



Modification of a contract/concession during its term

Directive 2014/23/EU ●

I.1) Name and addresses

Official name: AUTOBAHNEN- UND SCHNELLSTRASSEN-FINANZIERUNGS-AKTIENGESELLSCHAFT			National registration number:
Postal address: z.H. ASFINAG Baumanagement GmbH, Modecenterstr. 16			
Town: Wien	NUTS code: AT	Postal code: 1030	Country: Austria
Contact person:			Telephone: +43 50108/14183
E-mail: wolfgang.eberhart@asfinag.at			Fax: +43 50108/14182
Internet address(es) Main address: (URL) www.asfinag.at Address of the buyer profile: (URL)			

II.1) Scope of the procurement

II.1.1) Title: A2, INSB+TU Grimmenstein - Aspang, Straßen-, Brücken- und Tunnelinstandsetzung		Reference number: 0
II.1.2) Main CPV-Code: 45233110 Supplementary CPV-Code: [] [] [] [] [] [] [] [] [] []		
II.1.3) Type of contract ☒ Works ☐ Supplies ☐ Services		

II.2.1) Title:	A2, INSB+TU Grimmenstein - Aspang, Straßen-, Brücken- und Tunnelinstandsetzung	Lot No:	
II.2.2) Additional CPV code(s)			
Additional CPV code: [] [] [] [] [] [] [] [] Supplementary CPV code: [] [] [] [] [] [] [] []			
II.2.3) Place of performance			
NUTS code: AT			
Main site or place of performance: Projektgebiet und Oeynhausen			
II.2.4) Description of the procurement at the time of conclusion of the contract: (nature and quantity of works, supplies or services)			
A2, INSB+TU Grimmenstein - Aspang, Straßen-, Brücken- und Tunnelinstandsetzung			
II.2.7) Duration of the contract, framework agreement, dynamic purchasing system or concession			
Duration in months[] or Duration in days: or Start: 03/04/2018 / End: 30/04/2022			
Directive 2014/24/EU – In the case of framework agreements, provide justification for any duration exceeding 4 years:			

II.2.13) Information about European Union funds

The procurement is related to a project and/or programme financed by European Union funds ☐ yes ☒ no

Identification of the project:

SECTION IV: PROCEDURE**IV.2) Administrative information****IV.2.1) Contract award notice concerning this contract**

Notice number in the OJ S: 2017/S 195–399686

SECTION V: AWARD OF CONTRACT/CONCESSION

Contract No: [301800668] **Lot No:** [] **Title:** A2, INSB+TU Grimmenstein - Aspang, Straßen-, Brücken- und Tunnelinstandsetzung

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract/concession award decision: 22/02/2018 (dd/mm/yyyy)

V.2.2) Information about tenders

The contract/concession has been awarded to a group of economic operators ☐ yes ☒ no

V.2.3) Name and address of the contractor/concessionaire

Official name: Porr Bau GmbH			National registration number:
Postal address: Josefsthaller Straße 69			
Town: Pfaffstätten	NUTS code: AT	Postal code: 2511	Country: Austria
E-mail:			Telephone:
Internet address:(URL)			Fax:
The contractor is an SME ☐ yes ☒ no			

V.2.4) Information on value of the contract/lot/concession (at the time of conclusion of the contract; excluding VAT)

Total value of the procurement: [29.860.341,06]

Currency: EUR

SECTION VI: COMPLEMENTARY INFORMATION**VI.3) Additional information**

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VI.4) Procedures for review

VI.4.1) Review body		
Official name: Bundesverwaltungsgericht		
Postal address: Erdbergstraße 192-196		
Town: Wien	Postal code: 1030	Country: Austria
E-mail: einlaufstelle@bvwg.gv.at	Telephone: +43 160149-0	
Internet-Address:(URL)	Fax:	
VI.4.2) Body responsible for mediation procedures		
Official name:		

