



### **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) <a href="http://www.asfinag.at">www.asfinag.at</a> Address of the buyer profile: (URL)			

### **SECTION II: OBJECT**

#### **II.1) Scope of the procurement**

<b>II.1.1) Title:</b> A7 Mühlkreis Autobahn, Bypassbrücken, Hauptbaumaßnahme	<b>Reference number:</b> 301704171/123.ÄA
<b>II.1.2) Main CPV-Code:</b> 45233110 Supplementary CPV-Code: [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ]	
<b>II.1.3) Type of contract</b> <input checked="" type="radio"/> Works <input type="radio"/> Supplies <input type="radio"/> Services	

#### **II.2) Description**

<b>II.2.1) Title:</b> A7 Mühlkreis Autobahn, Bypassbrücken, Hauptbaumaßnahme	<b>Lot No:</b>
<b>II.2.2) Additional CPV code(s)</b> Additional CPV code: [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] Supplementary CPV code: [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ]	
<b>II.2.3) Place of performance</b> NUTS code: AT Main site or place of performance: Linz und Ansfelden	
<b>II.2.4) Description of the procurement at the time of conclusion of the contract:</b> (nature and quantity of works, supplies or services) A7 Mühlkreis Autobahn, Bypassbrücken, Hauptbaumaßnahme	
<b>II.2.7) Duration of the contract, framework agreement, dynamic purchasing system or concession</b> 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:** [301704171/123.ÄÄ] **Lot No:** [] **Title:**

**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: 1040	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: 8025	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)			
<b>V.2.4) Information on value of the contract/lot/concession (at the time of conclusion of the contract; excluding VAT)</b>			
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:	
<b>VI.4.2) Body responsible for mediation procedures</b>		
Official name:		
Postal address:		
Town:	Postal code:	Country: Austria
E-mail:	Telephone:	
Internet-Address:(URL)	Fax:	
<b>VI.4.3) Review procedure</b>		
Precise information on deadline(s) for review procedures:		
<b>VI.4.4) Service from which information about the review procedure may be obtained</b>		
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)**18/09/2020

## SECTION VII: MODIFICATIONS TO THE CONTRACT/CONCESSION

### VII.1) Description of the procurement after the modifications

<b>VII.1.1) Main CPV code:</b> 45233110 Supplementary CPV code: [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ]	
<b>VII.1.2) Additional CPV code(s):</b> Additional CPV code: [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] Supplementary CPV code: [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ]	
<b>VII.1.3) Place of performance:</b> NUTS code: AT Main site or place of performance: Linz und Ansfelden	
<b>Description of the procurement:</b> (nature and quantity of works, supplies or services) 123. ÄA zu MKF 154 „AN Baugrubensicherung ÜKW 5“	
<b>VII.1.5) Duration of the contract, framework agreement, dynamic purchasing system or concession</b> 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:	
<b>VII.1.6) Information on value of the contract/lot/concession (excluding VAT)</b> Total value of the contract/lot/concession: [20.200,04] Currency: [ EUR ]	
The contract/concession has been awarded to a group of economic operators <input checked="" type="radio"/> yes <input type="radio"/> no	
<b>VII.1.7) Name and address of the contractor/concessionaire</b>	
Official name: Swietelsky Baugesellschaft m.b.H	National registration number:
Postal address:	

Town: Wien	NUTS code: AT	Postal code: 1040	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: 8025	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): Laut Pos. HG00 OG00 00B301E wesentliche temporäre Sicherungsmaßnahmen sind sämtliche Baugrubensicherungsmaßnahmen gegen Verkehrsflächen detailliert auszuschreiben. In der HG03 OG24 010122 Z sind die Leistungen für die Ausführungsplanung von Schilderbrücken wie folgt beschrieben. Ausführungsplanung für das Gesamtsystem von Schilderbrücken (Überkopfwegweisern), Verkehrszeichenbrücken (VZB) und Kragarmkonstruktionen mit den zugehörigen Gründungs-, Befestigungselementen gemäß Ausschreibungsschemaplänen. Die Leistung beinhaltet: • die Abstimmungen der Ausführung mit dem AG • die statische Berechnung und Bemessung und Ausführungsplanung für die ÜKWW, VZB und Kragarme, für die Hinweistafeln in prüfbarer Form • die detaillierte statische Berechnung und Ausführungsplanung der Fundamente bzw. der Befestigung auf den Kunstbauten in prüfbarer Form • Planliche Darstellung und Ausarbeitung in Papier- und digitaler Form (inkl. Stahlführungs-, Werkstatt-, Schalungs-, Bewehrungspläne, etc.), • Vervielfältigung der Planunterlagen (3-fach in Papier, 1-fach digital) Die Pos. HG03 OG24 455001 Z Herstellen, Liefern und Montieren von Überkopfwegweiserbrücken beschreibt wie folgt: • Herstellen, Liefern und Montieren von Überkopfwegweiserbrücken (ÜKWW), Verkehrszeichenbrücken (VZB) und Kragarmkonstruktionen aus Stahl samt erforderlichen Fundamenten und / oder Befestigungen an bestehende Bauwerke inkl. Lieferung erforderlichenfalls nötiger Ankerkörbe, Befestigungsmittel, allenfalls Adaptierung der Fahrzeugrückhaltesysteme. • Lichte Durchfahrts Höhe (Unterkante Tafel): 5,50 m über dem zukünftigen höchsten Fahrbahn-punkt. Korrosionsschutz S19 • In den Ausschreibungsplänen sind die ÜKWW, VZB, Kragarme schematisch dargestellt, wobei die max. Spannweite und eine mögliche Fundierung / Befestigung an Tragwerken angedeutet sind.

### 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: [ 164.806.666,93 ] Currency: [ EUR ]

Total contract value after the modifications

Value excluding VAT: [ 164.826.866,97 ] Currency: [ EUR ]

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

applicable laws.