



### 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 GmbHModecenterstraße 16                                |               |                   |                               |
| Town: Wien                                                                                        | NUTS code: AT | Postal code: 1030 | Country: Austria              |
| Contact person:                                                                                   |               |                   | Telephone: +43 050108-14428   |
| E-mail: Peter.Fliegenschnee@asfinag.at                                                            |               |                   | Fax: +43 050108-14420         |
| Internet address(es)<br>Main address: (URL) www.asfinag.at<br>Address of the buyer profile: (URL) |               |                   |                               |

## II.1) Scope of the procurement

|                                                                                                                                                      |                            |
|------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------|
| <b>II.1.1) Title:</b> S1 Wiener Außenring Schnellstraße, Schwechat – Groß-Enzersdorf (BA02 u. BA03) – Straßenplanung in der Planungsphase Bauprojekt | <b>Reference number:</b> 0 |
| <b>II.1.2) Main CPV-Code:</b> 71322500 Supplementary CPV-Code: [ ][ ][ ][ ][ ][ ][ ][ ]                                                              |                            |
| <b>II.1.3) Type of contract</b> <input type="radio"/> Works <input type="radio"/> Supplies <input checked="" type="radio"/> Services                 |                            |

|                                                                                                                                                                                                                                      |                |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|
| <b>II.2.1) Title:</b> S1 Wiener Außenring Schnellstraße, Schwechat – Groß-Enzersdorf (BA02 u. BA03) – Straßenplanung in der Planungsphase Bauprojekt                                                                                 | <b>Lot No:</b> |
| <b>II.2.2) Additional CPV code(s)</b><br>Additional CPV code: [ ] [ ] [ ] [ ] [ ] [ ] Supplementary CPV code: [ ] [ ] [ ] [ ] [ ] [ ]                                                                                                |                |
| <b>II.2.3) Place of performance</b><br>NUTS code: AT<br>Main site or place of performance: Projektgebiet, Wien und NÖ                                                                                                                |                |
| <b>II.2.4) Description of the procurement at the time of conclusion of the contract:</b> (nature and quantity of works, supplies or services)<br>S1 2.VA Schwechat - Groß Enzersdorf, Straßenplanung in der Planungsphase Bauprojekt |                |
| <b>II.2.7) Duration of the contract, framework agreement, dynamic purchasing system or concession</b><br>Duration in months[ ] or Duration in days:<br>or Start: 04/04/2019 / End: 31/12/2027                                        |                |

Directive 2014/24/EU – In the case of framework agreements, provide justification for any duration exceeding 4 years: keine RV

#### 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: 2019/S 083–197544

### SECTION V: AWARD OF CONTRACT/CONCESSION

**Contract No:** [301900497] **Lot No:** [] **Title:** S1 2.VA Schwechat - Groß Enzersdorf, Straßenplanung in der Planungsphase Bauprojekt

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

**V.2.1) Date of conclusion of the contract/concession award decision:** 14/02/2019 (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: IGP ZT GmbH                                                                                                                         |               |              | National registration number: |
| Postal address:                                                                                                                                    |               |              |                               |
| Town: Herzogenburg                                                                                                                                 | NUTS code: AT | Postal code: | Country: Austria              |
| E-mail:                                                                                                                                            |               |              | Telephone:                    |
| Internet address:(URL)                                                                                                                             |               |              | Fax:                          |
| The contractor is an SME <input checked="" type="radio"/> yes <input type="radio"/> no                                                             |               |              |                               |
| Official name: Poltnigg & Klammer ZT GmbH                                                                                                          |               |              | National registration number: |
| Postal address:                                                                                                                                    |               |              |                               |
| Town: Spittal/Drau                                                                                                                                 | NUTS code: AT | Postal code: | Country: AT                   |
| E-mail:                                                                                                                                            |               |              | Telephone:                    |
| Internet address:(URL)                                                                                                                             |               |              | Fax:                          |
| The contractor is an SME <input checked="" type="radio"/> yes <input type="radio"/> no (SME – as defined in Commission Recommendation 2003/361/EC) |               |              |                               |
| Official name: Zieritz & Partner ZT GmbH                                                                                                           |               |              | National registration number: |
| Postal address:                                                                                                                                    |               |              |                               |
| Town: St. Pölten                                                                                                                                   | NUTS code: AT | Postal code: | Country: AT                   |
| E-mail:                                                                                                                                            |               |              | Telephone:                    |
| Internet address:(URL)                                                                                                                             |               |              | Fax:                          |
| The contractor is an SME <input checked="" type="radio"/> yes <input 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: [760.444,81]

