

**Germany-Munich: Natural gas**  
**OJ S 188/2023 29/09/2023**  
**Contract award notice**  
**Supplies**

**Legal Basis:**

Directive 2014/24/EU

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**Section I: Contracting authority**

**I.1. Name and addresses**

Official name: ausschreibende Stelle: Bayerischer Gemeindetag für Auftraggeber gemäß  
Leistungsverzeichnis  
Postal address: Dreschstraße 8  
Town: München  
NUTS code: DE2 Bayern  
Postal code: 80805  
Country: Germany  
Contact person: Anders, Katrin  
E-mail: [anders@kubus-mv.de](mailto:anders@kubus-mv.de)  
Telephone: +49 385/3031253  
Fax: +49 3853031255  
**Internet address(es):**  
Main address: [www.kubus-mv.de](http://www.kubus-mv.de)

**I.4. Type of the contracting authority**

Regional or local authority

**I.5. Main activity**

General public services

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**Section II: Object**

**II.1. Scope of the procurement**

**II.1.1. Title**

Bayerischer Gemeindetag für Auftraggeber der Erdgasbündelausschreibung "Oberbayern,  
Erdgas, öffentliche Auftraggeber"  
Reference number: 2023KA000040

**II.1.2. Main CPV code**

09123000 Natural gas

**II.1.3. Type of contract**

Supplies

**II.1.4. Short description**

Lieferung von Erdgas für Abnahmestellen der Teilnehmer der Erdgasbündelausschreibung  
"Oberbayern, Erdgas, öffentliche Auftraggeber"; Lieferzeitraum: 01.01.2024 - 01.01.2027;  
Menge: ca. 2024: 120.820.179 kWh; 2025: 119.992.368 kWh; 2026: 120.363.711 kWh

### **II.1.6. Information about lots**

This contract is divided into lots: yes

### **II.1.7. Total value of the procurement**

Value excluding VAT: 0,01 EUR

## **II.2. Description**

### **II.2.1. Title**

Oberbayern MIX

Lot No: 1

### **II.2.2. Additional CPV code(s)**

09123000 Natural gas

### **II.2.3. Place of performance**

NUTS code: DE212 München, Kreisfreie Stadt

Main site or place of performance: Abnahmestellen gemäß Leistungsverzeichnis

### **II.2.4. Description of the procurement**

Lieferung von Erdgas für Abnahmestellen der Auftraggeber gemäß Leistungsverzeichnis;

Lieferzeitraum: 2024/2025/2026; Menge: ca. 12.346.709 kWh/Jahr

### **II.2.5. Award criteria**

Price

### **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**

Oberbayern RLM 1

Lot No: 2

### **II.2.2. Additional CPV code(s)**

09123000 Natural gas

### **II.2.3. Place of performance**

NUTS code: DE212 München, Kreisfreie Stadt

Main site or place of performance: Abnahmestellen gemäß Leistungsverzeichnis

### **II.2.4. Description of the procurement**

Lieferung von Erdgas für Abnahmestellen der Auftraggeber gemäß Leistungsverzeichnis;

Lieferzeitraum: 2024/2025/2026; Menge: 2024: ca. 22.880.738 kWh; 2025: ca. 22.880.738

kWh; 2026: ca. 24.480.736 kWh

### **II.2.5. Award criteria**

Price

### **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**

Oberbayern RLM 2  
Lot No: 3

##### **II.2.2. Additional CPV code(s)**

09123000 Natural gas

##### **II.2.3. Place of performance**

NUTS code: DE212 München, Kreisfreie Stadt  
Main site or place of performance: Abnahmestellen gemäß Leistungsverzeichnis

##### **II.2.4. Description of the procurement**

Lieferung von Erdgas für Abnahmestellen der Auftraggeber gemäß Leistungsverzeichnis;  
Lieferzeitraum: 2024/2025/2026; Menge: ca. 11.805.789 kWh/Jahr

##### **II.2.5. Award criteria**

Price

### **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**

Oberbayern SLP 1  
Lot No: 4

##### **II.2.2. Additional CPV code(s)**

09123000 Natural gas

##### **II.2.3. Place of performance**

NUTS code: DE212 München, Kreisfreie Stadt  
Main site or place of performance: Abnahmestellen gemäß Leistungsverzeichnis

##### **II.2.4. Description of the procurement**

Lieferung von Erdgas für Abnahmestellen der Auftraggeber gemäß Leistungsverzeichnis;  
Lieferzeitraum: 2024/2025/2026; Menge: 2024: ca. 11.047.950 kWh; 2025: ca. 11.027.950 kWh; 2026: ca. 11.027.950 kWh

