



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: zH ASFINAG Bau Management GmbH, Modecenterstr. 16					
Town: Wien		NUTS code: AT		Postal code: 1030	
Country: Austria					
Contact person:				Telephone: +43 50108/14184	
E-mail: alexander.harnisch@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: S31 Burgenland Schnellstraße, Sicherheitsausbau Mattersburg - Weppersdorf	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: S31 Burgenland Schnellstraße, Sicherheitsausbau Mattersburg - Weppersdorf	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 Wien	
II.2.4) Description of the procurement at the time of conclusion of the contract: (nature and quantity of works, supplies or services) S31 Burgenland Schnellstraße, Sicherheitsausbau Mattersburg - Weppersdorf	
II.2.7) Duration of the contract, framework agreement, dynamic purchasing system or concession Duration in months[] or Duration in days: or Start: 18/03/2019 / End: 09/02/2022 Directive 2014/24/EU – In the case of framework agreements, provide justification for any duration exceeding 4 years:	

Official name: Bundesverwaltungsgericht		
Postal address: Erdbergstraße 192-196		
Town: Wien	Postal code: 1030	Country: Austria
E-mail: einlaufstelle@bvwg.gv.at	Telephone: +43 1/60149	
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 1/60149	
Internet-Address:(URL)	Fax:	

VI.5) Date of dispatch of this notice: (dd/mm/yyyy)07/02/2020

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: Projektgebiet und Wien
Description of the procurement: (nature and quantity of works, supplies or services) Maßnahmen zur Verbesserung Unterbauplanum 1. Bauabschnitt: Als Maßnahme wurde eine Verbesserung des Unterbauplanums mittels Bodenstabilisierung im Baumischverfahren festgelegt. Ein großflächiger Bodenaustausch wurde als unwirtschaftlich ermittelt und würde zusätzlich eine erhebliche Bauzeitverlängerung mit sich bringen.
VII.1.5) Duration of the contract, framework agreement, dynamic purchasing system or concession Duration in months[] or Duration in days: or Start: 18/03/2019 / End: 09/02/2022 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: [60.427,40] 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: ARGE S31 SAB STRABAG AG, ZNL Markt St. Martin Porr Bau GmbH, Beton- und Ingenieurbau p.A. STRABAG AG			National registration number:
Postal address: Donau City-Straße 9			
Town: Wien	NUTS code: AT	Postal code: 1220	Country: Austria
E-mail:			Telephone:
Internet address:(URL)			Fax:
The contractor is an SME ☐ yes ☒ no			
Official name: ARGE S31 SAB STRABAG AG, ZNL Markt St. Martin Porr Bau GmbH, Beton- und Ingenieurbau p.A. STRABAG AG			National registration number:
Postal address: Donau City-Straße 9			
Town: Wien	NUTS code: AT	Postal code: 1220	Country: AT
E-mail:			Telephone:
Internet address:(URL)			Fax:
The contractor is an SME ☐ yes ☒ 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): Maßnahmen zur Verbesserung Unterbauplanum 1. Bauabschnitt: Als Maßnahme wurde eine Verbesserung des Unterbauplanums mittels Bodenstabilisierung im Baumischverfahren festgelegt. Ein großflächiger Bodenaustausch wurde als unwirtschaftlich ermittelt und würde zusätzlich eine erhebliche Bauzeitverlängerung mit sich bringen.

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: [80.922.460,50] Currency: [EUR]

Total contract value after the modifications

Value excluding VAT: [80.982.887,90] Currency: [EUR]

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