

ANNEX A

CENTRAL GOVERNMENT AUTHORITIES¹

- Auswärtiges Amt
- Bundeskanzleramt
- Bundesministerium für Arbeit und Soziales
- Bundesministerium für Bildung und Forschung
- Bundesministerium für Ernährung, Landwirtschaft und Verbraucherschutz
- Bundesministerium der Finanzen
- Bundesministerium des Innern (only civil goods)
- Bundesministerium für Gesundheit
- Bundesministerium für Familie, Senioren, Frauen und Jugend
- Bundesministerium der Justiz
- Bundesministerium für Verkehr, Bau und Stadtentwicklung
- Bundesministerium für Wirtschaft und Technologie
- Bundesministerium für wirtschaftliche Zusammenarbeit und Entwicklung
- Bundesministerium der Verteidigung (no military goods)
- Bundesministerium für Umwelt, Naturschutz und Reaktorsicherheit

ANNEX B

LIST OF BODIES AND CATEGORIES OF BODIES GOVERNED BY PUBLIC LAW AS REFERRED TO IN THE SECOND SUBPARAGRAPH OF ARTICLE 1(9) OF DIRECTIVE 2004/18/EC

Categories

Legal persons governed by public law

Authorities, establishments and foundations governed by public law and created by Federal, State or local authorities particularly in the following fields:

- (1) Authorities

¹ For the purposes of this Directive ‘central government authorities’ means the authorities that are listed by way of indication in this Annex and, insofar as corrections or amendments have been made at national level, their successor entities.

- Wissenschaftliche Hochschulen und verfasste Studentenschaften — (universities and established student bodies),
- berufsständige Vereinigungen (Rechtsanwalts-, Notar-, Steuerberater-, Wirtschaftsprüfer-, Architekten-, Ärzte- und Apothekerkammern) — [professional associations representing lawyers, notaries, tax consultants, accountants, architects, medical practitioners and pharmacists],
- Wirtschaftsvereinigungen (Landwirtschafts-, Handwerks-, Industrie- und Handelskammern, Handwerksinnungen, Handwerkerschaften) — [business and trade associations: agricultural and craft associations, chambers of industry and commerce, craftsmen's guilds, tradesmen's associations],
- Sozialversicherungen (Krankenkassen, Unfall- und Rentenversicherungsträger)— [social security institutions: health, accident and pension insurance funds],
- kassenärztliche Vereinigungen — (associations of panel doctors),
- Genossenschaften und Verbände — (cooperatives and other associations).

(2) Establishments and foundations

Non-industrial and non-commercial establishments subject to State control and operating in the general interest, particularly in the following fields:

- Rechtsfähige Bundesanstalten — (Federal institutions having legal capacity),
- Versorgungsanstalten und Studentenwerke — (pension organisations and students' unions),
- Kultur-, Wohlfahrts- und Hilfsstiftungen — (cultural, welfare and relief foundations).

Legal persons governed by private law

Non-industrial and non-commercial establishments subject to State control and operating in the general interest, including kommunale Versorgungsunternehmen (municipal utilities),:

- Gesundheitswesen (Krankenhäuser, Kurmittelbetriebe, medizinische Forschungseinrichtungen, Untersuchungs- und Tierkörperbeseitigungsanstalten)— [health: hospitals, health resort establishments, medical research institutes, testing and carcass-disposal establishments],
- Kultur (öffentliche Bühnen, Orchester, Museen, Bibliotheken, Archive, zoologische und botanische Gärten) — [culture: public theatres, orchestras, museums, libraries, archives, zoological and botanical gardens],
- Soziales (Kindergärten, Kindertagesheime, Erholungseinrichtungen, Kinder- und Jugendheime, Freizeiteinrichtungen, Gemeinschafts- und Bürgerhäuser, Frauenhäuser, Altersheime, Obdachlosenunterkünfte) — [social welfare: nursery schools, children's playschools, rest-homes, children's homes, hostels for young people, leisure centres, community and civic centres, homes for battered wives, old people's homes, accommodation for the homeless],
- Sport (Schwimmbäder, Sportanlagen und -einrichtungen) — [sport: swimming baths, sports facilities],

