ANNEX I

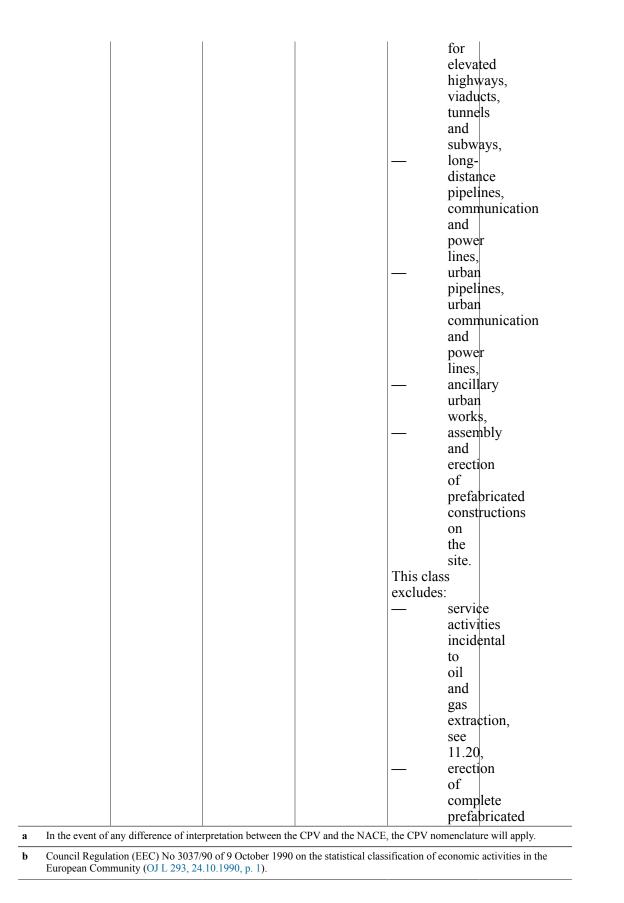
LIST OF THE ACTIVITIES REFERRED TO IN POINT (7) OF ARTICLE $5^{\rm 0}$

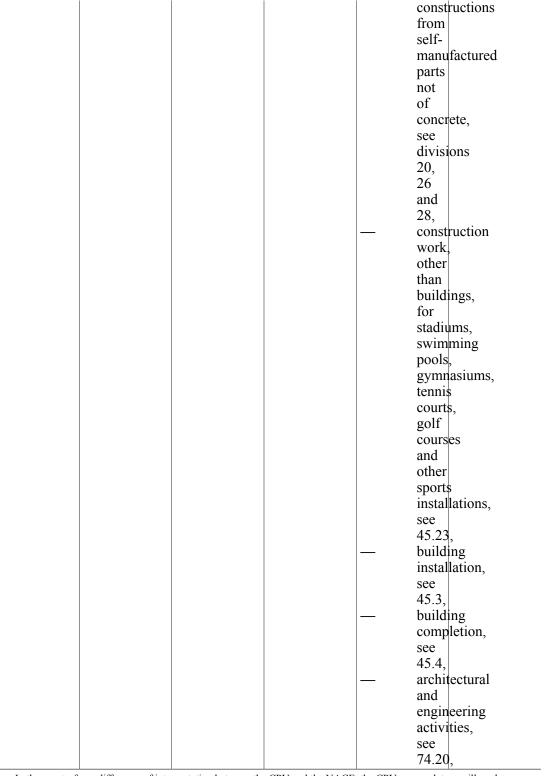
NACE Rev				_	CPV code
SECTION			CONSTRUC	- <u>,</u>	
Division	Group	Class	Subject	Notes	
45			Construction	This division includes: construction of new buildings and works, restoring and common repairs.	45000000
	45.1		Site preparation		45100000
		45.11	Demolition and wrecking of buildings; earth moving	 of build and other struc clear of build sites, earth movid exca landdi level and gradi of 	tures, ing ing ing: vation, ill, ling ng truction h ng, val,

a In the event of any difference of interpretation between the CPV and the NACE, the CPV nomenclature will apply.

