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**Spain-Barcelona: Industrial machinery
2022/S 245-707797**

Modification notice

Modification of a contract/concession during its term

Legal Basis:

Directive 2014/24/EU

Section I: Contracting authority/entity

I.1) Name and addresses

Official name: The European Joint Undertaking for ITER and the Development of Fusion Energy ("Fusion for Energy")

Postal address: C/ Josep Pla 2, Torres Diagonal Litoral, Edificio B3, Office 10/31

Town: Barcelona

NUTS code: ES511 Barcelona

Postal code: 08019

Country: Spain

Contact person: Annette Neylon

E-mail: Annette.Neylon@f4e.europa.eu

Internet address(es):

Main address: <http://f4e.europa.eu>

Address of the buyer profile: <https://industryportal.f4e.europa.eu/default.aspx>

Section II: Object

II.1) Scope of the procurement

II.1.1) Title:

Procurement of the Main Vessel

Reference number: F4E-2010-OPE-068-01 (MS-VV)

II.1.2) Main CPV code

42000000 Industrial machinery

II.1.3) Type of contract

Supplies

II.2) Description

II.2.3) Place of performance

NUTS code: DE Deutschland

NUTS code: ES España

NUTS code: IT Italia

Main site or place of performance:

Chieti, Italy

Monfalcone, Italy

Santander, Spain

Burg, Germany

II.2.4) Description of the procurement at the time of conclusion of the contract:

Supply of 7 sectors of the ITER Vacuum Vessel

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

Duration in months: 82

II.2.13) **Information about European Union funds**

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

Section V: Award of contract/concession

Contract No: F4E-2010-OPE-068-01(MS-VV)

Title:

Supply of 7 ITER Vacuum Vessel Sectors

V.2) **Award of contract/concession**

V.2.1) **Date of conclusion of the contract/concession award decision:**

13/10/2010

V.2.2) **Information about tenders**

The contract/concession has been awarded to a group of economic operators: yes

V.2.3) **Name and address of the contractor/concessionaire**

Official name: ANSALDO NUCLEARE S.p.A

National registration number: 016442860017

Town: Genova

NUTS code: IT Italia

Postal code: 16152

Country: Italy

The contractor/concessionaire is an SME: no

V.2.3) **Name and address of the contractor/concessionaire**

Official name: MANGIAROTTI S.p.A

National registration number: 00481230266

Town: Sedegliano

NUTS code: IT Italia

Postal code: 33039

Country: Italy

The contractor/concessionaire is an SME: no

V.2.3) **Name and address of the contractor/concessionaire**

Official name: WALTER TOSTO S.p.A.

National registration number: 01914250681

Town: Chieti

NUTS code: IT Italia

Postal code: 66100

Country: Italy

The contractor/concessionaire is an SME: no

V.2.4) **Information on value of the contract/lot/concession (at the time of conclusion of the contract;excluding VAT)**

Total value of the procurement: 248 243 868.78 EUR

Section VI: Complementary information

VI.3) **Additional information:**

VI.4) **Procedures for review**

VI.4.1) Review body

Official name: General Court
Postal address: Rue du Fort Niedergrunewald
Town: Luxembourg
Postal code: L - 2925
Country: Luxembourg
E-mail: GeneralCourt.Registry@curia.europa.eu
Telephone: +352 4303-1
Fax: +352 43032100
Internet address: <http://curia.europa.eu>

VI.5) Date of dispatch of this notice:
15/12/2022

Section VII: Modifications to the contract/concession

VII.1) Description of the procurement after the modifications

VII.1.1) Main CPV code

42000000 Industrial machinery

VII.1.2) Additional CPV code(s)

VII.1.3) Place of performance

NUTS code: DE Deutschland
NUTS code: ES España
NUTS code: IT Italia
Main site or place of performance:
Chieti, Italy
Monfalcone, Italy
Santander, Spain
Burg, Germany

VII.1.4) Description of the procurement:

Supply of 7 Sectors of the ITER Vacuum Vessel

VII.1.5) Duration of the contract, framework agreement, dynamic purchasing system or concession

Duration in months: 120

VII.1.6) Information on value of the contract/lot/concession (excluding VAT)

Total value of the contract/lot/concession: 332 311 246.22 EUR

VII.1.7) Name and address of the contractor/concessionaire

Official name: ANSALDO NUCLEARE S.p.A.
National registration number: 016442860017
Town: Genova
NUTS code: IT Italia
Postal code: 16152
Country: Italy
The contractor/concessionaire is an SME: no

VII.1.7) Name and address of the contractor/concessionaire

Official name: MANGIAROTTI S.p.A.
National registration number: 00481230266
Town: Sedegliano
NUTS code: IT Italia
Postal code: 33039
Country: Italy
The contractor/concessionaire is an SME: no

VII.1.7) Name and address of the contractor/concessionaire

Official name: WALTER TOSTO S.p.A.
National registration number: 01914250681
Town: Chieti
NUTS code: IT Italia
Postal code: 66100
Country: Italy
The contractor/concessionaire is an SME: no

VII.2) Information about modifications

VII.2.1) Description of the modifications

Nature and extent of the modifications (with indication of possible earlier changes to the contract):
This deviation is initiated to implement a request from ASN to implement specific additional actions to minimise the impact of welding distortions at segment weld joints (Amendment 26).

VII.2.2) Reasons for modification

Need for additional works, services or supplies by the original contractor/concessionaire (Art. 43(1)(b) of Directive 2014/23/EU, Art. 72(1)(b) of Directive 2014/24/EU, Art. 89(1)(b) of Directive 2014/25/EU)
Description of the economic or technical reasons and the inconvenience or duplication of cost preventing a change of contractor:
These actions were identified as part of the transfer of lessons learned from the vacuum vessel sectors manufactured by the Korean Domestic Agency. It is necessary that the original contractor performs the additional work because a change of contractor (i) cannot be made for technical reasons because the sectors are under manufacture and the original contractor will need to perform the additional work as part of the manufacture, and (ii) would cause significant inconvenience and substantial duplication of costs for the Joint Undertaking.

VII.2.3) Increase in price

Updated total contract value before the modifications (taking into account possible earlier contract modifications and price adaptations and, in the case of Directive 2014/23/EU, average inflation in the Member State concerned)
Value excluding VAT: 331 225 295.22 EUR
Total contract value after the modifications
Value excluding VAT: 332 311 246.22 EUR