

## Contracting Authority's Written Report on Public Contract

pursuant to Sec. 217 of Act No. 134/2016 Coll., the Public Procurement Act, as amended (the "PPA")

### 1. Contracting Authority

Name:	Ústav jaderné fyziky AV ČR, v. v. i.
ID No.:	61389005
Seat:	Husinec – Řež, čp. 130, 250 68 Řež
Person authorised to act on behalf of the contracting authority:	Ing. Ondřej Svoboda, Ph.D., director
Attorney:	HOLEC, ZUSKA & PARTNEŘI advokátní s.r.o., Anděl Park, Radlická 3201/14, 150 00 Praha 5

(hereinafter the "Contracting Authority")

### 2. Public Contract name:

Name of the Public Contract:	Photomultipliers for ECAL@HADES - FAIR III
Number of the Public Contract:	Z2024-016382

(hereinafter the "Public Contract")

### 3. Subject Matter of Public Contract

The scope of the Public Contract concerns delivery of the photomultipliers for ECAL detector. Each photomultiplier shall include a socket. The photomultipliers shall fully comply with the requirements and specification stipulated by the Contracting Authority. The supply of photomultipliers shall also include potential additional works and/or deliveries, and a free licence to use the supply for the needs of the Project, including its follow-up phases.

The detail description of the subject matter of this Public Contract is provided in the Technical Specification attached to the binding draft of Contract which is attached as Annex No. 1 to the Tender Documentation. Further details are defined in the Tender Documentation.

#### Classification of the Subject Matter:

Valves and tubes	31711400-7
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#### **4. Contractual price**

The contractual price is **EUR 105 466** excluding VAT.

#### **5. Legal form**

Public procurement procedure for a Public Contract for supplies in above-the-limit regime to be contracted in open proceedings.

#### **6. List of suppliers participating in the procedure and their bid prices**

Supplier: **Hamamatsu Photonics Deutschland GmbH**, ID No.: HRB79474, seating at Arzberger str. 10., D-82211 Herrsching, Germany, with its bid price **EUR 105 466** excluding VAT.

#### **7. List of suppliers excluded from participating in the procedure**

None of the Suppliers has been excluded from participation in the procedure for the Public Contract.

#### **8. Contract conclusion**

The Contract was concluded with the following supplier: **Hamamatsu Photonics Deutschland GmbH**, ID No.: HRB79474, seating at Arzberger str. 10., D-82211 Herrsching, Germany.

Reasoning: Within the above-mentioned procurement procedure, a single bid was submitted by the above-mentioned supplier. According to Sec. 122 (2) PPA, evaluation was not conducted since only one bid would be evaluated. The supplier, who submitted the bid, met all the conditions for participation in the said procedure. With regard to the aforementioned and in accordance with Sec. 122 (2) PPA as well as in accordance with the recommendation of the Evaluation Committee, the Contracting Authority has decided to select the supplier for the Public Contract.

#### **9. Sub-suppliers**

The Contracting Authority is not aware of any subcontractors who could participate with the Supplier in the performance of the subject matter of the Public Contract.

#### **10. Reasoning for not dividing Public Contract into parts**

This Public Contract is not divided into individual parts. The reason for this Public Contract not being divided into parts is the fact that the subject of the Public Contract represents a homogenous whole lacking any classification by individual domains. Splitting the Public Contract would cause incompatibility of individual photomultipliers, which must work well together and thus be of the same type within the same set. It would also create difficulties in determining which supplier is responsible for the malfunction of the whole set and in claiming the right from defects. Therefore, the Contracting Authority anticipates that the complete subject matter of the Public Contract will be executed fully by one single Supplier meeting the terms and conditions hereof.

In Prague, on November 18<sup>th</sup>, 2024

JUDr. Jan Dudák, advokát  
HOLEC, ZUSKA & PARTNEŘI advokátní s.r.o.  
On behalf of:  
**Ústav jaderné fyziky AV ČR, v. v. i.**