



European Union

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Contract award notice

(Directive 2004/18/EC)

Section I: Contracting authority

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

Official name: [Lytham St Annes Technology and Performing Arts College](#)

National ID: *(if known)*

Postal address: [Worsley Road, Lytham St Annes, Lancashire.](#)

Town: [Lytham St Annes, Lancashire](#) Postal code: [FY8 4DG](#)

Country: [United Kingdom \(UK\)](#)

Contact point(s):

Telephone: [+44 1204374060](#)

For the attention of: [Darron Bibby](#)

E-mail: darron.bibby@fsoptions.com

Fax: [+44 1204374181](#)

Internet address(es): *(if applicable)*

General address of the contracting authority: *(URL)* <http://www.lythamhigh.lancs.sch.uk>

Address of the buyer profile: *(URL)*

Electronic access to documents: *(URL)*

Electronic submission of candidatures and requests to participate: *(URL)*

I.2) Type of the contracting authority

- Ministry or any other national or federal authority, including their regional or local sub-divisions
- National or federal agency/office
- Regional or local authority
- Regional or local agency/office
- Body governed by public law
- European institution/agency or international organisation
- Other: *(please specify)*

I.3) Main activity

- General public services
- Defence
- Public order and safety
- Environment
- Economic and financial affairs
- Health
- Housing and community amenities
- Social protection
- Recreation, culture and religion

Education

Other: *(please specify)*

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

The contracting authority is purchasing on behalf of other contracting authorities:

yes no

information on those contracting authorities can be provided in Annex A

Section II: Object of the contract

II.1) Description

II.1.1) Title attributed to the contract:

[Supply and Distribution of Groceries & Provisions](#)

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))

- | | | |
|---|---|---|
| <input type="radio"/> Works | <input checked="" type="radio"/> Supplies | <input type="radio"/> Services |
| <input type="checkbox"/> Execution | <input checked="" type="checkbox"/> Purchase | Service category No: |
| <input type="checkbox"/> Design and execution | <input type="checkbox"/> Lease | Please see Annex C1 for service categories |
| <input type="checkbox"/> Realisation, by whatever means of work, corresponding to the requirements specified by the contracting authorities | <input type="checkbox"/> Rental | In case of contracts for service categories 17 to 27 – see Annex C1 – do you agree to the publication of this notice? |
| | <input type="checkbox"/> Hire purchase | |
| | <input type="checkbox"/> A combination of these | |

Main site or location of works, place of delivery or of performance :

[This framework is for use of Public Sector Bodies throughout the United Kingdom](#)

NUTS code: [UK](#)

II.1.3) Information about a framework agreement or a dynamic purchasing system (DPS)

- The notice involves the establishment of a framework agreement
- The notice involves contract(s) based on a dynamic purchasing system (DPS)

II.1.4) Short description of the contract or purchase(s):

The contracting authority has established a framework to meet the Grocery & Provision needs of organisations across the entire public sector; covering a broad range of Grocery and Provision items. The framework is let on behalf of Lytham St Annes Technology and Performing Arts College but will also be open for use by all other public sector contracting authorities (as defined in Article 1 (9) of Directive 2004/18/EC and implemented by Regulation 3 of the Public Contract Regulations 2006) or their agents. These include but are not limited to central government departments and their agencies, Non-Departmental Public Bodies (NDPBs), NHS bodies (including; acute trusts, ambulance trusts, primary care trusts, care trusts, NHS hospital trusts, strategic health authorities, mental health trusts, special health authorities), Local Authorities (as defined in Regulation 3 (2) to (5) of the Public Contracts Regulations 2006 ('the Regulations'), Police Authorities (as defined by Regulation 3 (1) (j) to (p) of the Regulations), Emergency Services, Educational Establishments (including Schools, Universities, Academies, Academies Trusts, Free Schools, Colleges of Further Education) and Registered Social Landlords who have a need to purchase these services. Please see the following websites for further details:

Central Government Departments, Local Government and Public Corporations that can be accessed at the [Public Sector Classification Guide](#)

<http://www.ons.gov.uk/ons/publications/re-reference-tables.html?edition=tcm%3A77-322090>

