

**Germany-Coblenz: Missiles**

OJ S 42/2021 02/03/2021

**Contract award notice for contracts in the field of defence and security  
Supplies****Directive 2009/81/EC****Section I: Contracting authority/entity**

---

**I.1. Name and addresses**

Official name: Bundesamt für Ausrüstung Informationstechnik und Nutzung der Bundeswehr

National registration number:

Postal address: Ferdinand-Sauerbruch-Straße 1

Town: Koblenz

Postal code: 56073

Country: Germany

Contact person: BAAINBw K2.3 (AIN)

E-mail: [BAAINBwK2.3@bundeswehr.org](mailto:BAAINBwK2.3@bundeswehr.org)

Telephone: +49 261-400-14249

Fax: +49 261-400-12660

**Internet address(es):**General address of the contracting authority/entity: <http://www.evergabe-online.de/>Electronic access to information: <http://www.evergabe-online.de/>Electronic submission of tenders and requests to participate: <http://www.evergabe-online.de/>**I.2. Type of the contracting authority**

Ministry or any other national or federal authority, including their regional or local subdivisions

**I.3. Main activity**

Defence

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

The contracting authority is purchasing on behalf of other contracting authorities: no

**Section II: Object of the contract**

---

**II.1. Description****II.1.1. Title**

Herstellung und Lieferung von 2.107 EA Abschussgerät und Patrone 90 mm, Nebel, DM15 RP

**II.1.2. Type of contract and place of performance or delivery**

Supplies

Purchase

Main site or place of performance: Siehe Verzeichnis der Empfängeranschriften.

NUTS code DEA5A Siegen-Wittgenstein

**II.1.3. Information about framework agreement****II.1.4. Short description of the contract or purchase(s)**

Herstellung und Lieferung von 2.107 EA Abschussgerät und Patrone 90 mm, Nebel, DM15 RP

(Wirkmittel 90mm); Versorgungsnummer: 1315-12-385-2775 gemäß TL 1315-0169 vom 17.5.2017.

**II.1.5. CPV code(s)**

35620000 Missiles

**II.2. Total value of the contract/lot**

**II.2.1. Total value of the contract/lot**

Value: 0,01 EUR  
excluding VAT

**Section IV: Procedure**

---

**IV.1. Type of procedure**

Negotiated without publication of a contract notice

Justification for the award of the contract without prior publication of a call for competition in the Official Journal of the European Union

Directive 2009/81/EC

1) Justification for the choice of the negotiated procedure without publication of a call for competition in accordance with Article 28 of Directive 2009/81/EC

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: no

The periods for the restricted procedure and the negotiated procedure with prior publication of a contract notice are incompatible with the urgency resulting from a crisis: no

Extreme urgency brought about by events unforeseeable by the contracting authority/entity and in accordance with the strict conditions stated in the directive: no

The works, supplies or services can be provided only by a particular economic operator for the following reason: protection of exclusive rights, including intellectual property rights

The contract concerns research and development services other than those referred to in Article 13 of Directive 2009/81/EC: no

The products involved are manufactured purely for the purpose of research, experiment, study or development under the conditions stated in the directive: no

Additional deliveries by the original supplier ordered under the strict conditions stated in the directive: no

Procurement of supplies quoted and purchased on a commodity market: no

New works/services, constituting a repetition of existing works/services and ordered in accordance with the strict conditions stated in the directive: no

Contract related to the provision of air and maritime transport services for the armed forces of a Member State deployed or to be deployed abroad, under the strict conditions stated in the directive: no

2) Other justification for the award of the contract without prior publication of a call for competition in the Official Journal of the European Union

The procurement falls outside the scope of application of the directive

Nach Art. 15 Abs. 1 lit. a der Richtlinie 2014/24/EU, die die Richtlinie 2004/18/EG aufhebt und ersetzt, gilt diese nicht für die Vergabe öffentlicher Aufträge in den Bereichen Verteidigung und Sicherheit, die in den Anwendungsbereich der Richtlinie 2009/81/EG fallen. Das trifft hier zu. Eine vorherige Bekanntmachung konnte daher unterbleiben, weil der Auftrag aus technischen Gründen nur von einem bestimmten Wirtschaftsteilnehmer ausgeführt werden kann (Art. 28 Nr. 1 lit. e der Richtlinie 2009/81/EG).

## **IV.2. Award criteria**

### **IV.2.1. Award criteria**

Lowest price

### **IV.2.2. Information about electronic auction**

An electronic auction has been used: no

## **IV.3. Administrative information**

### **IV.3.1. File reference number attributed by the contracting authority**

6002023502-BAAINBw K2.3A

### **IV.3.2. Previous publication concerning this procedure**

no

## **Section V: Award of contract**

---

Contract No: 1

Lot title: Herstellung und Lieferung von 2.107 EA Abschussgerät und Patrone 90 mm, Nebel, DM15 RP

### **V.1. Date of conclusion of the contract**

23.2.2021

### **V.2. Information about tenders**

Number of tenders received: 1

Number of tenders received by electronic means: 0

### **V.3. Name and address of the contractor**

Official name: Dynamit Nobel Defence GmbH

Postal address: Dr.-Hermann-Fleck-Allee 8

Town: Burbach

Postal code: 57299

Country: Germany

E-mail: [ugebauer@dn-defence.com](mailto:ugebauer@dn-defence.com)

Telephone: +49 2736462124

Fax: +49 2736462107

### **V.4. Information on value of the contract/lot**

Total value of the procurement:

Value: 0,01 EUR

excluding VAT

If annual or monthly value:

### **V.5. Information about subcontracting**

The contract is likely to be subcontracted: no

## **Section VI: Complementary information**

---

### **VI.1. Information about European Union funds**

The procurement is related to a project and/or programme financed by European Union funds:

no

## **VI.2. Additional information**

## **VI.3. Procedures for review**

### **VI.3.1. Review body**

Official name: Vergabekammer des Bundes

Postal address: Villemombler Strasse 76

Town: Bonn

Postal code: 53123

Country: Germany

E-mail: [vb@bundeskartellamt.bund.de](mailto:vb@bundeskartellamt.bund.de)

Telephone: +49 22894990

Fax: +49 2289499163

### **VI.3.2. Review procedure**

Precise information on deadline(s) for review procedures: Siehe §§ 134, 135 und 160 GWB.

### **VI.3.3. Service from which information about the review procedure may be obtained**

Official name: Bundesamt für Ausrüstung, Informationstechnik und Nutzung der Bundeswehr

Postal address: Ferdinand-Sauerbruch-Strasse 1

Town: Koblenz

Postal code: 56073

Country: Germany

E-mail: [baainbw@bundeswehr.org](mailto:baainbw@bundeswehr.org)

Telephone: +49 2614000

Fax: +49 26140012660

## **VI.4. Date of dispatch of this notice**

25.2.2021