

# Supplement to the Official Journal of the European Union

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### MODIFICATION NOTICE

Modification of	of o	contract/	concoccion	during	ite	torm
Modification (	па	contract/	concession	auring	Its	term

Directive	2014/24/EU	•
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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		Country: Austria	
Contact person:			Telephone: +43 50108-14450
E-mail: nicole.dobretsberger@asfinag.at			Fax: +43 50108-14120
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: 90.ÄA		
II.1.2) Main CPV-Code: 45233110 Supplementary CPV-Code: [ ][ ][ ][ ][ ][ ][ ]			
II.1.3) Type of contract • Works Supplies 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 o yes o 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] 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 one 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 oyes ono 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 over 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 VI.4) Procedures for review VI.4.1) Review body Official name: Bundesverwaltungsgericht Postal address: Erdbergstraße 192-196

Town: Wien	Postal code:	Country: Austria	
E-mail:	Telephone:	Telephone:	
Internet-Address:(URL)	Fax:		
VI.4.2) Body responsible for mediation pro	ocedures		
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 p	procedures:		
VI.4.4) Service from which information ab	out the review procedure may	be obtained	
Official name: Bundesverwaltungsgericht			
Postal address: Erdbergstraße 192-196			
Town: Wien	Postal code:	Country: Austria	
E-mail:	Telephone:		
Internet-Address:(URL)	Fax:		
VII.1) Description of the procurement after VII.1.1) Main CPV code: 45233100 Supple		][][][]	
VII.1.2) Additional CPV code(s):			
Additional CPV code: [ ][ ].[ ][ ].[ ][ ].[ ][ ] St	ipplementary Cr v code. [ ][ ][ ]		
VII.1.3) Place of performance: NUTS code: AT			
Main site or place of performance: Linz und A	nsfelden		
<b>Description of the procurement:</b> (nature and Mengenmehrung wegschaffen Asphaltfräsgut n		services)	
VII.1.5) Duration of the contract, framework Duration in months[] or Duration in days: or Start: 08/01/2018 / End: 31/12/2020	ork agreement, dynamic purcl	hasing system or concession	
Directive 2014/24/EU – In the case of framew	ork agreements, provide justifica	tion for any duration exceeding 4 years:	
VII.1.6) Information on value of the contra Total value of the contract/lot/concession: [57 Currency: [ EUR ]		/AT)	
The contract/concession has been awarded to		• yes o no	
VII.1.7) Name and address of the contract Official name: Swietelsky Baugesellschaft m.b		National registration number:	
Postal address:		The second regional of the second region region of the second region region of the second region reg	
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Town: Wien	NUTS code: AT	Postal code:	Country: Austria	
E-mail:			Telephone:	
Internet address:(URL)			Fax:	
The contractor is an SME o yes o 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 ⊚ 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): Diese Mehrkostenforderung beinhaltet die zusätzlichen Kosten für das Wegschaffen/Entsorgen von schlackenhaltigem bituminösen Abtragsmaterial (Asphaltfräsgut) aufgrund von höheren Annahme- bzw. Entsorgungspreisen für Baurestmassen mit erhöhtem Chromgehalt.

#### 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 adaptions and, in the case of Directive 2014/23/EU, average inflation in the Member State concerned)

Value excluding VAT: [ 160.528.046,68 ] Currency: [ EUR ]

Total contract value after the modifications

Value excluding VAT: [ 161.104.518,68 ] Currency: [ EUR ]

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