Local Authorities

<http://openlylocal.com/councils/all>

Non-Departmental Public Bodies

<http://resources.civilservice.gov.uk/wp-content/uploads/2011/09/PB12.pdf>
National Parks Authorities
<http://www.nationalparks.gov.uk/>
Educational Establishments in England and Wales including but not limited to Schools, Academies, Universities and Colleges
<http://www.education.gov.uk/edubase/home.xhtml>
<http://www.schoolswebdirectory.co.uk/localauthorities.php>
<http://www.education.gov.uk/schools/leadership/typesofschools/academies/a00208569/open-academies>
<http://www.education.gov.uk/schools/leadership/typesofschools/academies/b00229234/becoming-an-academy>
<http://www.universitiesuk.ac.uk/members>
<http://www.hefce.ac.uk/unicoll/>
<http://www.bufdg.ac.uk>
Police Forces in the United Kingdom
http://www.police.uk/?view=force_sites
Fire and Rescue Services in the United Kingdom
<http://www.fireservice.co.uk/information/ukfrs>
NHS Bodies England
<http://www.nhs.uk/ServiceDirectories/Pages/AcuteTrustListing.aspx>
<http://www.nhs.uk/ServiceDirectories/Pages/PrimaryCareTrustListing.aspx>
<http://www.nhs.uk/ServiceDirectories/Pages/MentalHealthTrustListing.aspx>
<http://www.nhs.uk/ServiceDirectories/Pages/CareTrustListing.aspx>
<http://www.nhs.uk/ServiceDirectories/Pages/AmbulanceTrustListing.aspx>
EN Standard form 14 - Notice for additional information, information on incomplete procedure or corrigendum 3 / 7
<http://www.nhs.uk/ServiceDirectories/Pages/StrategicHealthAuthorityListing.aspx>
<http://www.nhs.uk/ServiceDirectories/Pages/SpecialHealthAuthorityListing.aspx>
<http://nhs.uk/ServiceDirectories/Pages/OtherListing.aspx>
Hospices in the UK
<http://www.helpthehospices.org.uk/about-hospice-care/find-a-hospice/uk-hospice-and-palliative-care-services/>
Registered Social Landlords (Housing Associations)
<http://www.housingnet.co.uk>
Third Sector and Charities in the United Kingdom
<http://www.charitycommission.gov.uk/find-charities/>
<http://www.oscr.org.uk/>
<http://www.charitycommissionni.org.uk/>
Citizens Advice in the United Kingdom
<http://www.citizensadvice.org.uk/index/getadvice.htm>
www.cas.org.uk
<http://www.citizensadvice.co.uk/>
Scottish Public Bodies
The framework agreement will be available for use by any Scottish Public Sector Body: the Authority; Scottish Non-Departmental Public Bodies; offices in the Scottish Administration which are not ministerial offices; crossborder public authorities within the meaning of section 88(5) of the Scotland Act 1998; the Scotland Office; the Scottish Parliamentary Corporate Body; councils constituted under section 2 of the Local Government etc.

(Scotland) Act 1994 (except where they are acting in their capacity as educational authority); Scottish joint fire boards or joint fire and rescue boards; Scottish joint police boards or any successor National Police or Fire Authority; Scottish National Park authorities, bodies registered as social landlords under the Housing (Scotland) Act 2001, Scottish health boards or special health boards, Student Loans Company Limited, Northern Lighthouse Board, further or higher education institutions being fundable bodies within the meaning of section 6 of the Further and Higher Education (Scotland) Act 2005 any public body established by or under the Scotland Act 1998 or any Act of the Scottish Parliament, any association of or formed by one or more of the foregoing, bodies financed wholly or mainly by one or more of the foregoing, bodies subject to management supervision by one or more of the foregoing and bodies more than half of the board of directors or members of which, or, in the case of a group of individuals, more than half of those individuals, being appointed by one or more of the foregoing.

Scottish Government

<http://www.scotland.gov.uk/Home>

Scottish Parliament

<http://www.scottish.parliament.uk/abouttheparliament/27110.aspx>

Scottish Local Authorities

<http://www.scotland.gov.uk/About/Government/councils>

<http://www.scotland-excel.org.uk/home/AboutUs/OurMembers/AssociateMembers.aspx>

Scottish Agencies, NDPBs

<http://www.scotland.gov.uk/Topics/Government/public-bodies/about/Bodies>

Scottish NHS Bodies

<http://www.scotland.gov.uk/Topics/Health/NHS-Workforce/NHS-Boards>

Scottish Further and Higher Education Bodies

www.apuc-scot.ac.uk

http://www.sfc.ac.uk/about_the_council/council_funded_institutions/WhoWeFundUniversities.aspx

http://www.sfc.ac.uk/about_the_council/council_funded_institutions/WhoWeFundColleges.aspx

