



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 50108-14102 | |
| E-mail: michaela.riener@asfinag.at | | Fax: +43 50108-14020 | |
| Internet address(es) Main address: (URL) www.asfinag.at Address of the buyer profile: (URL) | | | |

SECTION II: OBJECT

II.1) Scope of the procurement

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|--------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------|
| II.1.1) Title: A7 Mühlkreis Autobahn, Bypassbrücken, Hauptbaumaßnahme | Reference number: 301704171/141.ÄA |
| 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

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| 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: [301704171/141.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

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| 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) | | | |
| 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

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| 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)11/12/2020

SECTION VII: MODIFICATIONS TO THE CONTRACT/CONCESSION

VII.1) Description of the procurement after the modifications

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| 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) 141. ÄA zu MKF 139 - STM 528 Ehrensteinweg Ankerungsarbeiten | |
| 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: [61.274,63] 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: 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): Die MKF beinhaltet die Mehrkosten für die Herstellung von 6 zusätzlichen Ankern inkl. Ankerbalken in den Bauabschnitten 1 und 2 sowie Kontrollvermessungen.

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: [166.113.711,46] Currency: [EUR]

Total contract value after the modifications

Value excluding VAT: [166.174.986,09] Currency: [EUR]

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