- Sicherheit (Feuerwehren, Rettungsdienste) — [safety: fire brigades, other emergency services],
- Bildung (Umschulungs-, Aus-, Fort- und Weiterbildungseinrichtungen, Volksschulen) [education: training, further training and retraining establishments, adult evening classes],
- Wissenschaft, Forschung und Entwicklung (Großforschungseinrichtungen, wissenschaftliche Gesellschaften und Vereine, Wissenschaftsförderung) — [science, research and development: large-scale research institutes, scientific societies and associations, bodies promoting science],
- Entsorgung (Straßenreinigung, Abfall- und Abwasserbeseitigung) — [refuse and garbage disposal services: street cleaning, waste and sewage disposal],
- Bauwesen und Wohnungswirtschaft (Stadtplanung, Stadtentwicklung, Wohnungsunternehmen soweit im Allgemeininteresse tätig, Wohnraumvermittlung)— [building, civil engineering and housing: town planning, urban development, housing, enterprises (insofar as they operate in the general interest), housing agency services],
- Wirtschaft (Wirtschaftsförderungsgesellschaften) — (economy: organizations promoting economic development),
- Friedhofs- und Bestattungswesen — (cemeteries and burial services),
- Zusammenarbeit mit den Entwicklungsländern (Finanzierung, technische Zusammenarbeit, Entwicklungshilfe, Ausbildung) — [cooperation with developing countries: financing, technical cooperation, development aid, training].

ANNEX C

CONTRACTING ENTITIES IN THE SECTORS OF TRANSPORT OR DISTRIBUTION OF GAS OR HEAT

Local authorities, public law bodies or associations of public law bodies or State undertakings, supplying energy to other undertakings, operating an energy supply network or having power of disposal to an energy supply network by virtue of ownership pursuant to Article 3(18) of the Gesetz über die Elektrizitäts- und Gasversorgung (Energiewirtschaftsgesetz) of 24 April 1998, as last amended on 9 December 2006.

ANNEX D

CONTRACTING ENTITIES IN THE SECTORS OF PRODUCTION, TRANSPORT OR DISTRIBUTION OF ELECTRICITY

Local authorities, public law bodies or associations of public law bodies or State undertakings, supplying energy to other undertakings, operating an energy supply network or

having power of disposal to an energy supply network by virtue of ownership pursuant to Article 3(18) of the Gesetz über die Elektrizitäts- und Gasversorgung (Energiewirtschaftsgesetz) of 24 April 1998, as last amended on 9 December 2006.

ANNEX E

CONTRACTING ENTITIES IN THE SECTORS OF PRODUCTION, TRANSPORT OR DISTRIBUTION OF DRINKING WATER

- - Entities producing or distributing water pursuant to the Eigenbetriebsverordnungen or Eigenbetriebsgesetze of the Länder (public utility companies).
- - Entities producing or distributing water pursuant to the Gesetze über die kommunale Gemeinschaftsarbeit oder Zusammenarbeit of the Länder.
- - Entities producing water pursuant to the Gesetz über Wasser- und Bodenverbände of 12 February 1991, as last amended on 15 May 2002.
- - Publicly-owned companies producing or distributing water pursuant to the Kommunalgesetze, in particular the Gemeindeverordnungen of the Länder.
- - Undertakings set up pursuant to the Aktiengesetz of 6 September 1965, as last amended on 5 January 2007, or the GmbH-Gesetz of 20 April 1892, as last amended on 10 November 2006, or having the legal status of a Kommanditgesellschaft (limited partnership), producing or distributing water on the basis of a special contract with regional or local authorities.

ANNEX F

CONTRACTING ENTITIES IN THE FIELD OF RAIL SERVICES

- Deutsche Bahn AG.
- Other undertakings providing railway services to the public pursuant to Article 2(1) of the Allgemeines Eisenbahngesetz of 27 December 1993, as last amended on 26 February 2008.

ANNEX G

CONTRACTING ENTITIES IN THE FIELD OF URBAN RAILWAY, TRAMWAY, TROLLEYBUS OR BUS SERVICES

Undertakings providing, on the basis of an authorisation, short-distance transport services to the public pursuant to the Personenbeförderungsgesetz of 21 March 1961, as last amended on 31 October 2006.

ANNEX H

CONTRACTING ENTITIES IN THE POSTAL SERVICES SECTOR

ANNEX I

**CONTRACTING ENTITIES IN THE SECTORS OF EXPLORATION
FOR AND EXTRACTION OF OIL OR GAS**

- Undertakings pursuant to the Bundesberggesetz of 13 August 1980, as last amended on 9 December 2006.

ANNEX J

**CONTRACTING ENTITIES IN THE SECTORS OF EXPLORATION
FOR AND EXTRACTION OF COAL AND OTHER SOLID FUELS**

- Undertakings pursuant to the Bundesberggesetz of 13 August 1980, as last amended on 9 December 2006.

ANNEX K

**CONTRACTING ENTITIES IN THE FIELD OF MARITIME OR
INLAND PORT OR OTHER TERMINAL FACILITIES**

- Seaports owned totally or partially by territorial authorities (Länder, Kreise Gemeinden).
- Inland ports subject to the Hafenordnung pursuant to the Wassergesetze of the Länder

ANNEX L

**CONTRACTING ENTITIES IN THE FIELD OF AIRPORT
INSTALLATIONS**

- Airports as defined in Article 38(2)(1) of the Luftverkehrs-Zulassungs-Ordnung of 19 June 1964, as last amended on 5 January 2007.