Supplement to the Official Journal of the European Union
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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: zH ASFINAG Bau Management GmbH, Modecenterstr. 16			
Town: Wien	NUTS code: AT	Postal code: 1030	Country: Austria
Contact person:			Telephone: +43 50108/14184
E-mail: alexander.harnisch@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

II.1.1) Title: S31 Burgenland Schnellstraße, Sicherheitsausbau Mattersburg - Weppersdorf	**Reference number:** 0
II.1.2) Main CPV-Code: 45233110 Supplementary CPV-Code: [ ][ ][ ][ ] [ ][ ][ ][ ]	
II.1.3) Type of contract ◉ Works ○ Supplies ○ Services	

II.2) Description

II.2.1) Title: S31 Burgenland Schnellstraße, Sicherheitsausbau Mattersburg - Weppersdorf	**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) S31 Burgenland Schnellstraße, Sicherheitsausbau Mattersburg - Weppersdorf	
II.2.7) Duration of the contract, framework agreement, dynamic purchasing system or concession Duration in months[ ] or Duration in days: or Start: 18/03/2019 / End: 09/02/2022 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: [ ][ ][ ][ ]/S [ ][ ][ ]–[ ][ ][ ][ ][ ][ ][ ]

SECTION V: AWARD OF CONTRACT/CONCESSION

Contract No: [301900423] Lot No: [] Title: S31 Burgenland Schnellstraße, Sicherheitsausbau Mattersburg - Weppersdorf

V.2) Award of contract/concession

V.2.1) Date of conclusion of the contract/concession award decision: 19/02/2019 (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: ARGE S31 SAB STRABAG AG, ZNL Markt St. Martin Porr Bau GmbH, Beton- und Ingenieurbau p.A. STRABAG AG			National registration number:
Postal address: Donau City-Straße 9			
Town: Wien	NUTS code: AT	Postal code: 1220	Country: Austria
E-mail:			Telephone:
Internet address:(URL)			Fax:
The contractor is an SME ○ yes ◉ no			
Official name: ARGE S31 SAB STRABAG AG, ZNL Markt St. Martin Porr Bau GmbH, Beton- und Ingenieurbau p.A. STRABAG AG			National registration number:
Postal address: Donau City-Straße 9			
Town: Wien	NUTS code: AT	Postal code: 1220	Country: AT
E-mail:			Telephone:
Internet address:(URL)			Fax:
The contractor is an SME ○ yes ◉ 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: [80.056.507,14]
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 1/60149	
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 1/60149	
Internet-Address:(URL)	Fax:	

VI.5) Date of dispatch of this notice: (dd/mm/yyyy)07/02/2020

SECTION VII: MODIFICATIONS TO THE CONTRACT/CONCESSION

VII.1) Description of the procurement after the modifications

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: Projektgebiet und Wien

Description of the procurement: (nature and quantity of works, supplies or services)
Herstellung Widerlager für Überprüfungsanker Obj. M10 und M20: Für die projektgemäßen Ankeruntersuchungsprüfungen sind auch gesonderte Widerlager im Bereich M10 und M20 notwendig. Die MKF behandelt die Mehrkosten infolge dieser zusätzlich herzustellenden Widerlager. Eine Schnittstelle mit Dritten bei der Durchführung der Ankeruntersuchung könnte im Falle einer Abweichung die Interpretation der Ergebnisse wesentlich erschweren bzw. unmöglich machen.

VII.1.5) Duration of the contract, framework agreement, dynamic purchasing system or concession
Duration in months[ ] or Duration in days:
or Start: 18/03/2019 / End: 09/02/2022

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: [27.919,88]
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 S31 SAB STRABAG AG, ZNL Markt St. Martin Porr Bau GmbH, Beton- und Ingenieurbau p.A. STRABAG AG			National registration number:
Postal address: Donau City-Straße 9			
Town: Wien	NUTS code: AT	Postal code: 1220	Country: Austria
E-mail:			Telephone:
Internet address:(URL)			Fax:
The contractor is an SME ○ yes ◉ no			
Official name: ARGE S31 SAB STRABAG AG, ZNL Markt St. Martin Porr Bau GmbH, Beton- und Ingenieurbau p.A. STRABAG AG			National registration number:
Postal address: Donau City-Straße 9			
Town: Wien	NUTS code: AT	Postal code: 1220	Country: AT
E-mail:			Telephone:
Internet address:(URL)			Fax:
The contractor is an SME ○ yes ◉ 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): Herstellung Widerlager für Überprüfungsanker Obj. M10 und M20: Für die projektgemäßen Ankeruntersuchungsprüfungen sind auch gesonderte Widerlager im Bereich M10 und M20 notwendig. Die MKF behandelt die Mehrkosten infolge dieser zusätzlich herzustellenden Widerlager. Eine Schnittstelle mit Dritten bei der Durchführung der Ankeruntersuchung könnte im Falle einer Abweichung die Interpretation der Ergebnisse wesentlich erschweren bzw. unmöglich machen.

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: [80.705.871,94] Currency: [EUR]

Total contract value after the modifications
Value excluding VAT: [80.922.460,50] Currency: [EUR]

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