Scottish Police

<http://www.scottish.police.uk/>

EN Standard form 14 - Notice for additional information, information on incomplete procedure or corrigendum 4 / 7

Scottish Housing Associations

http://www.sfha.co.uk/component/option,com_membersdir/Itemid,149/view,membersdir/

The Scotland Office

<http://www.scotlandoffice.gov.uk/scotlandoffice/33.30.html>

Registered Social Landlords (Housing Associations) – Scotland

http://www.esystems.scottishhousingregulator.gov.uk/register/reg_pub_dsp.search

Scottish Schools

Primary Schools

[http://www.ltscotland.org.uk/scottishschoolsonline/index.asp?](http://www.ltscotland.org.uk/scottishschoolsonline/index.asp?schoolsearchstring=&addresssearchstring=&authority=&strTypes=isprimaryschool&bSubmit=1&Submit=Search)

[schoolsearchstring=&addresssearchstring=&authority=&strTypes=isprimaryschool&bSubmit=1&Submit=Search](http://www.ltscotland.org.uk/scottishschoolsonline/index.asp?schoolsearchstring=&addresssearchstring=&authority=&strTypes=isprimaryschool&bSubmit=1&Submit=Search)

Secondary Schools

[http://www.ltscotland.org.uk/scottishschoolsonline/index.asp?](http://www.ltscotland.org.uk/scottishschoolsonline/index.asp?schoolsearchstring=&addresssearchstring=&authority=&strTypes=issecondaryschool&bSubmit=1&Submit=Search)

[schoolsearchstring=&addresssearchstring=&authority=&strTypes=issecondaryschool&bSubmit=1&Submit=Search](http://www.ltscotland.org.uk/scottishschoolsonline/index.asp?schoolsearchstring=&addresssearchstring=&authority=&strTypes=issecondaryschool&bSubmit=1&Submit=Search)

Special Schools

<http://www.ltscotland.org.uk/scottishschoolsonline/index.asp?>

schoolsearchstring=&addresssearchstring=&authority=&strTypes=isspecial&bSubmit=1&Submit=Search
Welsh Public Bodies
National Assembly for Wales, Welsh Assembly Government and Welsh Local Authorities, and all bodies covered
by:
www.buy4wales.co.uk/UsefulResources/contractsframeworks/organisationlist/poaplist.html?cat=14318
<http://www.assemblywales.org/abthome/abt-links.htm>
<http://new.wales.gov.uk/about/civilservice/directorates/?lang=en>
Schools
<http://wales.gov.uk/statistics-and-research/address-list-of-schools/?lang=en>
Universities
http://www.wales.com/en/content/cms/english/study/wales_universities/wales_universities.aspx
FE Colleges
http://www.collegeswales.ac.uk/en-GB/wales_colleges-42.aspx
Welsh Government Sponsored Bodies
<http://wales.gov.uk/about/recruitment/ouropportunities/publicapps/pubbb>
NHS Wales
<http://www.wales.nhs.uk/ourservices/directory>
Housing Associations – registered Social Landlords Wales
<http://www.wao.gov.uk/reportsandpublications/housingassociations.asp>
<http://www.clickhousingassociations.co.uk/housing-associations-wales-page1.asp>
NI Public Bodies
Northern Ireland Government Departments
<http://www.northernireland.gov.uk/gov.htm>
Northern Ireland Public Sector Bodies and Local Authorities
<http://www.northernireland.gov.uk/az2.htm>
Schools in Northern Ireland
http://www.deni.gov.uk/index/facts-and-figures-new/education-statistics/32_statistics_and_researchnumbersofschoolsandpupils_pg/32_statistics_and_research-schoolleveldata_pg/statistics_and_researchschool_enrolment_1112.htm
Universities in Northern Ireland
<http://www.deni.gov.uk/links.htm>
EN Standard form 14 - Notice for additional information, information on incomplete procedure or corrigendum 5 /
7
Health and Social care in Northern Ireland
<http://www.hscni.net/index.php?link=hospitals>
<http://www.hscni.net/index.php?link=boards>
<http://www.hscni.net/index.php?link=agencies>
<http://www.hscni.net/index.php?link=councils>
Northern Ireland Housing Associations
<http://www.nidirect.gov.uk/index/contacts/contacts-az.htm/housing-associations-contact>
Police Service of Northern Ireland
<http://www.psnipolice.uk/index.htm>
The National Citizen Service (NCS)
<https://www.ncsyoes.co.uk/contact>

