



### Modification of a contract/concession during its term

Directive 2014/23/EU ●

### I.1) Name and addresses

## II.1) Scope of the procurement

## II.2) Description

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**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 195–399686

**SECTION V: AWARD OF CONTRACT/CONCESSION**

**Contract No:** [301800668] **Lot No:** [] **Title:** A2, INSB+TU Grimmenstein - Aspang, Straßen-, Brücken- und Tunnelinstandsetzung

**V.2) Award of contract/concession**

**V.2.1) Date of conclusion of the contract/concession award decision:** 22/02/2018 (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: Porr Bau GmbH                                                           |               |                   | National registration number: |
| Postal address: Josefsthaller Straße 69                                                |               |                   |                               |
| Town: Pfaffstätten                                                                     | NUTS code: AT | Postal code: 2511 | Country: Austria              |
| E-mail:                                                                                |               |                   | Telephone:                    |
| Internet address:(URL)                                                                 |               |                   | Fax:                          |
| The contractor is an SME <input type="radio"/> yes <input checked="" type="radio"/> no |               |                   |                               |

**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: [29.860.341,06]

Currency: EUR

**SECTION VI: COMPLEMENTARY INFORMATION****VI.3) Additional information**

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**VI.4) Procedures for review**

|                                                          |                   |                         |
|----------------------------------------------------------|-------------------|-------------------------|
| <b>VI.4.1) Review body</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:                    |
| <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)**04/12/2019

## 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><br>Additional CPV code: [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ] Supplementary CPV code: [ ] [ ] [ ] [ ] [ ] [ ] [ ] [ ]                                                                                                                                                                                                                        |
| <b>VII.1.3) Place of performance:</b><br>NUTS code: AT<br>Main site or place of performance: Projektgebiet und Oeynhausen                                                                                                                                                                                                                                                      |
| <b>Description of the procurement:</b> (nature and quantity of works, supplies or services)<br>Im Zuge der verkehrsrechtlichen Verhandlung gemäß §90 StVO wurde von der zuständigen Behörde der ursprünglich in der Feststellungsverhandlung geplante und abgestimmte Baubeginn für den Bauabschnitt II/2019 von 18.03.2019 auf 01.04.2019 mittels Bescheidaufgabe verschoben. |
| <b>VII.1.5) Duration of the contract, framework agreement, dynamic purchasing system or concession</b><br>Duration in months[ ] or Duration in days:<br>or Start: 03/04/2018 / End: 30/04/2022<br><br>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><br>Total value of the contract/lot/concession: [53.430,81]<br>Currency: [ EUR ]                                                                                                                                                                                                            |
| The contract/concession has been awarded to a group of economic operators <input type="radio"/> yes <input checked="" type="radio"/> no                                                                                                                                                                                                                                        |
| <b>VII.1.7) Name and address of the contractor/concessionaire</b>                                                                                                                                                                                                                                                                                                              |
| Official name: Porr Bau GmbH                                                                                                                                                                                                                                                                                                                                                   |
| National registration number:                                                                                                                                                                                                                                                                                                                                                  |
| Postal address: Josefsthaller Straße 69                                                                                                                                                                                                                                                                                                                                        |
| Town: Pfaffstätten                                                                                                                                                                                                                                                                                                                                                             |
| NUTS code: AT                                                                                                                                                                                                                                                                                                                                                                  |
| Postal code: 2511                                                                                                                                                                                                                                                                                                                                                              |
| Country: Austria                                                                                                                                                                                                                                                                                                                                                               |
| E-mail:                                                                                                                                                                                                                                                                                                                                                                        |
| Telephone:                                                                                                                                                                                                                                                                                                                                                                     |
| Internet address:(URL)                                                                                                                                                                                                                                                                                                                                                         |
| Fax:                                                                                                                                                                                                                                                                                                                                                                           |
| The contractor is an SME <input type="radio"/> yes <input checked="" type="radio"/> no                                                                                                                                                                                                                                                                                         |

## 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): Im Zuge der verkehrsrechtlichen Verhandlung gemäß §90 StVO wurde von der zuständigen Behörde der ursprünglich in der Feststellungsverhandlung geplante und abgestimmte Baubeginn für den Bauabschnitt II/2019 von 18.03.2019 auf 01.04.2019 mittels Bescheidauflage verschoben.

### 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: [ 30.501.779,42 ] Currency: [ EUR ]

Total contract value after the modifications

Value excluding VAT: [ 30.555.210,23 ] Currency: [ EUR ]

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