					site	
					prepa	ration
					for	
					minir	ıg,
				—		urden
					remo	val
					and other	
						opment
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						ration
					of	
					miner	
					prope	rties
					and	
				TT1 · 1	sites.	
				This class also inclu		
					build	inσ
					site	B
					drain	age,
					drain	
					of	-
					agric	ultural
					or	
					forest land.	ry
		45.12	Test drilling	This clas		45120000
		43.12	and boring	includes		43120000
			und boring		test	
					drilliı	ng,
					test	
					borin	g
					and	
					core	
					samp for	inig
						ruction,
						nysical,
					geolo	
					or	
					simila	ar
					purpo	ses.
				This clas		
1				excludes		
				—	drillin of	ıg
					produ oil	iction
In the event of	any difference of inte	rpretation between the	e CPV and the NACE	the CPV not	oil	

			geop geolo and seisn	ng, ng, s, ng, s, yration, hysical, ogical nic yying,
45.2		Building of complete constructions or parts thereof; civil engineering		45200000
	45.21	General construction of buildings and civil engineering works	of all types of build const of civil engir	ruction neering ructions, res, ding

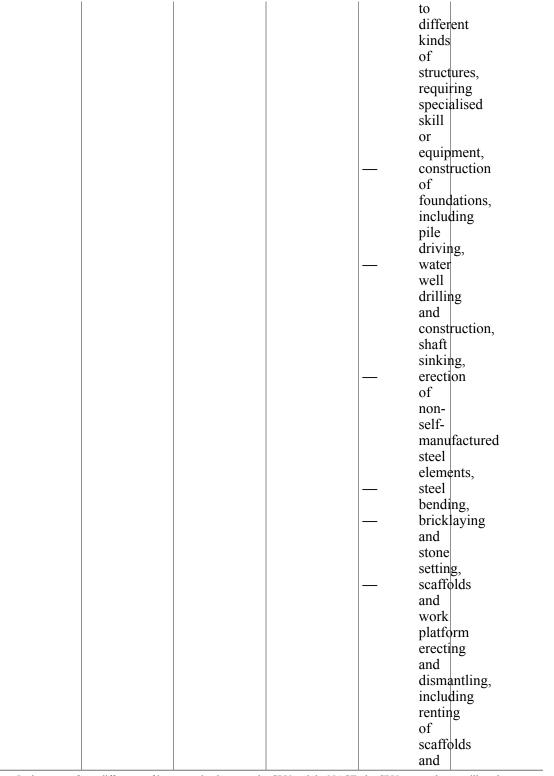




a In the event of any difference of interpretation between the CPV and the NACE, the CPV nomenclature will apply.

		 project management for construction, see 74.20.
45.22	Erection of roof covering and frames	This class 45261000 includes: — erection of roofs, — roof covering, — waterproofing.
45.23	the CPV and the NACE	This class 45212212 and includes: DA03 — constr46t36t000 of except: highway45231000 streets, 45232000 roads, - 45234115 other vehicular and pedestrian ways, — construction of airfield runways, — construction of airfield runways, — construction work, other than buildings, for stadiums, swimming pools, gymnasiums, tennis courts, golf courses and

		— pain	allations, ting
		of mar	kings
		on	_
		road	
		surf	aces
		and car	
		park	S.
		This class	······································
		excludes:	
			iminary
		eartl mov	
		see	111 <u>6</u> ,
		45.1	1.
45.24	Construction	This class	45240000
	of water	includes	
	projects	construction of:	
			erways,
		harb and	our
		river	r
		worl	
		plea	
		port	
		lock	rinas),
		etc.,	P
		— dam	
		and	
		dyke	
		— area	lging, surface
		wor	
 45.25	Other	This class	45250000
	construction	includes:	45262000
	work involving		struction vities
	special trades		ialising
	-F	in	
		one	
		aspe	
		com	mon



a In the event of any difference of interpretation between the CPV and the NACE, the CPV nomenclature will apply.

				work platfo erect: of chim and indus oven: This class excludes: — rentin of scaffo witho erect: and disma see 71.32	orms, ion neys strial s. ng olds out ion antling,
	45.3		Building installation		45300000
a In the event of		45.31	Installation of electrical wiring and fittings	 syste electric heating syste reside anten and aeria fire alarm alarm syste 	g gs, ommunications ms, dical ng ms, ential nas ls, ar n ms,

				lifts and escala lightr condu etc.	
	45.32	Insulation work activities		instal in build or other const projec of therm sound or vibrat insula	ruction ets al, tion ation. proofing,
	45.33	Plumbing	This class includes: —	instal in build: or other const projec of: plum and sanita equip gas fitting heatin ventil	ruction cts ping ury ment, gs, ng, ation, eration

			equipment and ducts, — sprinkler systems. This class excludes: — installation of electrical heating systems, see 45.31.
	45.34	Other building installation	This class 4523411: includes: 4531600 of install#53#000 of illumination and signalling systems for roads, railways, airports and harbours, installation in buildings or other construction projects of fittings and fixtures n.e.c.
45.4		Building completion	4540000
	45.41	Plastering	This class 4541000 includes: — application in buildings or