Postal address:		
Town:	Postal code:	Country: Austria
E-mail:	Telephone:	
Internet-Address:(URL)	Fax:	
VI.4.3) Review procedure		
Precise information on deadline(s) for review procedures:		
VI.4.4) Service from which information about the review procedure may be obtained		
Official name: Bundesverwaltungsgericht		
Postal address: Erdbergstraße 192-196		
Town: Wien	Postal code: 1030	Country: Austria
E-mail: einlaufstelle@bvwg.gv.at	Telephone: +43 160149-0	
Internet-Address:(URL)	Fax:	

VI.5) Date of dispatch of this notice: (dd/mm/yyyy)30/10/2019

SECTION VII: MODIFICATIONS TO THE CONTRACT/CONCESSION

VII.1) Description of the procurement after the modifications

VII.1.1) Main CPV code: 45233110 Supplementary CPV code: [] [] [] [] [] [] [] []
VII.1.2) Additional CPV code(s): Additional CPV code: [] [] [] [] [] [] [] [] Supplementary CPV code: [] [] [] [] [] [] [] []
VII.1.3) Place of performance: NUTS code: AT Main site or place of performance: Projektgebiet und Oeynhausen
Description of the procurement: (nature and quantity of works, supplies or services) Aufgrund eines Unwetters am 11.05. bzw. 12.05.2019 sind die Rückhaltebecken, Geschiebesperren und Einlaufbauwerke im Projektgebiet mit Schwemmgut verklaut. Um die Funktionstüchtigkeit der Gewässerschutzanlagen wieder herzustellen und mögliche Folgeschäden durch erneute Starkregenereignisse abzuwenden, ist eine schnellstmögliche Räumung erforderlich.
VII.1.5) Duration of the contract, framework agreement, dynamic purchasing system or concession Duration in months[] or Duration in days: or Start: 03/04/2018 / End: 30/04/2022 Directive 2014/24/EU – In the case of framework agreements, provide justification for any duration exceeding 4 years:
VII.1.6) Information on value of the contract/lot/concession (excluding VAT) Total value of the contract/lot/concession: [266.189,37] Currency: [EUR]
The contract/concession has been awarded to a group of economic operators ☐ yes ☒ no
VII.1.7) Name and address of the contractor/concessionaire
Official name: Porr Bau GmbH
National registration number:
Postal address: Josefthaler Straße 69
Town: Pfaffstätten
NUTS code: AT
Postal code: 2511
Country: Austria
E-mail:
Telephone:
Internet address:(URL)
Fax:
The contractor is an SME ☐ yes ☒ no

VII.2) Information about modifications

VII.2.1) Description of the modifications

Nature and extent of the modifications (with indication of possible earlier changes to the contract): Aufgrund eines Unwetters am 11.05. bzw. 12.05.2019 sind die Rückhaltebecken, Geschiebesperren und Einlaufbauwerke im Projektgebiet mit Schwemmgut verklaust. Um die Funktionstüchtigkeit der Gewässerschutzanlagen wieder herzustellen und mögliche Folgeschäden durch erneute Starkregenereignisse abzuwenden ist eine schnellstmögliche Räumung erforderlich.

VII.2.2) Reasons for modification

- ☐ Need for additional works, services or supplies by the original contractor/concessionaire (Art. 43(1)(b) of Directive 2014/23/EU, Art. 72(1)(b) of Directive 2014/24/EU, Art. 89(1)(b) of Directive 2014/25/EU)
Description of the economic or technical reasons and the inconvenience or duplication of cost preventing a change of contractor:
- ☐ Need for modification brought about by circumstances which a diligent contracting authority/entity could not foresee (Art. 43(1)(c) of Directive 2014/23/EU, Art. 72(1)(c) of Directive 2014/24/EU, Art. 89(1)(c) of Directive 2014/25/EU)
Description of the circumstances which rendered the modification necessary and explanation of the unforeseen nature of these circumstances:

VII.2.3) Increase in price

Updated total contract value before the modifications (taking into account possible earlier contract modifications and price adaptations and, in the case of Directive 2014/23/EU, average inflation in the Member State concerned)

Value excluding VAT: [30.200.199,43] Currency: [EUR]

Total contract value after the modifications

Value excluding VAT: [30.466.388,80] Currency: [EUR]

It is the contracting authority's/contracting entity's responsibility to ensure compliance with European Union law and any applicable laws.