

Germany-Tübingen: School catering services
OJ S 90/2021 10/05/2021
Contract notice
Services

Legal Basis:

Directive 2014/24/EU

Section I: Contracting authority

I.1. Name and addresses

Official name: Universitätsstadt Tübingen

Postal address: Am Markt 1

Town: Tübingen

NUTS code: DE142 Tübingen, Landkreis

Postal code: 72070

Country: Germany

E-mail: zvs@tuebingen.de

Internet address(es):

Main address: <http://www.tuebingen.de>

I.3. Communication

The procurement documents are available for unrestricted and full direct access, free of charge, at: <https://vergabeportal-bw.de/Satellite/notice/CXS0Y42YYDH/documents>

Additional information can be obtained from the abovementioned address

Tenders or requests to participate must be submitted electronically via: <https://vergabeportal-bw.de/Satellite/notice/CXS0Y42YYDH>

I.4. Type of the contracting authority

Regional or local authority

I.5. Main activity

General public services

Section II: Object

II.1. Scope of the procurement

II.1.1. Title

Mittagessen an Tübinger Schulen – nachhaltig. gut.

Reference number: 55-2021-038

II.1.2. Main CPV code

55524000 School catering services

II.1.3. Type of contract

Services

II.1.4. Short description

Mittagessen an Tübinger Schulen.

II.1.5. Estimated total value

II.1.6. Information about lots

This contract is divided into lots: yes

Tenders may be submitted for maximum number of lots: 17

II.2. Description

II.2.1. Title

Mensa Uhlandstraße & Cafeteria

Lot No: 1

II.2.2. Additional CPV code(s)

55524000 School catering services, 39310000 Catering equipment, 55500000 Canteen and catering services, 55520000 Catering services

II.2.3. Place of performance

NUTS code: DE142 Tübingen, Landkreis

Main site or place of performance: 72070 Tübingen

II.2.4. Description of the procurement

Mittagessen an Tübinger Schulen.

II.2.5. Award criteria

Price is not the only award criterion and all criteria are stated only in the procurement documents

II.2.6. Estimated value

II.2.7. Duration of the contract, framework agreement or dynamic purchasing system

Duration in months: 48

This contract is subject to renewal: no

II.2.9. Information about the limits on the number of candidates to be invited

Maximum number: 4 Objective criteria for choosing the limited number of candidates:

Siehe Verfahrensbrief

II.2.10. Information about variants

Variants will be accepted: no

II.2.11. Information about options

Options: no

II.2.13. Information about European Union funds

The procurement is related to a project and/or programme financed by European Union funds:
no

II.2.14. Additional information

II.2. Description

II.2.1. Title

Mörike-Mensa

Lot No: 2

II.2.2.

Additional CPV code(s)

55524000 School catering services, 39310000 Catering equipment, 55500000 Canteen and catering services, 55520000 Catering services

II.2.3. Place of performance

NUTS code: DE142 Tübingen, Landkreis

Main site or place of performance: 72070 Tübingen

II.2.4. Description of the procurement

Mittagessen an Tübinger Schulen.

II.2.5. Award criteria

Price is not the only award criterion and all criteria are stated only in the procurement documents

II.2.6. Estimated value**II.2.7. Duration of the contract, framework agreement or dynamic purchasing system**

Duration in months: 48

This contract is subject to renewal: no

II.2.9. Information about the limits on the number of candidates to be invited

Maximum number: 4 Objective criteria for choosing the limited number of candidates:

Siehe Verfahrensbrief

II.2.10. Information about variants

Variants will be accepted: no

II.2.11. Information about options

Options: no

II.2.13. Information about European Union funds

The procurement is related to a project and/or programme financed by European Union funds:
no

II.2.14. Additional information**II.2. Description****II.2.1. Title**

GS Hechinger Eck

Lot No: 3

II.2.2. Additional CPV code(s)

55524000 School catering services, 39310000 Catering equipment, 55500000 Canteen and catering services, 55520000 Catering services

II.2.3. Place of performance

NUTS code: DE142 Tübingen, Landkreis

Main site or place of performance: 72070 Tübingen

II.2.4. Description of the procurement

Mittagessen an Tübinger Schulen.

II.2.5.