Currency: EUR

### VI.3) Additional information

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|------------------------------------------------------------------------------------------|-------------------------|------------------|
| <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@bvgw.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@bvgw.gv.at                                                         | Telephone: +43 160149-0 |                  |
| Internet-Address:(URL)                                                                   | Fax:                    |                  |

## SECTION VII: MODIFICATIONS TO THE CONTRACT/CONCESSION

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>VII.1.1) Main CPV code:</b> 71313450 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, Wien und NÖ                                                                                                                                                                                                                                                                                                                                        |
| <b>Description of the procurement:</b> (nature and quantity of works, supplies or services)<br>Auf Grund laufender Behördenverfahren wurde die Bearbeitung weiterer Verbesserungsaufträge sowie die weitere Verfahrensbegleitung (Wasserrecht, 1. Instanz) erforderlich. Weiters ist es auf Grund des Projektfortschrittes zu Umplanungen gekommen, welche zusätzliche Planungsleistungen für die Erlangung der § 4 Trassenverordnung notwendig gemacht haben. |
| <b>VII.1.5) Duration of the contract, framework agreement, dynamic purchasing system or concession</b><br>Duration in months[ ] or Duration in days:                                                                                                                                                                                                                                                                                                           |

or Start: 04/04/2019 / End: 31/12/2027

Directive 2014/24/EU – In the case of framework agreements, provide justification for any duration exceeding 4 years: keine RV

#### VII.1.6) Information on value of the contract/lot/concession (excluding VAT)

Total value of the contract/lot/concession: [43.350,00]

Currency: [ EUR ]

The contract/concession has been awarded to a group of economic operators ☒ yes ☐ no

#### VII.1.7) Name and address of the contractor/concessionaire

|                                                                                                                                                    |               |              |                               |
|----------------------------------------------------------------------------------------------------------------------------------------------------|---------------|--------------|-------------------------------|
| Official name: IGP ZT GmbH                                                                                                                         |               |              | National registration number: |
| Postal address:                                                                                                                                    |               |              |                               |
| Town: Herzogenburg                                                                                                                                 | NUTS code: AT | Postal code: | Country: Austria              |
| E-mail:                                                                                                                                            |               |              | Telephone:                    |
| Internet address:(URL)                                                                                                                             |               |              | Fax:                          |
| The contractor is an SME <input checked="" type="radio"/> yes <input type="radio"/> no                                                             |               |              |                               |
| Official name: Poltnigg & Klammer ZT GmbH                                                                                                          |               |              | National registration number: |
| Postal address:                                                                                                                                    |               |              |                               |
| Town: Spittal/Drau                                                                                                                                 | NUTS code: AT | Postal code: | Country: AT                   |
| E-mail:                                                                                                                                            |               |              | Telephone:                    |
| Internet address:(URL)                                                                                                                             |               |              | Fax:                          |
| The contractor is an SME <input checked="" type="radio"/> yes <input type="radio"/> no (SME – as defined in Commission Recommendation 2003/361/EC) |               |              |                               |
| Official name: Zieritz & Partner ZT GmbH                                                                                                           |               |              | National registration number: |
| Postal address:                                                                                                                                    |               |              |                               |
| Town: St. Pölten                                                                                                                                   | NUTS code: AT | Postal code: | Country: AT                   |
| E-mail:                                                                                                                                            |               |              | Telephone:                    |
| Internet address:(URL)                                                                                                                             |               |              | Fax:                          |
| The contractor is an SME <input checked="" type="radio"/> yes <input 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): Auf Grund von Rückmeldungen der Behördenvertreter im Zuge der Wasserrechtsverfahren wurden Anpassungen und Überarbeitungen der Wasserrechtsunterlagen erforderlich. Im Wesentlichen handelt es sich hierbei um die Überarbeitung der Konsensanträge und um die Einarbeitung der erforderlich gewordenen Adaptierungen auf Grund der geänderten Bauphasen in Bezug auf die Entwässerung. Weiters ist die weitere Verfahrensbegleitung bis zum Erlangen der Wasserrechtsbescheide notwendig. Auf Grund der Projektänderung wurde eine Änderungsdarstellung der Altachsenlagen zu den Neuachsenlagen erforderlich. Für die Projektänderungsunterlagen ist die Ausarbeitung von vollständigen § 4 Unterlagen notwendig.

##### 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: [ 851.398,57 ] Currency: [ EUR ]

Total contract value after the modifications

Value excluding VAT: [ 894.748,57 ] Currency: [ EUR ]

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