures only)			
	Excluding VAT	Including VAT	VAT rate (%)
Initial estimated total value of the contract (if applicable) Value: <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> Currency: _____	<input type="checkbox"/>	<input type="checkbox"/> at	<input type="text"/> <input type="text"/> <input type="text"/>
Total final value of the contract Value: <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> Currency: _____ or Lowest offer <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> and highest offer <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> Currency: _____ taken into consideration	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> at <input type="checkbox"/> at	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>
If annual or monthly value, please give: number of years: <input type="text"/> <input type="text"/> or number of months: <input type="text"/> <input type="text"/>			
V.1.5) The contract is likely to be subcontracted (if appropriate) yes <input type="checkbox"/> no <input type="checkbox"/>			
If yes, value or proportion of the contract likely to be subcontracted to third parties (give figures only):			
Value excluding VAT: <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> Currency: _____		Not known <input type="checkbox"/>	
		Proportion: <input type="text"/> <input type="text"/> <input type="text"/> (%)	
Short description of the value/proportion of the contract to be subcontracted (if known) _____ _____			
V.1.6) Price paid for bargain purchases (if applicable)			
Value excluding VAT (give figures only): <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> Currency: _____			

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

Status: Point in time view as at 10/11/2009.**Changes to legislation:** There are currently no known outstanding effects for the
Commission Regulation (EC) No 1150/2009 (repealed). (See end of Document for details)**V.2) AWARD AND CONTRACT VALUE – MANDATORY INFORMATION NOT INTENDED FOR PUBLICATION**

The Commission will respect any sensitive commercial aspects which the contracting entities may point out when forwarding information provided under this section, concerning the number of tenders received, the identity of economic operators, or prices.

(Please complete the headings V.2.1), V.2.4) and V.2.6) for each contract awarded if the information required is not intended for publication and has not been supplied in the preceding sections)

CONTRACT NO <input type="text"/>		LOT NO <input type="text"/>	TITLE _____
V.2.1) Number of offers received: <input type="text"/>			
V.2.2) Number of contracts awarded: <input type="text"/>			
V.2.3) Name and address of economic operator in favour of whom a contract award decision has been taken			
Official name:			
Postal address:			
Town:	Postal code:	Country:	
E-mail:	Telephone:		
Internet address (URL):	Fax:		
V.2.4) Total final value of the contract excluding VAT (give figures only)			
<input type="text"/>		Currency: _____	
V.2.5) Country of origin of the product or service			
Community origin	<input type="checkbox"/>		
Non-Community origin	<input type="checkbox"/>	Country: _____	
V.2.6) Award criteria			
Lowest price	<input type="checkbox"/>		
or			
The most economically advantageous tender	<input type="checkbox"/>		
V.2.7) The contract was awarded to a tenderer who submitted a variant			yes <input type="checkbox"/> no <input type="checkbox"/>
V.2.8) Tenders were excluded on the ground that they were abnormally low			yes <input type="checkbox"/> no <input type="checkbox"/>

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

Status: Point in time view as at 10/11/2009.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EC) No 1150/2009 (repealed). (See end of Document for details)

SECTION VI: COMPLEMENTARY INFORMATION

VI.1) CONTRACT RELATED TO A PROJECT AND/OR PROGRAMME FINANCED BY COMMUNITY FUNDS		
If yes, reference to project(s) and/or programme(s):		yes <input type="checkbox"/> no <input type="checkbox"/>
_____ _____		
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 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: <input type="text"/> <input type="text"/> <input type="text"/> / <input type="text"/> <input type="text"/> <input type="text"/> (dd/mm/yyyy)		

*Status: Point in time view as at 10/11/2009.**Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EC) No 1150/2009 (repealed). (See end of Document for details)***ANNEX C****SERVICE CATEGORIES REFERRED TO IN SECTION II: OBJECT OF THE CONTRACT**

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, Annex XVIII A to 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. Also excluded: services involving the acquisition or rental, by whatever financial procedures, of land, existing buildings, or other immovable property or concerning rights thereon; nevertheless, financial services supplied at the same time as, before or after the contract of acquisition or rental, in whatever form, shall be subject to this 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, Annex XVIII B to Directive 2004/17/EC.⁸ Except employment contracts.

