

**Question for written answer E-000269/2016
to the Commission**
Rule 130
Sergio Gaetano Cofferati (S&D)

Subject: Answer relating to infringement procedure 2014/4011 concerning the assignment of construction and management contracts for the Civitavecchia - Livorno motorway

In the written question submitted on 11 February 2015, the Commission was asked for information relating to infringement procedure 2014/4011 concerning the assignment of construction and management contracts for the Civitavecchia — Livorno motorway. The Commission had mentioned a possible breach of Directive 2004/18/EC concerning public works contracts and concessions, on the grounds that the contract to build the section of motorway between Rosignano and Civitavecchia had been awarded without a prior call for tender in accordance with EU legislation.

The Commission answer of 28 April 2015 explained that a thorough examination was being carried out of the reasoned opinion and of further factual and legal elements submitted by the Italian authorities.

The single convention between Anas S.p.A. and SAT S.p.A. of 2010 has fallen short of expectations, with regard to its fundamental aspects (timing, resources, planning) and the Memorandum of Understanding of 13 May 2015 between the Ministry of Infrastructure, the Regions, the company Autostrade per l'Italia and SAT, the final plans approved for the section S. Pietro in Palazzi–Grosseto South have been withdrawn in order not to build the motorway in that area, as set out in Lot 7. Can the Commission therefore say:

- whether it has drawn up a final assessment of this case;
- what steps it has taken, or intends to take, to ensure that extensions of the concession do not entail any circumvention of EU public procurement rules;
- whether, in the light of the distortion mentioned above, it still considers the SAT Spa concession to be legitimate?