Award criteria

Price is not the only award criterion and all criteria are stated only in the procurement documents

II.2.6. Estimated value

II.2.7. Duration of the contract, framework agreement or dynamic purchasing system

Duration in months: 48

This contract is subject to renewal: no

II.2.9. Information about the limits on the number of candidates to be invited

Maximum number: 4 Objective criteria for choosing the limited number of candidates:
Siehe Verfahrensbrief

II.2.10. Information about variants

Variants will be accepted: no

II.2.11. Information about options

Options: no

II.2.13. Information about European Union funds

The procurement is related to a project and/or programme financed by European Union funds:
no

II.2.14. Additional information

II.2. Description

II.2.1. Title

Hermann-Hepper-Halle

Lot No: 4

II.2.2. Additional CPV code(s)

55524000 School catering services, 39310000 Catering equipment, 55500000 Canteen and catering services, 55520000 Catering services

II.2.3. Place of performance

NUTS code: DE142 Tübingen, Landkreis

Main site or place of performance: 72070 Tübingen

II.2.4. Description of the procurement

Mittagessen an Tübinger Schulen.

II.2.5. Award criteria

Price is not the only award criterion and all criteria are stated only in the procurement documents

II.2.6. Estimated value

II.2.7. Duration of the contract, framework agreement or dynamic purchasing system

Duration in months: 48

This contract is subject to renewal: no

II.2.9. Information about the limits on the number of candidates to be invited

Maximum number: 4 Objective criteria for choosing the limited number of candidates:
Siehe Verfahrensbrief

II.2.10. Information about variants

Variants will be accepted: no

II.2.11. Information about options

Options: no

II.2.13. Information about European Union funds

The procurement is related to a project and/or programme financed by European Union funds:
no

II.2.14. Additional information

II.2. Description

II.2.1. Title

GS Aischbach

Lot No: 5

II.2.2. Additional CPV code(s)

55524000 School catering services, 39310000 Catering equipment, 55500000 Canteen and catering services, 55520000 Catering services

II.2.3. Place of performance

NUTS code: DE142 Tübingen, Landkreis

Main site or place of performance: 72070 Tübingen

II.2.4. Description of the procurement

Mittagessen an Tübinger Schulen.

II.2.5. Award criteria

Price is not the only award criterion and all criteria are stated only in the procurement documents

II.2.6. Estimated value

II.2.7. Duration of the contract, framework agreement or dynamic purchasing system

Duration in months: 48

This contract is subject to renewal: no

II.2.9. Information about the limits on the number of candidates to be invited

Maximum number: 4Objective criteria for choosing the limited number of candidates:

Siehe Verfahrensbrief

II.2.10. Information about variants

Variants will be accepted: no

II.2.11. Information about options

Options: no

II.2.13. Information about European Union funds

The procurement is related to a project and/or programme financed by European Union funds:
no

II.2.14. Additional information

II.2. Description

II.2.1. Title

GS Dorfackerschule

Lot No: 6

II.2.2. Additional CPV code(s)

55524000 School catering services, 39310000 Catering equipment, 55500000 Canteen and catering services, 55520000 Catering services

II.2.3. Place of performance

NUTS code: DE142 Tübingen, Landkreis

Main site or place of performance: 72070 Tübingen

II.2.4. Description of the procurement

Mittagessen an Tübinger Schulen.

II.2.5. Award criteria

Price is not the only award criterion and all criteria are stated only in the procurement documents

II.2.6. Estimated value**II.2.7. Duration of the contract, framework agreement or dynamic purchasing system**

Duration in months: 48

This contract is subject to renewal: no

II.2.9. Information about the limits on the number of candidates to be invited

Maximum number: 4 Objective criteria for choosing the limited number of candidates:
Siehe Verfahrensbrief

II.2.10. Information about variants

Variants will be accepted: no

II.2.11. Information about options

Options: no

II.2.13. Information about European Union funds

The procurement is related to a project and/or programme financed by European Union funds:
no

II.2.14. Additional information**II.2. Description****II.2.1. Title**

GS Hügelschule

Lot No: 7

II.2.2. Additional CPV code(s)

55524000 School catering services, 39310000 Catering equipment, 55500000 Canteen and catering services, 55520000 Catering services

II.2.3. Place of performance

NUTS code: DE142 Tübingen, Landkreis

Main site or place of performance: 72070 Tübingen

II.2.4. Description of the procurement

Mittagessen an Tübinger Schulen.