Status: Point in time view as at 10/11/2009.

*Changes to legislation: There are currently no known outstanding effects for the
Commission Regulation (EC) No 1150/2009 (repealed). (See end of Document for details)*

ANNEX D

JUSTIFICATION FOR THE AWARD OF THE CONTRACT WITHOUT PRIOR PUBLICATION OF A CONTRACT NOTICE IN THE OFFICIAL JOURNAL OF THE EUROPEAN UNION

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 be in accordance with the relevant Articles in Directive 2004/17/EC.

(In terms of Directive 92/13/EEC on Remedies, as amended by Directive 2007/66/EC, the time limit for application for review referred to in Article 2(1)(a), first indent, can be reduced if the notice contains a justification of the contracting entity's decision to award the contract without prior publication of a contract notice in the Official Journal of the European Union. In order to benefit from this reduced time limit, please tick the relevant box(es) and provide the additional information below).

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

- a) No tenders or no suitable tenders in response to:
- open procedure,
 - restricted procedure,
 - negotiated procedure with prior call for competition.
- b) The contract involved is purely for the purpose of research, experiment, study or development under the conditions stated in the Directive.
- c) 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.
- d) Extreme urgency brought about by events unforeseeable by the contracting entity and in accordance with the strict conditions stated in the Directive.
- e) Additional *works/deliveries/services* are ordered under the strict conditions stated in the Directive.
- f) New *works/services*, constituting a repetition of existing *works/services* and ordered in accordance with the strict conditions stated in the Directive.
- g) *Service* contract awarded to the successful candidate or one of them after a design contest.
- h) For supplies quoted and purchased on a commodity market.
- i) 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.
- j) For contracts to be awarded on the basis of a framework agreement in conformity with the Directive

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

- k) The contract has as its object services listed in Annex XVIII to the Directive.
- l) The contract falls outside the scope of application of the Directive.

Status: Point in time view as at 10/11/2009.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EC) No 1150/2009 (repealed). (See end of Document for details)

ANNEX III



EUROPEAN UNION

Publication of Supplement to the Official Journal of the European Union

2, rue Mercier, 2985 Luxembourg, LUXEMBOURG

E-mail: ojs@publications.europa.eu

Fax +352 2929-42670

Info & on-line forms: <http://simap.europa.eu>

VOLUNTARY EX ANTE TRANSPARENCY NOTICE

This notice is published by a

contracting authority (covered by Directive 2004/18/EC)

contracting entity (covered by Directive 2004/17/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, as amended by Directive 2007/66/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 D. The remaining boxes are optional and can be used to provide any other information deemed useful by the contracting authority.

SECTION I: CONTRACTING AUTHORITY/ENTITY

I.1) NAME, ADDRESSES AND CONTACT POINT(S)

Official name:		
Postal address:		
Town:	Postal code:	Country:
Contact point(s):		Telephone:
For the attention of:		
E-mail (if applicable):		Fax
Internet address(es) (if applicable) General address of the contracting authority/entity (URL): Address of the buyer profile (URL):		

I.2) TYPE OF THE CONTRACTING AUTHORITY AND MAIN ACTIVITY OR ACTIVITIES (in the case of a contracting authority covered by Directive 2004/18/EC)

<input type="checkbox"/> Ministry or any other national or federal authority, including their regional or local subdivisions <input type="checkbox"/> National or federal agency/office <input type="checkbox"/> Regional or local authority <input type="checkbox"/> Regional or local agency/office <input type="checkbox"/> Body governed by public law <input type="checkbox"/> European institution/agency or international organisation <input type="checkbox"/> Other (please specify): _____	<input type="checkbox"/> General public services <input type="checkbox"/> Defence <input type="checkbox"/> Public order and safety <input type="checkbox"/> Environment <input type="checkbox"/> Economic and financial affairs <input type="checkbox"/> Health <input type="checkbox"/> Housing and community amenities <input type="checkbox"/> Social protection <input type="checkbox"/> Recreation, culture and religion <input type="checkbox"/> Education <input type="checkbox"/> Other (please specify): _____
The contracting authority is purchasing on behalf of other contracting authorities yes <input type="checkbox"/> no <input type="checkbox"/>	

