



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: z.H. ASFINAG Baumanagement GmbH Modecenterstraße 16			
Town: Wien	NUTS code: AT	Postal code: 1030	Country: Austria
Contact person:			Telephone: +43 050108-14494
E-mail: friedrich.effenberger@asfinag.at			Fax: +43 050108-14420
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: A5, Nord / Weinviertel Autobahn, Abschnitt Poysbrunn bis Staatsgrenze, ÖBA		Reference number: A5, Abschnitt Poysbrunn bis Staatsgrenze, ÖBA
II.1.2) Main CPV-Code: 71520000 Supplementary CPV-Code: [] [] [] [] [] [] [] []		
II.1.3) Type of contract ☐ Works ☐ Supplies ☒ Services		

II.2.1) Title: A05 Nord Umfahrung Drasenhofen - Örtliche Bauaufsicht	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) A05 Nord Umfahrung Drasenhofen - Örtliche Bauaufsicht	
II.2.7) Duration of the contract, framework agreement, dynamic purchasing system or concession Duration in months[] or Duration in days: or Start: 03/03/2017 / End: 31/12/2024	

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: INEA/CEF/TRAN/A2014/1028362

SECTION IV: PROCEDURE

IV.2) Administrative information

IV.2.1) Contract award notice concerning this contract
Notice number in the OJ S: 2017/S 048–088371

SECTION V: AWARD OF CONTRACT/CONCESSION

Contract No: [301700404] **Lot No:** [] **Title:** A05 Nord Umfahrung Drasenhofen - Örtliche Bauaufsicht

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract/concession award decision: 13/02/2017 (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: Metz & Partner Baumanagement ZT GmbH		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 ☒ yes ☐ 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: [1.252.372,50]			
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: 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:		

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 gegenständliche Änderung beinhaltet die erforderlichen zusätzlichen Leistungen der örtlichen Bauaufsicht zur Realisierung des passiven Lärmschutzes. Die Konkretisierung dieser Leistung war zum Zeitpunkt der Auftragserteilung nicht möglich und erfolgte im Rahmen der Abhandlung des Einspruches im Rahmen des BVwG Verfahrens. Für die Realisierung des Abschnittes A05 Nord Autobahn Abschnitt Poysbrunn – Staatsgrenze (Nord B) ist gemäß UVP Bescheid ein passiver Lärmschutz für die Anrainer im Bereich der Zulaufstrecken umzusetzen. Die erforderlichen Maßnahmen sind parallel mit der Errichtung bzw. nach Abschluss der Bauarbeiten durchzuführen. Die Präzisierung der diesbezüglichen Leistungen erfolgte im Rahmen des BVwG Verfahrens (Abhandlung des Einspruches) nach Auftragserteilung. Zur Gewährleistung der Bescheidaufgaben ist unter anderem ein passiver Lärmschutz durchzuführen.

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: [1.196.472,50] Currency: [EUR]

Total contract value after the modifications

Value excluding VAT: [1.401.742,85] Currency: [EUR]

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