### **II.2.5. Award criteria**

Price

### **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**

Oberbayern SLP 2  
Lot No: 5

##### **II.2.2. Additional CPV code(s)**

09123000 Natural gas

##### **II.2.3. Place of performance**

NUTS code: DE212 München, Kreisfreie Stadt  
Main site or place of performance: Abnahmestellen gemäß Leistungsverzeichnis

##### **II.2.4. Description of the procurement**

Lieferung von Erdgas für Abnahmestellen der Auftraggeber gemäß Leistungsverzeichnis;  
Lieferzeitraum: 2024/2025/2026; Menge: 2024: ca. 9.533.786 kWh; 2025: ca. 9.169.956 kWh;  
2026: ca. 8.369.956 kWh

### **II.2.5. Award criteria**

Price

### **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**

Oberbayern SLP 3  
Lot No: 6

##### **II.2.2. Additional CPV code(s)**

09123000 Natural gas

##### **II.2.3. Place of performance**

NUTS code: DE212 München, Kreisfreie Stadt  
Main site or place of performance: Abnahmestellen gemäß Leistungsverzeichnis

##### **II.2.4. Description of the procurement**

Lieferung von Erdgas für Abnahmestellen der Auftraggeber gemäß Leistungsverzeichnis;  
Lieferzeitraum: 2024/2025/2026; Menge: ca. 10.309.143 kWh/Jahr

#### **II.2.5. Award criteria**

Price

#### **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**

Oberbayern SLP 4  
Lot No: 7

##### **II.2.2. Additional CPV code(s)**

09123000 Natural gas

##### **II.2.3. Place of performance**

NUTS code: DE212 München, Kreisfreie Stadt  
Main site or place of performance: Abnahmestellen gemäß Leistungsverzeichnis

##### **II.2.4. Description of the procurement**

Lieferung von Erdgas für Abnahmestellen der Auftraggeber gemäß Leistungsverzeichnis;  
Lieferzeitraum: 2024/2025/2026; Menge: ca. 12.565.309 kWh/Jahr

#### **II.2.5. Award criteria**

Price

#### **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**

Oberbayern SLP 5  
Lot No: 8

##### **II.2.2. Additional CPV code(s)**

09123000 Natural gas

##### **II.2.3. Place of performance**

NUTS code: DE212 München, Kreisfreie Stadt  
Main site or place of performance: Abnahmestellen gemäß Leistungsverzeichnis

#### **II.2.4. Description of the procurement**

Lieferung von Erdgas für Abnahmestellen der Auftraggeber gemäß Leistungsverzeichnis;  
Lieferzeitraum: 2024/2025/2026; Menge: 2024: ca. 9.975.099 kWh/Jahr; 2025: ca. 9.531.118 kWh/Jahr; 2026: ca. 9.082.463 kWh/Jahr

#### **II.2.5. Award criteria**

Price

#### **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**

Oberbayern SLP 6  
Lot No: 9

##### **II.2.2. Additional CPV code(s)**

09123000 Natural gas

##### **II.2.3. Place of performance**

NUTS code: DE212 München, Kreisfreie Stadt  
Main site or place of performance: Abnahmestellen gemäß Leistungsverzeichnis

##### **II.2.4. Description of the procurement**

Lieferung von Erdgas für Abnahmestellen der Auftraggeber gemäß Leistungsverzeichnis;  
Lieferzeitraum: 2024/2025/2026; Menge: ca. 12.651.135 kWh/Jahr

##### **II.2.5. Award criteria**

Price

#### **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**

Oberbayern SLP 7  
Lot No: 10

##### **II.2.2. Additional CPV code(s)**

09123000 Natural gas

##### **II.2.3. Place of performance**

NUTS code: DE212 München, Kreisfreie Stadt

Main site or place of performance: Abnahmestellen gemäß Leistungsverzeichnis

#### **II.2.4. Description of the procurement**

Lieferung von Erdgas für Abnahmestellen der Auftraggeber gemäß Leistungsverzeichnis;  
Lieferzeitraum: 2024/2025/2026; Menge: ca. 7.704.521 kWh/Jahr

#### **II.2.5. Award criteria**

Price

#### **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 IV: Procedure**

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#### **IV.1. Description**

##### **IV.1.1. Type of procedure**

Open procedure

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

##### **IV.1.6. Information about electronic auction**

An electronic auction has been used

##### **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.2.1. Previous publication concerning this procedure**

Notice number in the OJ S: [2023/S 153-486384](#)