Status: Point in time view as at 10/11/2009.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EC) No 1150/2009 (repealed). (See end of Document for details)

I.3) MAIN ACTIVITY OR ACTIVITIES OF THE CONTRACTING ENTITY (in the case of a contracting entity covered by Directive 2004/17/EC — 'Utilities')

<input type="checkbox"/> Production, transport and distribution of gas and heat	<input type="checkbox"/> Water
<input type="checkbox"/> Electricity	<input type="checkbox"/> Postal services
<input type="checkbox"/> Exploration and extraction of gas and oil	<input type="checkbox"/> Railway services
<input type="checkbox"/> Exploration and extraction of coal and other solid fuels	<input type="checkbox"/> Urban railway, tramway, trolleybus or bus services
	<input type="checkbox"/> Port-related activities
	<input type="checkbox"/> Airport-related activities

SECTION II: OBJECT OF THE CONTRACT

II.1) DESCRIPTION

II.1.1) Title attributed to the contract		

II.1.2) Type of contract and location of works, place of delivery or of performance (Choose one category only — works, supplies or services — which corresponds most to the specific object of your contract or purchase(s))		
a) Works <input type="checkbox"/>	b) Supplies <input type="checkbox"/>	c) Services <input type="checkbox"/>
Execution <input type="checkbox"/>	Purchase <input type="checkbox"/>	Service category: No <input type="checkbox"/>
Design and execution <input type="checkbox"/>	Lease <input type="checkbox"/>	
Realisation, by whatever means of work, corresponding to the requirements specified by the contracting authorities/entities <input type="checkbox"/>	Rental <input type="checkbox"/>	
	Hire purchase <input type="checkbox"/>	
	A combination of these <input type="checkbox"/>	
Main site or location of works, place of delivery or of performance		

NUTS code <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		
II.1.3) The notice involves (if applicable)		
The conclusion of a framework agreement <input type="checkbox"/> Contract(s) based on a dynamic purchasing system (DPS) <input type="checkbox"/>		
II.1.4) Short description of the contract or purchase(s)		

II.1.5) Common Procurement Vocabulary (CPV)		
	Main vocabulary	Supplementary vocabulary (if applicable)
Main object	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox">-<input type="checkbox"/></input>
Additional object(s)	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox">-<input type="checkbox"/></input>
	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox">-<input type="checkbox"/></input>
	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox">-<input type="checkbox"/></input>
	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> - <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox">-<input type="checkbox"/></input>
II.1.6) Contract covered by the Government Procurement Agreement (GPA) yes <input type="checkbox"/> no <input type="checkbox"/>		

Status: Point in time view as at 10/11/2009.**Changes to legislation:** There are currently no known outstanding effects for the
Commission Regulation (EC) No 1150/2009 (repealed). (See end of Document for details)**SECTION IV: PROCEDURE****IV.1) TYPE OF PROCEDURE**

IV.1.1) Type of procedure	
Negotiated without a call for competition	<input type="checkbox"/>
Award of a contract without prior publication of a contract notice in the <i>Official Journal of the European Union</i> (in the cases listed in points l) and m) in Annex D)	<input type="checkbox"/>
Justification for the award of the contract without prior publication of a contract notice in the Official Journal of the European Union : please complete Annex D in full	

IV.2) AWARD CRITERIA

IV.2.1) Award criteria (please tick the relevant box)			
Lowest price		<input type="checkbox"/>	
or			
The most economically advantageous tender in terms of		<input type="checkbox"/>	
Criteria (for contracting authorities)	Weighting	Criteria (for contracting authorities)	Weighting
1. _____	_____	6. _____	_____
2. _____	_____	7. _____	_____
3. _____	_____	8. _____	_____
4. _____	_____	9. _____	_____
5. _____	_____	10. _____	_____
IV.2.2) An electronic auction has been used			yes <input type="checkbox"/> no <input type="checkbox"/>