II.2.5. Award criteria

Price is not the only award criterion and all criteria are stated only in the procurement documents

II.2.6. Estimated value

II.2.7. Duration of the contract, framework agreement or dynamic purchasing system

Duration in months: 48

This contract is subject to renewal: no

II.2.9. Information about the limits on the number of candidates to be invited

Maximum number: 4 Objective criteria for choosing the limited number of candidates:
Siehe Verfahrensbrief

II.2.10. Information about variants

Variants will be accepted: no

II.2.11. Information about options

Options: no

II.2.13. Information about European Union funds

The procurement is related to a project and/or programme financed by European Union funds:
no

II.2.14. Additional information

II.2. Description

II.2.1. Title

GS Bühl / GS Kilchberg

Lot No: 8

II.2.2. Additional CPV code(s)

55524000 School catering services, 39310000 Catering equipment, 55500000 Canteen and catering services, 55520000 Catering services

II.2.3. Place of performance

NUTS code: DE142 Tübingen, Landkreis

Main site or place of performance: 72070 Tübingen

II.2.4. Description of the procurement

Mittagessen an Tübinger Schulen.

II.2.5. Award criteria

Price is not the only award criterion and all criteria are stated only in the procurement documents

II.2.6. Estimated value

II.2.7. Duration of the contract, framework agreement or dynamic purchasing system

Duration in months: 48

This contract is subject to renewal: no

II.2.9.

Information about the limits on the number of candidates to be invited

Maximum number: 4Objective criteria for choosing the limited number of candidates:
Siehe Verfahrensbrief

II.2.10. Information about variants

Variants will be accepted: no

II.2.11. Information about options

Options: no

II.2.13. Information about European Union funds

The procurement is related to a project and/or programme financed by European Union funds:
no

II.2.14. Additional information

II.2. Description

II.2.1. Title

GS Hirschau GS / Weilheim & Kita Weilheim
Lot No: 9

II.2.2. Additional CPV code(s)

55524000 School catering services, 39310000 Catering equipment, 55500000 Canteen and catering services, 55520000 Catering services

II.2.3. Place of performance

NUTS code: DE142 Tübingen, Landkreis
Main site or place of performance: 72070 Tübingen

II.2.4. Description of the procurement

Mittagessen an Tübinger Schulen.

II.2.5. Award criteria

Price is not the only award criterion and all criteria are stated only in the procurement documents

II.2.6. Estimated value

II.2.7. Duration of the contract, framework agreement or dynamic purchasing system

Duration in months: 48
This contract is subject to renewal: no

II.2.9. Information about the limits on the number of candidates to be invited

Maximum number: 4Objective criteria for choosing the limited number of candidates:
Siehe Verfahrensbrief

II.2.10. Information about variants

Variants will be accepted: no

II.2.11. Information about options

Options: no

II.2.13. Information about European Union funds

The procurement is related to a project and/or programme financed by European Union funds:
no

II.2.14. Additional information

II.2. Description

II.2.1. Title

GS Pfrondorf

Lot No: 10

II.2.2. Additional CPV code(s)

55524000 School catering services, 39310000 Catering equipment, 55500000 Canteen and catering services, 55520000 Catering services

II.2.3. Place of performance

NUTS code: DE142 Tübingen, Landkreis

Main site or place of performance: 72070 Tübingen

II.2.4. Description of the procurement

Mittagessen an Tübinger Schulen.

II.2.5. Award criteria

Price is not the only award criterion and all criteria are stated only in the procurement documents

II.2.6. Estimated value

II.2.7. Duration of the contract, framework agreement or dynamic purchasing system

Duration in months: 48

This contract is subject to renewal: no

II.2.9. Information about the limits on the number of candidates to be invited

Maximum number: 4 Objective criteria for choosing the limited number of candidates:

Siehe Verfahrensbrief

II.2.10. Information about variants

Variants will be accepted: no

II.2.11. Information about options

Options: no

II.2.13. Information about European Union funds

The procurement is related to a project and/or programme financed by European Union funds:
no

II.2.14. Additional information

II.2. Description

II.2.1. Title

GS Unterjesingen

Lot No: 11

II.2.2. Additional CPV code(s)

55524000 School catering services, 39310000 Catering equipment, 55500000 Canteen and catering services, 55520000 Catering services

II.2.3. Place of performance

NUTS code: DE142 Tübingen, Landkreis
Main site or place of performance: 72070 Tübingen

II.2.4. Description of the procurement

Mittagessen an Tübinger Schulen.

