

Supplement to the Official Journal of the European Union Info and online forms: http://simap.ted.europa.eu

#### 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-National registration AKTIENGESELLSCHAFT number: Postal address: zH ASFINAG Bau Management GmbH, Modecenterstr. 16 NUTS code: AT Town: Wien Postal code: 1030 Country: Austria Contact person: Telephone: +43 50108/14138 E-mail: harald.mayer@asfinag.at Fax: +43 50108/14182 Internet address(es) Main address: (URL) www.asfinag.at

Address of the buyer profile: (URL)

## SECTION II: OBJECT

II.1) Scope of the procurement

<b>II.1.1) Title:</b> A4 Ostautobahn RP Neusiedl und Parndorf, Bauleistungen inkl. E+M, Alternativangebot 11	Reference number: 0
II.1.2) Main CPV-Code: 45200000 Supplementary CPV-Code: [][][][][][][][][][]	

**II.1.3) Type of contract** • Works Supplies Services

II.2) Description

II.2.1) Title: A4, RP Neusiedl und Parndorf, Bauleistungen inkl. E+M, Alternativangebot 11	Lot No:
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**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)

A4 Ostautobahn RP Neusiedl und Parndorf, Bauleistungen inkl. E+M, Alternativangebot 11

II.2.7) Duration of the contract, framework agreement, dynamic purchasing system or concession

Duration in months[] or Duration in days:

or Start: 22/03/2019 / End: 27/01/2020

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 o yes o 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: [ ][ ][ ]/S [ ][ ]–[ ][ ][ ][ ][ ][ ][ ][ ]

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

# Contract No: [301901075] Lot No: [] Title: A4 Ostautobahn, RP Neusiedl und Parndorf, Bauleistungen inkl. E+M, Alternativangebot 11

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

V.2.1) Date of conclusion of the contract/concession award decision: 22/03/2019 (dd/mm/yyyy)						
V.2.2) Information about tenders						
The contract/concession has been awa	The contract/concession has been awarded to a group of economic operators					
V.2.3) Name and address of the cor	ntractor/concessionaire					
Official name: ARGE A4 Parndorf - N Leyrer + Graf)	ickelsdorf (bestehend aus HA	ABAU, Gebrüder Haider,	National registration number:			
Postal address: Kaufmännische Geschä	iftsführung					
Town: Großraming 40	NUTS code: AT	Postal code: 4463	Country: Austria			
E-mail:		•	Telephone:			
Internet address:(URL)			Fax:			
The contractor is an SME or yes 💿	no					
Official name: HABAU Hoch- und Tiefbau GmbH			National registration number:			
Postal address: Greiner Straße 63						
Town: Perg	NUTS code: AT	Postal code: 4320	Country: AT			
E-mail: Telephone:						
Internet address:(URL)			Fax:			
The contractor is an SME or yes ()	no (SME – as defined in Co	mmission Recommendation 200	)3/361/EC)			
Official name: Gebrüder Haider Bauunternehmung GmbH			National registration number:			
Postal address: Großraming 40	Postal address: Großraming 40					
Town: Großraming	NUTS code: AT	Postal code: 4463	Country: AT			
E-mail:			Telephone:			
Internet address:(URL)			Fax:			
The contractor is an SME or yes on (SME – as defined in Commission Recommendation 2003/361/EC)						
			National registration number:			

Postal address: Conrathstraße 6

Town: Gmünd	NUTS code: AT	Postal code: 3950	Country: AT
E-mail:			Telephone:
Internet address:(URL)			Fax:
The contractor is an SME or yes on (SME – as defined in Commission Recommendation 2003/361/EC)			/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: [8.089.307,78] Currency: EUR

## SECTION VI: COMPLEMENTARY INFORMATION

#### VI.3) Additional information

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 1/6014	49	
Internet-Address:(URL)		Fax:		
VI.4.2) Body responsible for mediation proc	edures			
Official name:				
Postal address:				
Town:	Po	Postal code: Country: Austria		
E-mail:	Te	Telephone:		
Internet-Address:(URL)	Fax:			
VI.4.3) Review procedure Precise information on deadline(s) for review pro	ocedures:			
VI.4.4) Service from which information about	it the reviev	v procedure may be ob	tained	
Official name: Bundesverwaltungsgericht				
Postal address: Erdbergstraße 192-196				
Town: Wien		Postal code: 1030		Country: Austria
E-mail: einlaufstelle@bvwg.gv.at		Telephone: +43 1/60149		
Internet-Address:(URL)	nternet-Address:(URL) Fax:			

### VI.5) Date of dispatch of this notice: (dd/mm/yyyy)01/04/2020

### SECTION VII: MODIFICATIONS TO THE CONTRACT/CONCESSION

#### VII.1) Description of the procurement after the modifications

VII.1.1) Main CPV code: 45200000 Supplementary CPV code: [ ][ ][ ][ ][ ][ ][ ][ ]

VII.1.2) Additional CPV code(s):

Additional CPV code: [	[][].[][].[][].[][].[]]	Supplementary CPV	<sup>'</sup> code: [ ][ ][ ][ ][ ] [ ][ ][ ][ ]
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VII.1.3) Place of performance:

NUTS code: AT Main site or place of performance: Projektgebiet und Wien

**Description of the procurement:** (nature and quantity of works, supplies or services) A4 Ostautobahn, RP Neusiedl und Parndorf, Bauleistungen inkl. E+M, Alternativangebot 11

### VII.1.5) Duration of the contract, framework agreement, dynamic purchasing system or concession

Duration in months[] or Duration in days: or Start: 22/03/2019 / End: 27/01/2020

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: [43.275,73] 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: Arge A4 Parndorf - Nickelsdorf (bestehend aus HABAU, Gebrüder Haider, Leyrer+Graf)			National registration number:	
Postal address: Kaufmännische Geschäftsführung				
Town: Großraming 40	NUTS code: AT	Postal code: 4463	Country: Austria	
E-mail:			Telephone:	
Internet address:(URL)			Fax:	
The contractor is an SME or yes	no			
Official name: HABAU Hoch- und Tiefbau GmbH			National registration number:	
Postal address: Greiner Straße 63				
Town: Perg	NUTS code: AT	Postal code: 4320	Country: AT	
E-mail:	Telephone:			
Internet address:(URL)			Fax:	
The contractor is an SME 🔵 yes 💿	no (SME - as defined	in Commission Recommendation	n 2003/361/EC)	
Official name: Gebrüder Haider Bauunternehmung GmbH			National registration number:	
Postal address: Großraming 40				
Town: Großraming	NUTS code: AT	Postal code: 4463	Country: AT	
E-mail:	Telephone:			
Internet address:(URL)	Fax:			
The contractor is an SME 🔘 yes 🛛 🖲	no (SME - as defined	in Commission Recommendation	n 2003/361/EC)	
Official name: Leyrer+Graf Bau GmbH			National registration number:	
Postal address: Conrathstraße 6				
Town: Gmünd	NUTS code: AT	Postal code: 3950	Country: AT	
E-mail:			Telephone:	
Internet address:(URL)			Fax:	

#### 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): MKF 10: Trassenfindung Druckleitung V+E MKF 09: Fehlende Grundlagenplanung Medienschächte / Pumpwerke MKF 17: Mehrkosten fehlende Positionen IFZ MKF 23: Änderung Fassade IFZ (Minderkosten)

#### 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 adaptions and, in the case of Directive 2014/23/EU, average inflation in the Member State concerned)

Value excluding VAT: [8.143.952,12] Currency: [EUR]

Total contract value after the modifications Value excluding VAT: [8.187.227,85] Currency: [EUR]

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