



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: 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: 69.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: 45233100 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: 01/08/2018 / 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] 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		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:	Country: Austria
E-mail: einlaufstelle@bvwg.gv.at	Telephone:	
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:	Country: Austria
E-mail: einlaufstelle@bvwg.gv.at	Telephone:	
Internet-Address:(URL)	Fax:	

VI.5) Date of dispatch of this notice: (dd/mm/yyyy)14/10/2019

SECTION VII: MODIFICATIONS TO THE CONTRACT/CONCESSION

VII.1) Description of the procurement after the modifications

VII.1.1) Main CPV code: 45233100 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) Rampe 1 Linz Leitungsbau
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: [38.369,02] 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): Gemäß Ausschreibung bzw. Bauvertrag ist die Herstellung der Rampe 1, Seite Linz (endgültige Lage, siehe Beilage 1), in der Bauphase 2a+2b vorgesehen. Im Zuge einer gemeinsamen Begehung vor Ort mit dem AN und der OBA am 31.01.2019 wurde jedoch festgestellt, dass die Rampenentwässerung sowie die Kabelwege entlang der Rampe 1 teilweise mit der provisorischen Rampe 1 (Beilage 2) kollidieren. Ein Großteil der Schächte, Rohrrhaltungen, Kabelwege, Lichtmastfundamente usw. können solange die provisorische Rampe 1 in Betrieb ist nicht ausgeführt werden. Siehe hierzu auch das e-mail-Schreiben der ÖBA an den Planer vom 01.02.2019 (Beilage 3). Daraus resultierend konnten auch die Erdbau- und Asphaltierungsarbeiten nicht, wie ursprünglich geplant, in endgültiger Lage hergestellt werden und es sind folgende Leistungen zus. erforderlich: • Zeitgebundene Kosten Bauzeit PA • Vermessungsarbeiten • Zus. Einrichten für die Gewerke Entwässerung, Fräsarbeiten, Asphalttschneidarbeiten, Asphaltierungsarbeiten, Leistensteine und Bodenmarkierungen

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: [152.152.003,07] Currency: [EUR]

Total contract value after the modifications

Value excluding VAT: [152.190.372,09] Currency: [EUR]

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