##### **IV.2.8. Information about termination of dynamic purchasing system**

##### **IV.2.9. Information about termination of call for competition in the form of a prior information notice**

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

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**Lot No: 1**

**Title:**

Oberbayern MIX

A contract/lot is awarded: yes

#### **V.2. Award of contract**

##### **V.2.1.**

**Date of conclusion of the contract**

26/09/2023

**V.2.2. Information about tenders**

Number of tenders received: 4

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 4

The contract has been awarded to a group of economic operators: no

**V.2.3. Name and address of the contractor**

Official name: eins energie in sachsen GmbH & Co. KG

Town: Chemnitz

NUTS code: DED4 Chemnitz

Country: Germany

The contractor is an SME: no

**V.2.4. Information on value of the contract/lot**

Total value of the contract/lot: 0,01 EUR

**V.2.5. Information about subcontracting****Section V: Award of contract**

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**Lot No: 2**

**Title:**

Oberbayern RLM 1

A contract/lot is awarded: yes

**V.2. Award of contract****V.2.1. Date of conclusion of the contract**

26/09/2023

**V.2.2. Information about tenders**

Number of tenders received: 4

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 4

The contract has been awarded to a group of economic operators: no

**V.2.3. Name and address of the contractor**

Official name: eins energie in sachsen GmbH & Co. KG

Town: Chemnitz

NUTS code: DED4 Chemnitz

Country: Germany

The contractor is an SME: no

**V.2.4. Information on value of the contract/lot**

Total value of the contract/lot: 0,01 EUR

## V.2.5. Information about subcontracting

### Section V: Award of contract

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**Lot No: 3**

**Title:**

Oberbayern RLM 2

A contract/lot is awarded: yes

## V.2. Award of contract

### V.2.1. Date of conclusion of the contract

26/09/2023

### V.2.2. Information about tenders

Number of tenders received: 3

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 3

The contract has been awarded to a group of economic operators: no

### V.2.3. Name and address of the contractor

Official name: Energie Südbayern GmbH

Town: München

NUTS code: DE212 München, Kreisfreie Stadt

Country: Germany

The contractor is an SME: no

### V.2.4. Information on value of the contract/lot

Total value of the contract/lot: 0,01 EUR

## V.2.5. Information about subcontracting

### Section V: Award of contract

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**Lot No: 4**

**Title:**

Oberbayern SLP 1

A contract/lot is awarded: yes

## V.2. Award of contract

### V.2.1. Date of conclusion of the contract

26/09/2023

### V.2.2. Information about tenders

Number of tenders received: 4

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 4

The contract has been awarded to a group of economic operators: no

**V.2.3. Name and address of the contractor**

Official name: eins energie in sachsen GmbH & Co. KG

Town: Chemnitz

NUTS code: DED4 Chemnitz

Country: Germany

The contractor is an SME: no

**V.2.4. Information on value of the contract/lot**

Total value of the contract/lot: 0,01 EUR

**V.2.5. Information about subcontracting**

**Section V: Award of contract**

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**Lot No: 5**

**Title:**

Oberbayern SLP 2

A contract/lot is awarded: yes

**V.2. Award of contract**

**V.2.1. Date of conclusion of the contract**

26/09/2023

**V.2.2. Information about tenders**

Number of tenders received: 4

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 4

The contract has been awarded to a group of economic operators: no

**V.2.3. Name and address of the contractor**

Official name: eins energie in sachsen GmbH & Co. KG

Town: Chemnitz

NUTS code: DED4 Chemnitz

Country: Germany

The contractor is an SME: no

**V.2.4. Information on value of the contract/lot**

Total value of the contract/lot: 0,01 EUR

**V.2.5. Information about subcontracting**

**Section V: Award of contract**

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**Lot No: 6**

**Title:**

Oberbayern SLP 3

A contract/lot is awarded: yes

**V.2. Award of contract****V.2.1. Date of conclusion of the contract**

26/09/2023

**V.2.2. Information about tenders**

Number of tenders received: 3

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 3

The contract has been awarded to a group of economic operators: no

**V.2.3. Name and address of the contractor**

Official name: Energie Südbayern GmbH

Town: München

NUTS code: DE212 München, Kreisfreie Stadt

Country: Germany

The contractor is an SME: no

**V.2.4. Information on value of the contract/lot**

Total value of the contract/lot: 0,01 EUR

**V.2.5. Information about subcontracting****Section V: Award of contract**

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**Lot No: 7**

**Title:**

Oberbayern SLP 4

A contract/lot is awarded: yes

**V.2. Award of contract****V.2.1. Date of conclusion of the contract**

26/09/2023