II.2.5. Award criteria

Price is not the only award criterion and all criteria are stated only in the procurement documents

II.2.6. Estimated value

II.2.7. Duration of the contract, framework agreement or dynamic purchasing system

Duration in months: 48

This contract is subject to renewal: no

II.2.9. Information about the limits on the number of candidates to be invited

Maximum number: 4
Objective criteria for choosing the limited number of candidates:
Siehe Verfahrensbrief

II.2.10. Information about variants

Variants will be accepted: no

II.2.11. Information about options

Options: no

II.2.13. Information about European Union funds

The procurement is related to a project and/or programme financed by European Union funds:
no

II.2.14. Additional information

II.2. Description

II.2.1. Title

Lindenbrunnen (GS Innenstadt)
Lot No: 12

II.2.2. Additional CPV code(s)

55524000 School catering services, 39310000 Catering equipment, 55500000 Canteen and catering services, 55520000 Catering services

II.2.3. Place of performance

NUTS code: DE142 Tübingen, Landkreis
Main site or place of performance: 72070 Tübingen

II.2.4. Description of the procurement

Mittagessen an Tübinger Schulen.

II.2.5. Award criteria

Price is not the only award criterion and all criteria are stated only in the procurement documents

II.2.6. Estimated value

II.2.7.

Duration of the contract, framework agreement or dynamic purchasing system

Duration in months: 48

This contract is subject to renewal: no

II.2.9. Information about the limits on the number of candidates to be invited

Maximum number: 4Objective criteria for choosing the limited number of candidates:

Siehe Verfahrensbrief

II.2.10. Information about variants

Variants will be accepted: no

II.2.11. Information about options

Options: no

II.2.13. Information about European Union funds

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

no

II.2.14. Additional information

II.2. Description

II.2.1. Title

GS Steinlach / GS Ludwig-Krapf-Schule

Lot No: 13

II.2.2. Additional CPV code(s)

55524000 School catering services, 39310000 Catering equipment, 55500000 Canteen and catering services, 55520000 Catering services

II.2.3. Place of performance

NUTS code: DE142 Tübingen, Landkreis

Main site or place of performance: 72070 Tübingen

II.2.4. Description of the procurement

Mittagessen an Tübinger Schulen.

II.2.5. Award criteria

Price is not the only award criterion and all criteria are stated only in the procurement documents

II.2.6. Estimated value

II.2.7. Duration of the contract, framework agreement or dynamic purchasing system

Duration in months: 48

This contract is subject to renewal: no

II.2.9. Information about the limits on the number of candidates to be invited

Maximum number: 4Objective criteria for choosing the limited number of candidates:

Siehe Verfahrensbrief

II.2.10. Information about variants

Variants will be accepted: no

II.2.11. Information about options

Options: no

II.2.13. Information about European Union funds

The procurement is related to a project and/or programme financed by European Union funds:
no

II.2.14. Additional information

II.2. Description

II.2.1. Title

GS Wanne
Lot No: 14

II.2.2. Additional CPV code(s)

55524000 School catering services, 39310000 Catering equipment, 55500000 Canteen and catering services, 55520000 Catering services

II.2.3. Place of performance

NUTS code: DE142 Tübingen, Landkreis
Main site or place of performance: 72070 Tübingen

II.2.4. Description of the procurement

Mittagessen an Tübinger Schulen.

II.2.5. Award criteria

Price is not the only award criterion and all criteria are stated only in the procurement documents

II.2.6. Estimated value

II.2.7. Duration of the contract, framework agreement or dynamic purchasing system

Duration in months: 48
This contract is subject to renewal: no

II.2.9. Information about the limits on the number of candidates to be invited

Maximum number: 4
Objective criteria for choosing the limited number of candidates:
Siehe Verfahrensbrief

II.2.10. Information about variants

Variants will be accepted: no

II.2.11. Information about options

Options: no

II.2.13. Information about European Union funds

The procurement is related to a project and/or programme financed by European Union funds:
no

II.2.14. Additional information

II.2. Description

II.2.1. Title

WHO-Mensa, Stadtteiltreff
Lot No: 15

II.2.2.

Additional CPV code(s)

55524000 School catering services, 39310000 Catering equipment, 55500000 Canteen and catering services, 55520000 Catering services

II.2.3. Place of performance

NUTS code: DE142 Tübingen, Landkreis

Main site or place of performance: 72070 Tübingen

II.2.4. Description of the procurement

Mittagessen an Tübinger Schulen.