	1	1	I	a 1
				other
				construction
				projects
				of
				interior
				and
				exterior
				plaster
				or
				stucco,
				including
				related
				lathing
				materials.
	45.42	Joinery	This clas	s 45420000
		installation	includes	
				installation
				of
				not
				self-
				manufactured
				doors,
				windows,
				door
				and
				window
				frames,
				fitted
				kitchens,
				staircases,
				shop
				fittings
				and
				the
				like,
				of
				wood
				or
				other
				materials,
			<u> </u>	interior
				completion
				such
				as
				ceilings,
				wooden
				wall
				coverings,
				movable

				This clas excludes —	
		45.43	Floor and wall covering	This clas includes:	
					ceramic, concrete or cut stone wall or floor tiles, parquet and other wood
• In the event of a	ny difference of inte	rpretation between the	e CPV and the NACE	, the CPV nor	floor coverings carpets and linoleum floor coverings, menclature will apply.

			_	or plastic, terrazzo, marble, granite or slate floor or wall coverings, wallpaper.
	45.44	Painting and glazing	This class includes: — — This class excludes: —	interior and exterior painting of buildings, painting of civil engineering structures, installation of glass, mirrors, etc. s
	45.45	Other building completion	This class includes: —	

			cl sa b au si au fc b e cu au fi w m This class excludes: — ir cl o b au st se	uilding kteriors, ther uilding ompletion nd nishing ork .e.c. tterior leaning
45.5		Renting of construction or demolition equipment with operator		45500000
	45.50	Renting of construction or demolition equipment with operator	o cu o d m an eu w o se	onstruction

ANNEX II

ACTIVITIES EXERCISED BY CONTRACTING ENTITIES AS REFERRED TO IN ARTICLE 7

The provisions of this Directive governing concessions awarded by contracting entities shall apply to the following activities:

- 1. As far as gas and heat are concerned:
 - (a) the provision or operation of fixed networks intended to provide a service to the public in connection with the production, transport or distribution of gas or heat;
 - (b) the supply of gas or heat to such fixed networks.

The supply by a contracting entity referred to in points (b) and (c) of Article 7(1) of gas or heat to fixed networks which provide a service to the public shall not be considered to be a relevant activity within the meaning of paragraph 1 where all of the following conditions are met:

- (i) the production of gas or heat by that contracting entity is the unavoidable consequence of carrying out an activity other than those referred to in this paragraph or in paragraphs 2 and 3 of this Annex;
- (ii) the supply to the public network is aimed only at the economic exploitation of such production and amounts to not more than 20 % of that contracting entity's turnover on the basis of the average for the preceding three years, including the current year.

For the purposes of this Directive, 'supply' includes the generation/production, wholesale and retail sale of gas. However, production of gas in the form of extraction falls within the scope of paragraph 4 of this Annex.

- 2. As far as electricity is concerned:
 - (a) the provision or operation of fixed networks intended to provide a service to the public in connection with the production, transport or distribution of electricity;
 - (b) the supply of electricity to such fixed networks.

For the purposes of this Directive, supply of electricity includes generation/ production, wholesale and retail sale of electricity.

The supply by a contracting entity referred to in points (b) and (c) of Article 7(1) of electricity to networks which provide a service to the public shall not be considered to be a relevant activity within the meaning of paragraph 1 where all of the following conditions are met:

- (a) the production of electricity by that contracting entity takes place because its consumption is necessary for carrying out an activity other than those referred to in this paragraph or in paragraphs 1 and 3 of this Annex;
- (b) supply to the public network depends only on that contracting entity's own consumption and has not exceeded 30 % of that contracting entity's total production of energy, on the basis of the average for the preceding three years, including the current year.