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 <input type="checkbox"/> no <input type="checkbox"/>	
If yes (please fill in the appropriate boxes):	
Periodic indicative notice <input type="checkbox"/>	Notice on qualification systems <input type="checkbox"/>
Prior information notice <input type="checkbox"/>	Notice on a buyer profile <input type="checkbox"/>
Notice number in the OJEU: □□□□/S□□□□-□□□□□□□□ of □□/□□/□□□□ (dd/mm/yyyy)	
Contract notice <input type="checkbox"/>	Simplified contract notice (DPS) <input type="checkbox"/>
Notice number in the OJEU: □□□□/S□□□□-□□□□□□□□ of □□/□□/□□□□ (dd/mm/yyyy)	
Other previous publications <input type="checkbox"/>	
Notice number in the OJEU: □□□□/S□□□□-□□□□□□□□ of □□/□□/□□□□ (dd/mm/yyyy)	

Status: Point in time view as at 10/11/2009.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EC) No 1150/2009 (repealed). (See end of Document for details)

SECTION V: AWARD OF CONTRACT

CONTRACT NO LOT NO TITLE _____

V.1) DATE OF CONTRACT AWARD DECISION: <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> (dd/mm/yyyy)			
V.2) NUMBER OF OFFERS RECEIVED: <input type="text"/> <input type="text"/> <input type="text"/>			
V.3) NAME AND ADDRESS OF ECONOMIC OPERATOR IN FAVOUR OF WHOM A CONTRACT AWARD DECISION HAS BEEN TAKEN			
Official name:			
Postal address:			
Town:	Postal code:	Country:	
E-mail (if applicable):		Telephone:	
Internet address (URL) (if applicable):		Fax	
V.4) INFORMATION ON VALUE OF CONTRACT (give figures only)			
	Excluding VAT	Including VAT	VAT rate (%)
Initial estimated total value of the contract (if applicable) Value: <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> Currency: _____	<input type="checkbox"/>	<input type="checkbox"/> at	<input type="text"/> <input type="text"/> <input type="text"/>
Total final value of the contract Value: <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> Currency: _____ or Lowest offer <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> and highest offer <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> Currency: _____ taken into consideration	<input type="checkbox"/>	<input type="checkbox"/> at	<input type="text"/> <input type="text"/> <input type="text"/>
If annual or monthly value (please give): number of years: <input type="text"/> <input type="text"/> or number of months: <input type="text"/> <input type="text"/>			
V.5) THE CONTRACT IS LIKELY TO BE SUBCONTRACTED (if appropriate) yes <input type="checkbox"/> no <input type="checkbox"/>			
If yes, value or proportion of the contract likely to be subcontracted to third parties (give figures only):			
Value excluding VAT: <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>		Not known <input type="checkbox"/>	
Currency: _____		Proportion: <input type="text"/> <input type="text"/> <input type="text"/> (%)	
Short description of the value/proportion of the contract to be subcontracted (if known)			

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

*Status: Point in time view as at 10/11/2009.**Changes to legislation: There are currently no known outstanding effects for the
Commission Regulation (EC) No 1150/2009 (repealed). (See end of Document for details)***SECTION VI: COMPLEMENTARY INFORMATION**

VI.1) CONTRACT RELATED TO A PROJECT AND/OR PROGRAMME FINANCED BY COMMUNITY FUNDS		
If yes, reference to project(s) and/or programme(s):		yes <input type="checkbox"/> no <input type="checkbox"/>
<hr/> <hr/>		
VI.2) ADDITIONAL INFORMATION (if applicable)		
<hr/> <hr/>		
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 heading VI.3.2 or, if need be, heading VI.3.3)		
Precise information on deadline(s) for lodging appeals:		
<hr/> <hr/>		
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: <input type="checkbox"/><input type="checkbox"/><input type="checkbox"/><input type="checkbox"/><input type="checkbox"/><input type="checkbox"/> (dd/mm/yyyy)		

Status: Point in time view as at 10/11/2009.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EC) No 1150/2009 (repealed). (See end of Document for details)

ANNEX C

SERVICE CATEGORIES REFERRED TO IN SECTION II: OBJECT OF THE CONTRACT

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 31, Annex XVII A to Directive 2004/17/EC and/or Article 20, 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. Also excluded: services involving the acquisition or rental, by whatever financial procedures, of land, existing buildings, or other immovable property or concerning rights thereon; nevertheless, financial services supplied at the same time as, before or after the contract of acquisition or rental, in whatever form, shall be subject to the relevant 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, Annex VII B to Directive 2004/17/EC and/or Article 21, Annex IIB to Directive 2004/18/EC.

