



Supplement to the Official Journal of the European Union

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MODIFICATION NOTICE

Modification of a contract/concession during its term

Directive 2014/24/EU

Directive 2014/25/EU

Directive 2009/81/EC

Regulation (EC) No 1370/2007

Directive 2014/23/EU

SECTION I: CONTRACTING AUTHORITY/ENTITY

I.1) Name and addresses

Official name: Autobahnen- und Schnellstraßen-Finanzierungs- Aktiengesellschaft			National registration number:
Postal address: ASFINAG Baumanagement GmbH, Modecenterstr.16			
Town: Wien	NUTS code: AT	Postal code: 1030	Country: Austria
Contact person:			Telephone: +43 50108-14450
E-mail: michaela.riener@asfinag.at			Fax: +43 50108-14102
Internet address(es) Main address: (URL) www.asfinag.at Address of the buyer profile: (URL)			

SECTION II: OBJECT

II.1) Scope of the procurement

II.1.1) Title: A7 Mühlkreis Autobahn, Bypassbrücken, Hauptbaumaßnahme	Reference number: 301704171/94.ÄÄ
II.1.2) Main CPV-Code: 45233110 Supplementary CPV-Code: [][][][][][][][]	
II.1.3) Type of contract <input checked="" type="radio"/> Works <input type="radio"/> Supplies <input type="radio"/> Services	

II.2) Description

II.2.1) Title: A7 Mühlkreis Autobahn, Bypassbrücken, Hauptbaumaßnahme	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: Linz und Ansfelden	
II.2.4) Description of the procurement at the time of conclusion of the contract: (nature and quantity of works, supplies or services) A7 Mühlkreis Autobahn, Bypassbrücken, Hauptbaumaßnahme	
II.2.7) Duration of the contract, framework agreement, dynamic purchasing system or concession Duration in months[] or Duration in days: or Start: 08/01/2018 / End: 31/12/2020 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 133–271419

SECTION V: AWARD OF CONTRACT/CONCESSION

Contract No: [301704171/94.ÄÄ] **Lot No:** [] **Title:** A7 Mühlkreis Autobahn, Bypassbrücken, Hauptbaumaßnahme

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract/concession award decision: 04/12/2017 (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: Swietelsky Baugesellschaft m.b.H.		National registration number:	
Postal address:			
Town: Wien	NUTS code: AT	Postal code:	Country: Austria
E-mail:		Telephone:	
Internet address:(URL)		Fax:	
The contractor is an SME <input type="radio"/> yes <input checked="" type="radio"/> no			
Official name: Bauunternehmung Granit GmbH		National registration number:	
Postal address:			
Town: Graz	NUTS code: AT	Postal code:	Country: AT
E-mail:		Telephone:	
Internet address:(URL)		Fax:	
The contractor is an SME <input type="radio"/> yes <input checked="" type="radio"/> no (SME – as defined in Commission Recommendation 2003/361/EC)			
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: [144.933.868,53]			
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)26/05/2020

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: Linz und Ansfelden
Description of the procurement: (nature and quantity of works, supplies or services) 94. Zusatzauftrag MKF 106 - Änderung Rüstung LZ35B, LZ36B, LZ36C
VII.1.5) Duration of the contract, framework agreement, dynamic purchasing system or concession Duration in months[] or Duration in days: or Start: 08/01/2018 / End: 31/12/2020 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: [81.653,48] Currency: [EUR]
The contract/concession has been awarded to a group of economic operators <input checked="" type="radio"/> yes <input type="radio"/> no
VII.1.7) Name and address of the contractor/concessionaire
Official name: Swietelsky Baugesellschaft m.b.H
National registration number:
Postal address:

Town: Wien	NUTS code: AT	Postal code:	Country: Austria
E-mail:		Telephone:	
Internet address:(URL)		Fax:	
The contractor is an SME <input type="radio"/> yes <input checked="" type="radio"/> no			
Official name: Bauunternehmung Granit GmbH		National registration number:	
Postal address:			
Town: Graz	NUTS code: AT	Postal code:	Country: AT
E-mail:		Telephone:	
Internet address:(URL)		Fax:	
The contractor is an SME <input type="radio"/> yes <input checked="" type="radio"/> no (SME – as defined in Commission Recommendation 2003/361/EC)			

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): Aus den Ausschreibungsunterlagen konnte davon ausgegangen werden, dass die E&M – und Fernwärmeeinbauten entlang der Rampe 5 im Straßenbankett verlaufen (Bereich Bauabschnitt 1 der Objekte), wodurch auch in den Bereichen des Bauabschnittes 2 der Objekte die Lastableitung der Flächenrüstung in den Untergrund möglich gewesen wäre. Aufgrund der beengten Platzverhältnisse durch Fundamente, die neue Kanalquerung mit Stützmauer und die Lage der Straßenentwässerung mussten die E&M- und FW – Leitungen im Zuge der Detailplanung in die Böschung der Rampe 5 verlegt werden. Dadurch kommen diese nun im Bauabschnitt 2 der Objekte LZ35B, LZ36B und LZ36C zu liegen. Die Verlegung und Inbetriebnahme dieser Leitungen erfolgten im Zuge der Bauarbeiten für die Rampe 5, welche vor Beginn des Bauabschnittes 2 der betroffenen Objekte in Betrieb gehen mussten. Für den 2. Bauabschnitt der Brückentragwerke ist somit eine Lastableitung über eine Flächenrüstung in den Untergrund nicht mehr möglich, wodurch eine Trägerrüstung für die Lehrgerüste in den Bereichen LZ35B (Achse 100 – 110), LZ36B (Achse 70 – 80) und LZ36C (Achse 70 – 80) erforderlich wurde.

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: [7.558,65] Currency: [EUR]

Total contract value after the modifications

Value excluding VAT: [81.653,48] Currency: [EUR]

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