3. Activities relating to the provision or operation of networks providing a service to the public in the field of transport by railway, automated systems, tramway, trolley bus, bus or cable.

As regards transport services, a network shall be considered to exist where the service is provided under operating conditions laid down by a competent authority of a Member State, such as conditions on the routes to be served, the capacity to be made available or the frequency of the service.

- 4. Activities relating to the exploitation of a geographical area for the purpose of the provision of airports and maritime or inland ports or other terminal facilities to carriers by air, sea or inland waterway.
- 5. Activities relating to the provision of:
 - (a) postal services;
 - (b) other services than postal services, on condition that such services are provided by an entity which also provides postal services within the meaning of point (ii) of the second subparagraph of this paragraph and provided that the conditions set out in Article 34(1) of Directive 2014/25/EU are not satisfied in respect of the services falling within point (ii) of the second subparagraph.

For the purpose of this Directive and without prejudice to Directive 97/67/EC:

- (i) 'postal item' means an item addressed in the final form in which it is to be carried, irrespective of weight. In addition to items of correspondence, such items also include for instance books, catalogues, newspapers, periodicals and postal packages containing merchandise with or without commercial value, irrespective of weight;
- (ii) 'postal services': means services consisting of the clearance, sorting, routing and delivery of postal items. This shall include both services falling within as well as services falling outside the scope of the universal service set up in conformity with Directive 97/67/EC;
- (iii) 'other services than postal services': means services provided in the following areas:
 - mail service management services (services both preceding and subsequent to despatch, including 'mailroom management services'),
 - services concerning postal items not included in point (a), such as direct mail bearing no address.
- 6. Activities relating to the exploitation of a geographical area for the purpose of:
 - (a) extracting oil or gas;
 - (b) exploring for, or extracting, coal or other solid fuels.

ANNEX III

LIST OF LEGAL ACTS OF THE UNION REFERRED TO IN POINT (B) OF ARTICLE 7(2)

Rights which have been granted by means of a procedure in which adequate publicity has been ensured and where the granting of those rights was based on objective criteria shall not constitute 'special or exclusive rights' within the meaning of this Directive. The following lists procedures, ensuring adequate prior transparency, for granting authorisations on the basis of other legislative acts of the Union which do not constitute 'special or exclusive rights' within the meaning of this Directive:

- (a) Granting authorisation to operate natural gas installations in accordance with the procedures laid down in Article 4 of Directive 2009/73/EC;
- (b) Authorisation or an invitation to tender for the construction of new electricity production installations in accordance with Directive 2009/72/EC;
- (c) The granting in accordance with the procedures laid down in Article 9 of Directive 97/67/EC of authorisations in relation to a postal service which is not or shall not be reserved;
- (d) A procedure for granting an authorisation to carry on an activity involving the exploitation of hydrocarbons in accordance with Directive 94/22/EC;
- (e) Public service contracts within the meaning of Regulation (EC) No 1370/2007 for the provision of public passenger transport services by bus, tramway, rail or metro, which have been awarded on the basis of a competitive tendering procedure in accordance with its Article 5(3), provided that its length is in conformity with Article 4(3) or (4) of that Regulation.

ANNEX IV

SERVICES REFERRED TO IN ARTICLE 19

Description	CPV Code
79611000-0; 75200000-8; 75231200-6;	Health, social and related services
75231240-8; 79622000-0 [Supply services	
of domestic help personnel]; 79624000-4	
[Supply services of nursing personnel] and	
79625000-1 [Supply services of medical	
personnel] from 85000000-9 to 85323000-9;	
85143000-3,	
98133100-5, 98133000-4 and 98200000-5	
and 98500000-8 [Private households	
with employed persons] and 98513000-2	
to 98514000-9 [Manpower services for	
households, Agency staff services for	
households, Clerical staff services for	
a These convices are not envered by the present Directive wi	

a These services are not covered by the present Directive where they are organised as non-economic services of general interest. Member States are free to organise the provision of compulsory social services or of other services as services of general interest or as non-economic services of general interest.