Also any other corporation established, or a group of individuals appointed to act together, for the specific purpose of meeting needs in the general interest, not having an industrial or commercial character, and
 (i) financed wholly or mainly by another contracting authority listed above in this section VI.3 of this notice;
 (ii) subject to management supervision by another contracting authority listed above in this section VI.3 of this notice; or
 (iii) more than half of the board of directors or members of which, or, in the case of a group of individuals, more than half of those individuals, are appointed by another contracting authority listed above in this section VI.3 of this notice;
 (iv) an association of or formed by one or more of the Contracting Authorities listed above in this section VI.3 of this notice.

The framework will be managed on behalf of all agreement users by Foodservice Options Limited

II.1.5) Common procurement vocabulary (CPV)

	Main vocabulary	Supplementary vocabulary (if applicable)
Main object	15100000	
Additional object(s)	15200000	
	15400000	
	15500000	
	15800000	

II.1.6) Information about Government Procurement Agreement (GPA)

The contract is covered by the Government Procurement Agreement (GPA): yes no

II.2) Total final value of contract(s):

II.2.1) Total final value of contract(s):

	Excluding VAT	Including VAT	VAT rate (%)
Value: Currency: or:	<input type="radio"/>	<input type="radio"/>	at
Lowest offer: 2400000.00 and highest offer: 30000000.00 Currency: GBP taken into consideration	<input checked="" type="radio"/>	<input type="radio"/>	at

Section IV: Procedure

IV.1) Type of procedure

IV.1.1) Type of procedure

- Open
- Restricted
- Accelerated restricted
- Competitive dialogue
- Negotiated with a call for competition
- Accelerated negotiated
- Negotiated without a 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 Annex D1)
- 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 Annex D1

IV.2) Award criteria

IV.2.1) Award criteria

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

Criteria	Weighting
1 . Price	60
2 . Quality	40

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: *(if applicable)*

IV.3.2) Previous publication(s) concerning the same contract:

- yes no
(if yes, please fill in the appropriate boxes)
- Prior information notice Notice on a buyer profile
Notice number in the OJEU: of: (dd/mm/yyyy)
- Contract notice Simplified contract notice on a dynamic purchasing system
Notice number in the OJEU: [2014/S 134-240061](#) of: [16/07/2014](#) (dd/mm/yyyy)
- Voluntary ex ante transparency notice
Notice number in the OJEU: of: (dd/mm/yyyy)
- Other previous publications (if applicable)
Notice number in the OJEU: of: (dd/mm/yyyy)

Section V: Award of contract

Contract No: [2014/S 134-240061](#) Lot No: Lot title: [Supply and Distribution of Groceries & Provisions](#)

V.1) Date of contract award decision:
[30/09/2014](#) (dd/mm/yyyy)

V.2) Information about offers:

Number of offers received: [3](#)
Number of offers received by electronic means: [3](#)

V.3) Name and address of economic operator in favour of whom the contract award decision has been taken

Official name: [Brakes](#)
Postal address: [Enterprise House, Eureka Business Park, Ashford, Kent.](#)
Town: [Ashford](#) Postal code: [TN25 4AG](#) Country:
Telephone: [+44 1233206000](#)
E-mail: mike.murphy@brake.co.uk Fax: [+44 1233206318](#)
Internet address: (URL) www.brake.co.uk

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: Currency:	<input type="radio"/>	<input type="radio"/>	at
Total final value of the contract Value: Currency:	<input type="radio"/>	<input type="radio"/>	at
or: Lowest offer: 1845112.00 and highest offer: 2064460.00 Currency: GBP taken into consideration	<input checked="" type="radio"/>	<input type="radio"/>	at

If annual or monthly value: (please give)
Number of years: [4](#) or Number of months:

V.5) Information about subcontracting

The contract is likely to be sub-contracted yes no
(if yes, give figures only) Value or proportion of the contract likely to be sub-contracted to third parties:
Value excluding VAT: Not known:
Currency: Proportion %

Short description of the value/proportion of the contract to be sub-contracted : (if known)

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

Section V: Award of contract

Contract No: [2014/S 134 -240061](#) Lot No:

Lot title: [Supply and Distribution of Groceries & Provisions](#)

V.1) Date of contract award decision:

[30/09/2014](#) (dd/mm/yyyy)

V.2) Information about offers:

Number of offers received: [3](#)

Number of offers received by electronic means: [3](#)

V.3) Name and address of economic operator in favour of whom the contract award decision has been taken

Official name: [Bidvest 3663](#)

Postal address: [Buckingham Court, Kingsmead Business Park, High Wycombe, Buckingham](#)

Town: [High Wycombe](#)

Postal code: [HP11 1JU](#)

Country: [United Kingdom \(UK\)](#)

Telephone: [+44 1494555900](#)

E-mail: stevewright@3663.co.uk

Fax: [+44 149455991](#)

Internet address: (URL) www.3663.co.uk

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: Currency:	<input type="radio"/>	<input type="radio"/>	at
Total final value of the contract Value: Currency:	<input type="radio"/>	<input type="radio"/>	at
or: Lowest offer: 1845112.00 and highest offer: 2064460.00 Currency: GBP taken into consideration	<input checked="" type="radio"/>	<input type="radio"/>	at

If annual or monthly value: (please give)

Number of years: [4](#) or Number of months:

V.5) Information about subcontracting

The contract is likely to be sub-contracted yes no

(if yes, give figures only) Value or proportion of the contract likely to be sub-contracted to third parties:

Value excluding VAT: Not known:

Currency: Proportion %

Short description of the value/proportion of the contract to be sub-contracted : (if known)

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

Section V: Award of contract

Contract No: 2014/S 134 - 240061 Lot No:

Lot title: Supply and Distribution of Groceries & Provisions

V.1) Date of contract award decision:

30/09/2014 (dd/mm/yyyy)

V.2) Information about offers:

Number of offers received: 3

Number of offers received by electronic means: 3

V.3) Name and address of economic operator in favour of whom the contract award decision has been taken

Official name: Bestway Batleys Foodservice

Postal address: 977 Leeds Road, Huddersfield.

Town: Huddersfield

Postal code: HD2 1UP

Country: United Kingdom (UK)

Telephone: +44 1484481150

E-mail: rick.williams@batleys.co.uk

Fax:

Internet address: (URL) www.batleys.co.uk

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: Currency:	<input type="radio"/>	<input type="radio"/>	at
Total final value of the contract Value: Currency:	<input type="radio"/>	<input type="radio"/>	at
or: Lowest offer: 1845112.00 and highest offer: 2064460.00 Currency: GBP taken into consideration	<input checked="" type="radio"/>	<input type="radio"/>	at

If annual or monthly value: (please give)

Number of years: 4 or Number of months:

V.5) Information about subcontracting

The contract is likely to be sub-contracted yes no

(if yes, give figures only) Value or proportion of the contract likely to be sub-contracted to third parties:

Value excluding VAT: Not known:

Currency: Proportion %

Short description of the value/proportion of the contract to be sub-contracted : (if known)

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

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 [Lytham St Annes Technology and Performing Arts College](#)

Postal address
[Worsley Road, Lytham St Annes, Lancashire.](#)

Town [Lytham St Annes](#)

Postal code [FY8 4DG](#)

Country [United Kingdom \(UK\)](#)

Telephone [+44 1204374060](#)

E-mail darron.bibby@fsoptions.com

Fax [+44 1204374181](#)

Internet address URL <http://www.lythamhigh.lancs.sch.uk>

Body responsible for mediation procedures *(if applicable)*

Official name

Postal address

Town

Postal code

Country

Telephone

E-mail

Fax

Internet address *URL*

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

Telephone

E-mail

Fax

Internet address *URL*

VI.4) Date of dispatch of this notice:

[17/11/2014](#) (dd/mm/yyyy) - ID:2014-152144

Annex A
Additional addresses and contact points

I.1) Address of the other contracting authority on behalf of which the contracting authority is purchasing:

Official name: [Other public bodies sector bodies identified in Section II.1.5 and stated within the Invitation to Tender](#) National ID: *(if known)*

Postal address: [Other public bodies sector bodies identified in Section II.1.5 and stated within the Invitation to Tender](#)

Town: [Other public bodies sector bodies identified in Section II.1.5 and stated within the Invitation to Tender](#) Postal code: Country: [United Kingdom \(UK\)](#)

----- *(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 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.

(In terms of Directive 89/665/EEC on Remedies, the time-limit for application for review referred to in the first indent of Article 2f(1)(a) of this Directive 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.)

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)