II.2.5. Award criteria

Price is not the only award criterion and all criteria are stated only in the procurement documents

II.2.6. Estimated value**II.2.7. Duration of the contract, framework agreement or dynamic purchasing system**

Duration in months: 48

This contract is subject to renewal: no

II.2.9. Information about the limits on the number of candidates to be invited

Maximum number: 4 Objective criteria for choosing the limited number of candidates:

Siehe Verfahrensbrief

II.2.10. Information about variants

Variants will be accepted: no

II.2.11. Information about options

Options: no

II.2.13. Information about European Union funds

The procurement is related to a project and/or programme financed by European Union funds:
no

II.2.14. Additional information**II.2. Description****II.2.1. Title**

GS Winkelwiese

Lot No: 16

II.2.2. Additional CPV code(s)

55524000 School catering services, 39310000 Catering equipment, 55500000 Canteen and catering services, 55520000 Catering services

II.2.3. Place of performance

NUTS code: DE142 Tübingen, Landkreis

Main site or place of performance: 72070 Tübingen

II.2.4. Description of the procurement

Mittagessen an Tübinger Schulen.

II.2.5.

Award criteria

Price is not the only award criterion and all criteria are stated only in the procurement documents

II.2.6. Estimated value

II.2.7. Duration of the contract, framework agreement or dynamic purchasing system

Duration in months: 48

This contract is subject to renewal: no

II.2.9. Information about the limits on the number of candidates to be invited

Maximum number: 4 Objective criteria for choosing the limited number of candidates:
Siehe Verfahrensbrief

II.2.10. Information about variants

Variants will be accepted: no

II.2.11. Information about options

Options: no

II.2.13. Information about European Union funds

The procurement is related to a project and/or programme financed by European Union funds:
no

II.2.14. Additional information

II.2. Description

II.2.1. Title

Pestalozzischule

Lot No: 17

II.2.2. Additional CPV code(s)

55524000 School catering services, 39310000 Catering equipment, 55500000 Canteen and catering services, 55520000 Catering services

II.2.3. Place of performance

NUTS code: DE142 Tübingen, Landkreis

Main site or place of performance: 72070 Tübingen

II.2.4. Description of the procurement

Mittagessen an Tübinger Schulen.

II.2.5. Award criteria

Price is not the only award criterion and all criteria are stated only in the procurement documents

II.2.6. Estimated value

II.2.7. Duration of the contract, framework agreement or dynamic purchasing system

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II.2.9. Information about the limits on the number of candidates to be invited

Maximum number: 4 Objective criteria for choosing the limited number of candidates:
Siehe Verfahrensbrief

II.2.10. Information about variants

Variants will be accepted: no

II.2.11. Information about options

Options: no

II.2.13. Information about European Union funds

The procurement is related to a project and/or programme financed by European Union funds:
no

II.2.14. Additional information

Section III: Legal, economic, financial and technical information

III.1. Conditions for participation

III.1.1. Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers

List and brief description of conditions:

ODSEigenerklärung des Bewerbers über die Eintragung in ein Berufsregister oder das Handelsregister, Eigenerklärung darüber, dass nachweislich keine Verfehlung begangen wurde, die die Zuverlässigkeit als Bieter in Frage stellt, und zwar bezogen auf zwingende Ausschlussgründe gemäß § 123 GWB wie auch auf fakultative Ausschlussgründe gemäß § 124 GWB, Eigenerklärung des Bieters über die Mitgliedschaft in einer anzugebenden Berufsgenossenschaft.

III.1.2. Economic and financial standing

List and brief description of selection criteria:

Eigenerklärung über den Umsatz bezüglich des Tätigkeitsbereichs des Auftrags, jeweils bezogen auf die letzten 3 abgeschlossenen Geschäftsjahre, Erklärung, dass im Auftragsfall eine Betriebshaftpflichtversicherung mit einer Mindestdeckungssumme für Sach- und Personenschäden in Höhe von 3 Mio. EUR pro Schadensfall und für Vermögens-, Tätigkeits-, Mietsach-, Allmählichkeits- und Abwasserschäden sowie das Abhandenkommen von Sachen (z. B. von Schlüsseln) in Höhe von 3 Mio. EUR pro Schadenfall besteht oder abgeschlossen wird, die bis zur Beendigung des Vertrags aufrechtzuerhalten ist Bescheinigung des zuständigen Finanzamtes über die ordnungsgemäße Zahlung von Steuern und Abgaben Bescheinigung der für die Arbeitnehmer zuständigen Krankenkassen bzw. der Bundesknappschaft über die ordnungsgemäße Abführung von Beiträgen zur Gesetzlichen Sozialversicherung Bescheinigung der zuständigen Berufsgenossenschaft über die ordnungsgemäße Zahlung der Beiträge zur gesetzlichen Unfallversicherung.