households, Temporary staff for households, Home-help services and Domestic services],	
85321000-5 and 85322000-2, 75000000-6 [Administration, defence and social security services], 75121000-0, 75122000-7, 75124000-1; from 79995000-5 to 79995200-7; from 80000000-4 Education and training services to 80660000-8; from 92000000-1 to 92342200-2; from 92360000-2 to 92700000-8; 79950000-8 [Exhibition, fair and congress organisation services], 79951000-5 [Seminar organisation services], 79952000-2 [Event services], 79952100-3 [Cultural event organisation services], 79953000-9 [Festival organisation services], 79954000-6 [Party organisation services], 79955000-3[Fashion shows organisation services], 79956000-0 [Fair and exhibition organisation services]	Administrative, social, educational, healthcare and cultural services
75300000-9	Compulsory social security services ^a
75310000-2, 75311000-9, 75312000-6, 75313000-3, 75313100-4, 75314000-0, 75320000-5, 75330000-8, 75340000-1	Benefit services
98000000-3; 98120000-0; 98132000-7; 98133110-8 and 98130000-3	Other community, social and personal services including services furnished by trade unions, political organisations, youth associations and other membership organisation services.
98131000-0	Religious services
55100000-1 to 55410000-7; 55521000-8 to 55521200-0 [55521000-8 Catering services for private households, 55521100-9 Meals-on-wheels services, 55521200-0 Meal delivery service]. 55520000-1 Catering services, 55522000-5 Catering services for transport enterprises, 55523000-2 Catering services for other enterprises or other institutions, 55524000-9 School catering services 55510000-8 Canteen services, 55511000-5 Canteen and other restricted-clientele cafeteria services, 55512000-2 Canteen management services, 55523100-3 School- meal services	Hotel and restaurant services

a These services are not covered by the present Directive where they are organised as non-economic services of general interest. Member States are free to organise the provision of compulsory social services or of other services as services of general interest or as non-economic services of general interest.

79100000-5 to 79140000-7; 75231100-5; Legal services, to the extent not excluded pursuant to Article 10(8)(d)75100000-7 to 75120000-3; 75123000-4; Other administrative services and 75125000-8 to 75131000-3 government services 7520000-8 to 75231000-4 Provision of services to the community 75231210-9 to 75231230-5; 75240000-0 to Prison related services, public security and 75252000-7; 794300000-7; 98113100-9 rescue services, to the extent not excluded pursuant to point (g) of Article 10(8) 79700000-1 to 79721000-4 [Investigation Investigation and security services and security services, Security services, Alarm-monitoring services, Guard services, Surveillance services, Tracing system services, Absconder-tracing services, Patrol services, Identification badge release services, Investigation services and Detective agency services] 79722000-1[Graphology services], 79723000-8 [Waste analysis services] **Postal Services** 64000000-6 [Postal and telecommunications services], 64100000-7 [Post and courier services], 64110000-0 [Postal services], 64111000-7 [Postal services related to newspapers and periodicals], 64112000-4 [Postal services related to letters], 64113000-1 [Postal services related to parcels], 64114000-8 [Post office counter services], 64115000-5 [Mailbox rental], 64116000-2 [Post-restante services], 64122000-7 [Internal office mail and messenger services] 50116510-9 [Tyre-remoulding services], Miscellaneous services 71550000-8 [Blacksmith services] 98900000-2 [Services provided by extra-International services territorial organisations and bodies] and 98910000-5 [Services specific to international organisations and bodies]

a These services are not covered by the present Directive where they are organised as non-economic services of general interest. Member States are free to organise the provision of compulsory social services or of other services as services of general interest or as non-economic services of general interest.

ANNEX V

INFORMATION TO BE INCLUDED IN CONCESSION NOTICES REFERRED TO IN ARTICLE 31

1. Name, identification number (where provided for in national legislation), address, including NUTS code, telephone, fax number, e-mail and internet address of the

contracting authority or entity and, where different, of the service from which additional information may be obtained.

