

**Spain-Estepona: Underground car park construction work**

**OJ S 175/2022 12/09/2022**

**Modification notice**

**Works**

**Legal Basis:**

Directive 2014/24/EU

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**Section I: Contracting authority/entity**

**I.1. Name and addresses**

Official name: Alcaldía del Ayuntamiento de Estepona

National registration number: P2905100J

Postal address: Calle del Puerto, 2 - Edificio Puertosol

Town: Estepona

NUTS code: ES617 Málaga

Postal code: 29680

Country: Spain

Contact person: Alcaldía del Ayuntamiento de Estepona

E-mail: [contratacion@estepona.es](mailto:contratacion@estepona.es)

Telephone: +34 952809000

Fax: +34 952793262

**Internet address(es):**

Main address: <http://estepona.sedelectronica.es/contractor-profile-list>

Address of the buyer profile: <https://contrataciondelestado.es/wps/poc?uri=deeplink:perfilContratante&idBp=I1csmZ0I8B8QK2TEfXGy%2BA%3D%3D>

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**Section II: Object**

**II.1. Scope of the procurement**

**II.1.1. Title**

Obras ejecución del aparcamiento subterráneo público en la plaza del Ajedrez de Estepona.

Reference number: 2549/2020

**II.1.2. Main CPV code**

45223310 Underground car park construction work

**II.1.3. Type of contract**

Works

**II.2. Description**

**II.2.1. Title**

Obras ejecución del aparcamiento subterráneo público en la plaza del Ajedrez de Estepona.

**II.2.3. Place of performance**

NUTS code: ES617 Málaga

**II.2.4. Description of the procurement at the time of conclusion of the contract**

Obras ejecución del aparcamiento subterráneo público en la plaza del Ajedrez de Estepona.

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

Duration in months: 18

**II.2.13. Information about European Union funds**

The procurement is related to a project and/or programme financed by European Union funds:  
no

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**Section IV: Procedure**

**IV.2. Administrative information**

**IV.2.1. Contract award notice concerning this contract**

Notice number in the OJ S: [2020/S 182-436545](#)

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**Section V: Award of contract/concession**

**Contract No:** 23900/2021

**Title:**

Obras ejecución del aparcamiento subterráneo público en la plaza del Ajedrez de Estepona.

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

**V.2.1. Date of conclusion of the contract/concession award decision**

24/08/2020

**V.2.2. Information about tenders**

The contract/concession has been awarded to a group of economic operators: no

**V.2.3. Name and address of the contractor/concessionaire**

Official name: CONSTRUCTORA SAN JOSE, S.A.

National registration number: A36006666

Town: Tres Cantos

NUTS code: ES España

Postal code: 28760

Country: Spain

The contractor/concessionaire is an SME: no

**V.2.4. Information on value of the contract/lot/concession**

Total value of the procurement: 11 602 856,03 EUR

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**Section VI: Complementary information**

**VI.3. Additional information**

**VI.4. Procedures for review**

**VI.4.1. Review body**

Official name: Excmo Ayuntamiento de Estepona

Postal address: Del puerto nº 2, Edificio Puertosol

Town: Estepona

Postal code: 29680

Country: Spain

## **VI.5. Date of dispatch of this notice**

07/09/2022

## **Section VII: Modifications to the contract/concession**

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

#### **VII.1.1. Main CPV code**

45223310 Underground car park construction work

#### **VII.1.2. Additional CPV code(s)**

#### **VII.1.3. Place of performance**

NUTS code: ES617 Málaga

#### **VII.1.4. Description of the procurement**

Obras ejecución del aparcamiento subterráneo público en la plaza del Ajedrez de Estepona.

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

Duration in months: 18

#### **VII.1.6. Information on value of the contract/lot/concession**

Total value of the contract/lot/concession: 11 602 856,03 EUR

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

Official name: CONSTRUCTORA SAN JOSE, S.A.

National registration number: A36006666

Town: Tres Cantos

NUTS code: ES España

Postal code: 28760

Country: Spain

The contractor/concessionaire is an SME: 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):

El precio del contrato, a pesar de que el proyecto modificado de las obras tiene un incremento del presupuesto de ejecución de 506.386 euros IVA excluido, no supone un aumento del precio para el Ayuntamiento, ya que el adjudicatario de las obras ofertó "asumir el 20% de los excesos de medición que de lo contrario pudieran suponer un mayor coste en la ejecución de la obra, errores del proyecto, o la variación de los elementos indispensables para el buen funcionamiento y aspectos de la construcción".

#### **VII.2.2. Reasons for modification**

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:

Lo establecido en el informe del técnico municipal

### **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: 11 602 856,03 EUR

Total contract value after the modifications

Value excluding VAT: 12 109 242,03 EUR