

Contracting authority:	Odvoz a likvidácia odpadu a.s. Ivanská cesta 22, 821 04 Bratislava 2
Name of the contract:	<i>Digitization of the vehicle fleet, collection planning system and electronic registration and confirmation of dumps - repeated</i>
Contract announcement:	in the Official Journal of the EU S 78 - 2024 of 19.04.2024 under No. 234205-2024 and in the Journal of the Public Procurement Office No. 78/2024 of 22.04.2024 under No. 10738 - MSS

Decision to cancel the contract

The contracting authority hereby informs all interested parties that the public tender with the name:

"Digitization of the vehicle fleet, collection planning system and electronic registration and confirmation of dumps - repeated"

is hereby cancelled.

Statement of Reasons:

The contracting authority cancels the announced contract in accordance with Section 57 of the Act. 2 Act No. 343/2015 Coll. on Public Procurement and on Amendments to Certain Acts in the version effective on the date of announcement of this contract (hereinafter referred to as the "Public Procurement Act").

On 18.12.2023, the Public Procurement Office (hereinafter referred to as the "Public Procurement Office") issued a decision on objections (file no. 14850-6000/2023-OD), by which it ordered the contracting authority to cancel the public procurement entitled "*Digitization of the vehicle fleet, collection planning system and electronic registration and confirmation of dumps*" published in the Official Journal of the EU S 141 - 2023 on 25.07.2023 under No. 450711 and in the Official Journal of the Public Procurement Office No. 146/2023 of 26.07.2023 under No. 24732 - MSS (hereinafter referred to as the "1st competition"). The contracting authority did not agree with the issued first-instance decision of the Public Procurement Office, so on 23.01.2024 it filed a request for a review of the final decision pursuant to Section 177 of the Public Procurement Act. On 06.06.2024, the contracting authority received the decision of the Chairman of the Public Procurement Office (file no. 6024-9000/2024), by which the Chairman of the Public Procurement Office amended the first instance decision of the Public Procurement Office and rejected the objections to the conditions set out in the tender documents relating to the 1st tender. The decision of the Chairman of the Public Procurement Office procedurally enabled the contracting authority or the commission to continue the process of evaluating the bids and meeting the conditions for participation in the 1st tender. The contracting authority had a primary interest in completing the 1st tender, and only if the 1st tender was unsuccessful, it would be interested in continuing in the 2nd tender, the description of the subject of the contract is modified, its scope is significantly narrowed, integrations to the most important systems of the contracting authority and related functionalities of the required solution were deleted. Because

The 1. tender was successfully completed by signing a contract with the successful bidder, this **public procurement lost its justification/purpose.**

The contracting authority considers this fact to be a change in the circumstances that occurred after the announcement of the contract and after the submission of tenders, which is why it decided to cancel this public procurement in accordance with Article 57(2) of the Law on public procurement.

Edification:

Objections may be lodged against this decision pursuant to Section 170(3) of the Public Procurement Act. In accordance with Section 170(4) of the Public Procurement Act, objections must be delivered to the Public Procurement Office and the contracting authority no later than ten (10) days from the date of delivery of this decision.

In Bratislava 06.03.2025