- 2. Type of contracting authority or entity and main activity exercised.
- 3. If the applications are to contain tenders, e-mail or internet address at which the concession documents will be available for unrestricted and full direct access, free of charge. Where unrestricted and full direct access, free of charge, is not available in the cases referred to in Article 34(2) an indication of how the procurement documents can be accessed.
- 4. Description of the concession: nature and extent of works, nature and extent of services, order of magnitude or indicative value and, where possible, duration of the contract. Where the concession is divided into lots, this information shall be provided for each lot. Where appropriate, description of any options.
- 5. CPV codes. Where the concession is divided into lots, this information shall be provided for each lot.
- 6. NUTS code for the main location of works in case of works concessions or NUTS code for the main place of performance service concessions; where the concession is divided into lots, this information shall be provided for each lot.
- 7. Conditions for participation, including:
- (a) where appropriate, indication whether the concession is restricted to sheltered workshops, or whether its execution is restricted to the framework of protected job programmes;
- (b) where appropriate, indication whether the provision of the service is reserved by law, regulation or administrative provision to a particular profession; reference to the relevant law, regulation or administrative provision;
- (c) a list and brief description of selection criteria where applicable; minimum level(s) of standards possibly required; indication of required information (self-declarations, documentation).
- 8. Time limit for the submission of applications or receipt of tenders.
- 9. Criteria which will be applied in the award of the concession where they do not appear in other concession documents.
- 10. Date of dispatch of the notice.
- 11. Name and address of the body responsible for appeal and, where appropriate, mediation procedures. Precise information concerning the deadline for lodging appeals or, if need be, the name, address, telephone number, fax number and e-mail address of the service from which this information may be obtained.
- 12. Where appropriate, particular conditions to which performance of the concession is subject.
- 13. Address where applications or tenders shall be transmitted.
- 14. Where appropriate, indication of requirements and conditions related to the use of electronic means of communication.

- 15. Information as to whether the concession is related to a project and/or programme financed by Union funds.
- 16. For works concessions, indication as to whether the concession is covered by the GPA.

ANNEX VI

INFORMATION TO BE INCLUDED IN PRIOR INFORMATION NOTICES CONCERNING CONCESSIONS FOR SOCIAL AND OTHER SPECIFIC SERVICES, AS REFERRED TO IN ARTICLE 31(3)

- 1. Name, identification number (where provided for in national legislation), address including NUTS code, telephone, fax number, e-mail and internet address of the contracting authority or contracting entity and, where different, of the service from which additional information may be obtained.
- 2. Where appropriate, e-mail or internet address at which the specifications and any supporting documents will be available.
- 3. Type of contracting authority or contracting entity and main activity exercised.
- 4. CPV codes; where the contract is divided into lots, this information shall be provided for each lot.
- 5. NUTS code for the main place of delivery or performance of service concessions.
- 6. Description of the services, indicative order of magnitude or value.
- 7. Conditions for participation.
- 8. Where applicable, time limit(s) for contacting the contracting authority or contracting entity in view of participation.
- 9. Where applicable, brief description of the main features of the award procedure to be applied.
- 10. Any other relevant information.

ANNEX VII

INFORMATION TO BE INCLUDED IN CONCESSION AWARD NOTICES, AS REFERRED TO IN ARTICLE 32

- 1. Name, identification number (where provided for in national legislation), address including NUTS code and, where appropriate, telephone, fax number, e-mail and internet address of the contracting authority or entity and, where different, of the service from which additional information may be obtained.
- 2. Type of contracting authority or entity and main activity exercised.
- 3. CPV codes.

- 4. NUTS code for the main location of works in case of works concessions or NUTS code for the main place of performance in case of service concessions;
- 5. Description of the concession: nature and extent of works, nature and extent of services, duration of the contract. Where the concession is divided into lots, this information shall be provided for each lot. Where appropriate, description of any options.
- 6. Description of award procedure used, in the case of award without prior publication, justification.
- 7. Criteria referred to in Article 41 which were used for award of the concession or concessions.
- 8. Date of concession award decision or decisions.
- 9. Number of tenders received with respect of each award, including:
- (a) number of tenders received from economic operators which are small and medium enterprises;
- (b) number of tenders received from abroad;
- (c) number of tenders received electronically.
- 10. For each award, name, address including NUTS code and, where applicable, telephone, fax number, e-mail address and internet address of the successful tenderer(s) including:
- (a) information whether the successful tenderer is small and medium enterprise;
- (b) information whether the concession was awarded to a consortium.
- 11. Value and main financial terms of the awarded concession, including:
- (a) fees prices and fines if any;
- (b) prizes and payments if any;
- (c) any other details relevant to the value of the concession as laid down in Article 8(3).
- 12. Information whether the concession is related to a project and/or programme financed by Union funds.
- 13. Name and address of the body responsible for review and, where appropriate, mediation procedures. Precise information concerning the deadline for review procedures, or if need be, the name, address, telephone number, fax number and e-mail address of the service from which this information may be obtained.
- 14. Date(s) and reference(s) of previous publications in the *Official Journal of the European Union* relevant to the concession(s) advertised in this notice.
- 15. Date of dispatch of the notice.
- 16. Method used to calculate the estimated value of the concession, if not specified in other concession documents in accordance with Article 8.
- 17. Any other relevant information.