⁸ Except employment contracts.

⁹ Except contracts for the acquisition, development, production or co-production of programme material by broadcasters and contracts for broadcasting time (for contracting authorities).

Status: Point in time view as at 10/11/2009.

Changes to legislation: There are currently no known outstanding effects for the Commission Regulation (EC) No 1150/2009 (repealed). (See end of Document for details)

ANNEX D

JUSTIFICATION FOR THE AWARD OF THE CONTRACT WITHOUT PRIOR PUBLICATION OF A CONTRACT NOTICE IN THE OFFICIAL JOURNAL OF THE EUROPEAN UNION

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 be in accordance with the relevant articles in Directive 2004/18/EC for contracting authorities or in Directive 2004/17/EC for contracting entities

(please tick the relevant box(es) and provide the additional information below).

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 or 2004/17/EC respectively

- | | |
|--|--------------------------|
| a) No tenders or no suitable tenders in response to: | |
| — open procedure, | <input type="checkbox"/> |
| — restricted procedure, | <input type="checkbox"/> |
| — negotiated procedure with prior call for competition (<i>for utilities only</i>). | <input type="checkbox"/> |
| b) The contract involved is purely for the purpose of research, experiment, study or development under the conditions stated in the relevant Directive (<i>for supplies only under Directive 2004/18/EC</i>). | <input type="checkbox"/> |
| c) The <i>works/goods/services</i> can be provided only by a particular tenderer for reasons that are: | |
| — technical, | <input type="checkbox"/> |
| — artistic, | <input type="checkbox"/> |
| — connected with the protection of exclusive rights. | <input type="checkbox"/> |
| d) Extreme urgency brought about by events unforeseeable by the contracting authority/entity and in accordance with the strict conditions stated in the relevant Directive. | <input type="checkbox"/> |
| e) Additional <i>works/deliveries/services</i> are ordered under the strict conditions stated in the relevant Directive. | <input type="checkbox"/> |
| f) New <i>works/services</i> , constituting a repetition of existing <i>works/services</i> and ordered in accordance with the strict conditions stated in the relevant Directive. | <input type="checkbox"/> |
| g) <i>Service</i> contract awarded to the successful candidate or one of them after a design contest. | <input type="checkbox"/> |
| h) For supplies quoted and purchased on a commodity market. | <input type="checkbox"/> |
| i) For the purchase of supplies on particularly advantageous terms: | |
| — from a supplier which is definitely winding up its business activities, | <input type="checkbox"/> |
| — from the receivers or liquidators of a bankruptcy, an arrangement with creditors or a similar procedure. | <input type="checkbox"/> |
| j) 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 (<i>for contracting authorities only</i>). | <input type="checkbox"/> |
| k) For contracts to be awarded on the basis of a framework agreement in conformity with the relevant Directive (<i>for utilities only</i>). | <input type="checkbox"/> |
| Other justification for the award of the contract without prior publication of a contract notice in the OJEU | |
| l) The contract has as its object services listed in Annex IIB to Directive 2004/18/EC or in Annex XVIIIB to Directive 2004/17/EC. | <input type="checkbox"/> |
| m) The contract falls outside the scope of application of the relevant Directive. | <input type="checkbox"/> |

Status: Point in time view as at 10/11/2009.

Changes to legislation: There are currently no known outstanding effects for the
Commission Regulation (EC) No 1150/2009 (repealed). (See end of Document for details)

- (1) OJ L 395, 30.12.1989, p. 33.
- (2) OJ L 76, 23.3.1992, p. 14.
- (3) OJ L 134, 30.4.2004, p. 1.
- (4) OJ L 134, 30.4.2004, p. 114.
- (5) OJ L 335, 20.12.2007, p. 31.
- (6) OJ L 257, 1.10.2005, p. 1.
- (7) OJ L 395, 30.12.1989, p. 33.
- (8) OJ L 76, 23.3.1992, p. 14.?’;
- (9) OJ L 335, 20.12.2007, p. 31.?’;

Status:

Point in time view as at 10/11/2009.

Changes to legislation:

There are currently no known outstanding effects for the Commission Regulation (EC) No 1150/2009 (repealed).