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EANS-Adhoc: Kapsch TrafficCom AG / Intention to commission Kapsch TrafficCom with a contract for the stationary enforcement of the German passenger car toll.

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Government Contracts/Contracts
10.10.2018

Vienna - Kapsch TrafficCom has taken part in the tender "planning, development, implementation, operation and maintenance of the automated ISA enforcement system (automatic enforcement)" for the enforcement of the German infrastructure charge (passenger car toll). The responsible contracting authority has informed Kapsch TrafficCom of its intention to award the contract to MTS Maut & Telematik Services GmbH, a 100% subsidiary of Kapsch TrafficCom AG.

According to the regular time frames of German procurement law for the required notification of the losing bidders, the award is not possible before October 22, 2018. In addition, should the losing bidders make use of their legal protection rights which would cause a prohibition of the award, the outcome of the legal proceedings under public procurement law would need to be further waited for.

The contract has a base term of twelve years starting with the first collection of the infrastructure charge. The Federal Republic of Germany can extend the contract once for three years or three times by one year (hence, up to a total term of 15 years). Furthermore the Federal Republic of Germany has the option on additional deliverables. Depending on the extent of additional deliverables to be supplied, the order volume can be in the range of (for the total term) less than EUR 100 million up to EUR 120 million.

While legal ownership on the toll enforcement equipment is transferred to the Federal Republic of Germany at the time of installation, commercial ownership remains with Kapsch TrafficCom Group until the end of the contract. The enforcement of toll infringements is not within the scope of the contract and will be performed by the responsible German authorities or separately commissioned third parties.

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