ANNEX VIII

INFORMATION TO BE INCLUDED IN CONCESSION AWARD NOTICES CONCERNING CONCESSIONS FOR SOCIAL AND OTHER SPECIFIC SERVICES, AS REFERRED TO IN ARTICLE 32

- 1. Name, identification number (where provided for in national legislation), address including NUTS code, where applicable, telephone, fax number, e-mail and internet address of the contracting authority or entity and, where different, of the service from which additional information may be obtained.
- 2. Type of contracting authority or entity and main activity exercised.
- 3. CPV codes; where the contract is divided into lots, this information shall be provided for each lot.
- 4. Summary indication of the subject of the concession.
- 5. Number of tenders received.
- 6. Value of the successful tender, including fees and prices.
- 7. Name and address including NUTS code, telephone, fax number, e-mail address and internet address of the successful economic operator(s).
- 8. Any other relevant information.

ANNEX IX

FEATURES CONCERNING PUBLICATION

1. Publication of notices

The notices referred to in Articles 31 and 32 shall be sent by the contracting authorities or contracting entities to the Publications Office of the European Union and published in accordance with the following rules:

Notices referred to in Articles 31 and 32 shall be published by the Publications Office of the European Union

The Publications Office of the European Union shall give the contracting authority or entity the confirmation referred to in Article 33(2).

2. Format and procedures for sending notices electronically

The format and procedure for sending notices electronically as established by the Commission are made accessible at the internet address 'http://simap.europa.eu'

ANNEX X

LIST OF INTERNATIONAL SOCIAL AND ENVIRONMENTAL CONVENTIONS REFERRED TO IN ARTICLE 30(3)

ILO Convention 87 on Freedom of Association and the Protection of the Right to Organise;

ILO Convention 98 on the Right to Organise and Collective Bargaining;

ILO Convention 29 on Forced Labour;

ILO Convention 105 on the Abolition of Forced Labour;

ILO Convention 138 on Minimum Age;

ILO Convention 111 on Discrimination (Employment and Occupation);

ILO Convention 100 on Equal Remuneration;

ILO Convention 182 on Worst Forms of Child Labour;

Vienna Convention for the protection of the Ozone Layer and its Montreal Protocol on substances that deplete the Ozone Layer;

Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and their Disposal (Basel Convention);

Stockholm Convention on Persistent Organic Pollutants (Stockholm POPs Convention);

Convention on the Prior Informed Consent Procedure for Certain Hazardous Chemicals and Pesticides in International Trade (UNEP/FAO) (PIC Convention) and its 3 regional Protocols.

ANNEX XI

INFORMATION TO BE INCLUDED IN NOTICES OF MODIFICATIONS OF A CONCESSION DURING ITS TERM ACCORDING TO ARTICLE 43

- 1. Name, identification number (where provided for in national legislation), address including NUTS code, telephone, fax number, e-mail and internet address of the contracting authority or entity and, where different, of the service from which additional information may be obtained.
- 2. CPV codes.
- 3. NUTS code for the main location of works in case of works concessions or NUTS code for the main place of performance in service concessions.
- 4. Description of the concession before and after the modification: nature and extent of the works, nature and extent of services.
- 5. Where applicable, modification of value of the concession, including increase in prices or fees caused by the modification.
- 6. Description of the circumstances which have rendered necessary the modification.
- 7. Date of concession award decision.
- 8. Where applicable, the name, address including NUTS code telephone, fax number, email address and internet address of the new economic operator or operators.

9. Information whether the concession is related to a project and/or programme financed by Union funds.

- 10. Name and address of the body responsible for review and, where appropriate, mediation procedures. Precise information concerning the deadline for review procedures, or if need be, the name, address, telephone number, fax number and e-mail address of the service from which this information may be obtained.
- 11. Date(s) and reference(s) of previous publications in the *Official Journal of the European Union* relevant to the contract(s) concerned by this notice.
- 12. Date of dispatch of the notice.
- 13. Any other relevant information.