III.1.3. Technical and professional ability

List and brief description of selection criteria:

Mindestens 3 Referenzen über vergleichbare Tätigkeiten in Bezug auf Schulverpflegung in Form einer Liste der in den letzten 3 Jahren erbrachten Leistungen mit Angabe der Art der ausgeführten Leistungen, des Ausführungszeitraums, des Auftragswertes sowie des öffentlichen oder privaten Empfängers Erklärung zur jährlichen Beschäftigtenzahl des Unternehmens im Bereich Catering / Speisenproduktion und zur Zahl seiner Führungskräfte in den letzten 3 Abgeschlossenen Geschäftsjahren.

Section IV: Procedure

IV.1. Description

IV.1.1. Type of procedure

Competitive procedure with negotiation

IV.1.3. Information about a framework agreement or a dynamic purchasing system

IV.1.5. Information about negotiation

The contracting authority reserves the right to award the contract on the basis of the initial tenders without conducting negotiations

IV.1.8. Information about the Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement: yes

IV.2. Administrative information

IV.2.2. Time limit for receipt of tenders or requests to participate

Date: 07/06/2021 Local time: 23:59

IV.2.3. Estimated date of dispatch of invitations to tender or to participate to selected candidates

Date: 11/06/2021

IV.2.4. Languages in which tenders or requests to participate may be submitted

German

Section VI: Complementary information

VI.1. Information about recurrence

This is a recurrent procurement: yes

Estimated timing for further notices to be published:

Zum Ablauf der Vertragslaufzeit

VI.2. Information about electronic workflows

Electronic invoicing will be accepted

VI.3. Additional information

Bekanntmachungs-ID: CXS0Y42YYDH

VI.4. Procedures for review

VI.4.1. Review body

Official name: Vergabekammer Baden-Württemberg

Postal address: Durlacher Allee 100

Town: Karlsruhe

Postal code: 76137

Country: Germany

E-mail: poststelle@rpk.bwl.de

Telephone: +49 7219268730

Fax: +49 7219263985

Internet address: <http://www.rp-karlsruhe.de/servlet/PB/menu/1159131/index.html>

VI.4.3. Review procedure

Precise information on deadline(s) for review procedures:

Verstöße gegen Vergabevorschriften, die aufgrund der Bekanntmachung oder in den Vergabeunterlagen erkennbar sind, sind spätestens bis zum Ablauf der Frist zur Bewerbung oder zur Angebotsabgabe gegenüber dem Auftraggeber zu rügen. Im Übrigen sind Verstöße gegen Vergabevorschriften innerhalb einer Frist von 10 Kalendertagen nach Kenntnis gegenüber dem Auftraggeber zu rügen. Ein Nachprüfungsantrag ist innerhalb von 15 Kalendertagen nach Eingang der Mitteilung des Auftraggebers, einer Rüge nicht abhelfen zu wollen, bei der zuständigen Vergabekammer zu stellen (§ 160 Gesetz gegen Wettbewerbsbeschränkungen (GWB)). Die o. a. Fristen gelten nicht, wenn der Auftraggeber gemäß § 135 Absatz 1 Nr. 2 GWB den Auftrag ohne vorherige Veröffentlichung einer Bekanntmachung im Amtsblatt der Europäischen Union vergeben hat, ohne dass dies aufgrund Gesetzes gestattet ist. Setzt sich ein Auftraggeber über die Unwirksamkeit eines geschlossenen Vertrages hinweg, indem er die Informations- und Wartepflicht missachtet (§ 134 GWB) oder ohne vorherige Veröffentlichung einer Bekanntmachung im Amtsblatt der Europäischen Union vergeben hat, ohne dass dies aufgrund Gesetzes gestattet ist, kann die Unwirksamkeit nur festgestellt werden, wenn sie im Nachprüfungsverfahren innerhalb von 30 Kalendertagen nach der Information der betroffenen Bieter und Bewerber durch den öffentlichen Auftraggeber über den Abschluss des Vertrags, jedoch nicht später als 6 Monate nach Vertragsschluss geltend gemacht worden ist. Hat der Auftraggeber die Auftragsvergabe im Amtsblatt der Europäischen Union bekanntgemacht, endet die Frist 30 Kalendertage nach Veröffentlichung der Bekanntmachung der Auftragsvergabe im Amtsblatt der Europäischen Union (§ 135 GWB).

VI.5. Date of dispatch of this notice

05/05/2021