**V.2.2. Information about tenders**

Number of tenders received: 4

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 4

The contract has been awarded to a group of economic operators: no

**V.2.3. Name and address of the contractor**

Official name: Energie Südbayern GmbH

Town: München

NUTS code: DE212 München, Kreisfreie Stadt

Country: Germany

The contractor is an SME: no

**V.2.4. Information on value of the contract/lot**

Total value of the contract/lot: 0,01 EUR

**V.2.5. Information about subcontracting**

**Section V: Award of contract**

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**Lot No: 8**

**Title:**

Oberbayern SLP 5

A contract/lot is awarded: yes

**V.2. Award of contract**

**V.2.1. Date of conclusion of the contract**

26/09/2023

**V.2.2. Information about tenders**

Number of tenders received: 4

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 4

The contract has been awarded to a group of economic operators: no

**V.2.3. Name and address of the contractor**

Official name: Stadtwerke Amberg Versorgungs GmbH

Town: Amberg

NUTS code: DE231 Amberg, Kreisfreie Stadt

Country: Germany

The contractor is an SME: no

**V.2.4. Information on value of the contract/lot**

Total value of the contract/lot: 0,01 EUR

**V.2.5. Information about subcontracting**

**Section V: Award of contract**

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**Lot No: 9**

**Title:**

Oberbayern SLP 6

A contract/lot is awarded: yes

**V.2. Award of contract**

**V.2.1.**

**Date of conclusion of the contract**

26/09/2023

**V.2.2. Information about tenders**

Number of tenders received: 3

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 3

The contract has been awarded to a group of economic operators: no

**V.2.3. Name and address of the contractor**

Official name: Energie Südbayern GmbH

Town: München

NUTS code: DE212 München, Kreisfreie Stadt

Country: Germany

The contractor is an SME: no

**V.2.4. Information on value of the contract/lot**

Total value of the contract/lot: 0,01 EUR

**V.2.5. Information about subcontracting****Section V: Award of contract**

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**Lot No: 10**

**Title:**

Oberbayern SLP 7

A contract/lot is awarded: yes

**V.2. Award of contract****V.2.1. Date of conclusion of the contract**

26/09/2023

**V.2.2. Information about tenders**

Number of tenders received: 3

Number of tenders received from SMEs: 0

Number of tenders received from tenderers from other EU Member States: 0

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 3

The contract has been awarded to a group of economic operators: no

**V.2.3. Name and address of the contractor**

Official name: Energie Südbayern GmbH

Town: München

NUTS code: DE212 München, Kreisfreie Stadt

Country: Germany

The contractor is an SME: no

**V.2.4. Information on value of the contract/lot**

Total value of the contract/lot: 0,01 EUR

## V.2.5. Information about subcontracting

### Section VI: Complementary information

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#### VI.3. Additional information

#### VI.4. Procedures for review

##### VI.4.1. Review body

Official name: Vergabekammer Südbayern, Regierung von Oberbayern

Town: München

Postal code: 80534

Country: Germany

E-mail: [vergabekammer.suedbayern@reg-ob.bayern.de](mailto:vergabekammer.suedbayern@reg-ob.bayern.de)

Telephone: +49 89/2176-2411

Fax: +49 89/2176-2847

##### VI.4.3. Review procedure

Precise information on deadline(s) for review procedures:

Ein Nachprüfungsantrag ist unzulässig, soweit mehr als 15 Kalendertage nach Eingang der Mitteilung des

Auftraggebers, einer Rüge nicht abhelfen zu wollen, vergangen sind (§ 160 Abs. 3 Satz 1 Nr. 4 GWB). Ein

Nachprüfungsantrag ist zudem unzulässig, wenn der Zuschlag erfolgt ist, bevor die Vergabekammer den

Auftraggeber über den Antrag auf Nachprüfung informiert hat (§§ 168 Abs. 2 Satz 1, 169 Abs. 1 GWB).

Die Zuschlagserteilung ist möglich 15 Kalendertage nach Absendung der Bieterinformation nach § 134

Abs. 1 GWB. Wird die Information auf elektronischem Weg oder per Fax versendet, verkürzt sich die Frist

auf 10 Kalendertage (§ 134 Abs. 2 GWB). Die Frist beginnt am Tag nach der Absendung der Information

durch den Auftraggeber; auf den Tag des Zugangs beim betroffenen Bieter und Bewerber kommt es

nicht an. Die Zulässigkeit eines Nachprüfungsantrags setzt ferner voraus, dass die geltend gemachten

Vergabeverstöße 10 Kalendertage nach Kenntnis gerügt wurden (§ 160 Abs. 3 Satz 1 Nr. 1 GWB). Verstöße

gegen Vergabevorschriften, die aufgrund der Bekanntmachung erkennbar sind, müssen spätestens bis zum

Ablauf der in der Bekanntmachung benannten Frist zur Bewerbung oder zur Angebotsabgabe gegenüber dem

Auftraggeber gerügt werden (§ 160 Abs. 3 Satz 1 Nr. 2 GWB). Verstöße gegen Vergabevorschriften, die erst in

den Vergabeunterlagen erkennbar sind, müssen spätestens bis zum Ablauf der Frist zur Bewerbung oder zur

Angebotsabgabe gegenüber dem Auftraggeber gerügt werden (§ 160 Abs. 3 Satz 1 Nr. 3 GWB).

#### VI.5.

**Date of dispatch of this notice**

26/09/2023