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Tender

Legal Services for NCG

NCG Corporation

F02: Contract notice

Notice identifier: 2024/S 000-001154

Procurement identifier (OCID): ocds-h6vhtk-042cd9

Published 12 January 2024, 4:07pm

Section I: Contracting authority

I.1) Name and addresses

NCG Corporation

Rye Hill House, Scotswood Road

Newcastle upon Tyne

NE4 7SA

Contact

NCG

Email

jon.borley@ncgrp.co.uk

Telephone

+44 1912004800

Country

United Kingdom

Region code

UKC - North East (England)

Internet address(es)

Main address

<https://www.ncgrp.co.uk/>

Buyer's address

<https://neupc.delta-esourcing.com/>

I.3) Communication

The procurement documents are available for unrestricted and full direct access, free of charge, at

<https://www.delta-esourcing.com/tenders/UK-UK-Newcastle-upon-Tyne:-Legal-services./FPHWS3H67H>

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

<https://www.delta-esourcing.com/tenders/UK-title/FPHWS3H67H>

Tenders or requests to participate must be submitted to the above-mentioned address

I.4) Type of the contracting authority

Body governed by public law

I.5) Main activity

Education

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Legal Services for NCG

Reference number

NCG231002T

II.1.2) Main CPV code

- 79100000 - Legal services

II.1.3) Type of contract

Services

II.1.4) Short description

For the provision of legal services to NCG across the following service areas:

Lot 1 - Property, Estates and Construction

Lot 2 - Employment

Lot 3 - Commercial and Corporate

II.1.5) Estimated total value

Value excluding VAT: £1,400,000

II.1.6) Information about lots

This contract is divided into lots: Yes

Tenders may be submitted for all lots

The contracting authority reserves the right to award contracts combining the following lots or groups of lots:

Lot 1, 2 & 3

II.2) Description

II.2.1) Title

Property, Estates and Construction

Lot No

1

II.2.2) Additional CPV code(s)

- 79100000 - Legal services

II.2.3) Place of performance

NUTS codes

- UKC - North East (England)

Main site or place of performance

NORTH EAST (ENGLAND)

II.2.4) Description of the procurement

Legal services for the following:

- Acquisition of freehold land and buildings.
- Collateral warranties.
- Construction contracts and litigation.
- Dilapidation and general property related disputes Estates and FM contracts advice.
- Environmental Law.
- Health and Safety Law.
- Lease acquisition, disposal, and extension.
- Planning advice and support.
- Property development, law, and regulations.

- Property licensing.

In addition to the scope of services outlined above by lot, the Successful Bidder(s) will be expected to provide information on any relevant updates and circulars relevant to NCG, alongside a helpline for quick queries, typically taking no more than 30 minutes of the Successful Bidder(s) time for the relevant lot to which the bidder is successful.

II.2.5) Award criteria

Quality criterion - Name: Quality of Service Delivery / Weighting: 30

Quality criterion - Name: Proposed Team Sector Knowledge and Lot Experience / Weighting: 30

Cost criterion - Name: Hourly Rate / Weighting: 20

Cost criterion - Name: Capped Pricing / Weighting: 10

Cost criterion - Name: Rebate / Weighting: 10

II.2.6) Estimated value

Value excluding VAT: £525,000

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

Duration in months

96

This contract is subject to renewal

Yes

Description of renewals

A maximum of three Contracts per lot will be awarded following this Procurement. It is anticipated that the initial Contract will be in place for a period of 4 years commencing 1 April 2024. The Initial Period will run from 1 April 2024 to 31 March 2028. There will then be an option to extend the Contract for two further periods of two years (24 months); 1 April 2028 to 31 March 2030 and 1 April 2030 to 31 March 2032 or retender the opportunity.

II.2.10) Information about variants

Variants will be accepted: No

II.2.11) Information about options

Options: No

II.2.13) Information about European Union Funds

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

II.2.14) Additional information

To respond to this opportunity please click here: <https://neupc.delta-sourcing.com/respond/FPHWS3H67H>

II.2) Description

II.2.1) Title

Employment

Lot No

2

II.2.2) Additional CPV code(s)

- 79100000 - Legal services

II.2.3) Place of performance

NUTS codes

- UKC - North East (England)

Main site or place of performance

NORTH EAST (ENGLAND)

II.2.4) Description of the procurement

Legal services for the following:

- Business and human rights.

- Change management.
- Cross-border acquisition, re-organisation, and outsourcing.
- Employment aspects of business-critical incidents, including competition authority investigations and treatment of implicated employees.
- Employment aspects of restructuring, including contract change and redundancy.
- Employment litigation, including discrimination.
- Executive severance, team moves and post-termination restrictions.
- Global labour law and trade union issues.
- HR support.
- HR training.
- International secondments and assignments.
- Mediation.
- Recruitment issues, model employment contracts and service agreements.
- Transfers of undertakings (protection of employment).

In addition to the scope of services outlined above by lot, the Successful Bidder(s) will be expected to provide information on any relevant updates and circulars relevant to NCG, alongside a helpline for quick queries, typically taking no more than 30 minutes of the Successful Bidder(s) time for the relevant lot to which the bidder is successful.

II.2.5) Award criteria

Quality criterion - Name: Quality of Service Delivery / Weighting: 30

Quality criterion - Name: Proposed Team Sector Knowledge and Lot Experience / Weighting: 30

Cost criterion - Name: Hourly Rate / Weighting: 20

Cost criterion - Name: Capped Pricing / Weighting: 10

Cost criterion - Name: Rebate / Weighting: 10

II.2.6) Estimated value

Value excluding VAT: £320,000

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

Duration in months

96

This contract is subject to renewal

Yes

Description of renewals

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II.2.10) Information about variants

Variants will be accepted: No

II.2.11) Information about options

Options: No

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

II.2.14) Additional information

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II.2) Description

II.2.1) Title

Commercial & Corporate

Lot No

3

II.2.2) Additional CPV code(s)

- 79100000 - Legal services

II.2.3) Place of performance

NUTS codes

- UKC - North East (England)

Main site or place of performance

NORTH EAST (ENGLAND)

II.2.4) Description of the procurement

Legal services for the following:

- Alternative dispute resolution.
- Charity law and implications of re-classification of FE institutions.
- Collaboration and partnership agreements.
- Commercial agreements including subcontracts, including disputes and litigation.
- Debt collection.
- Distressed business acquisitions.
- Funding Agreements and Guidance along with relationships with funding bodies and associated bodies.
- Intellectual property advice and disputes.
- Joint Ventures and minority shareholding in other organisations.
- Mergers, de-mergers, acquisitions, and disposals.

- Model documents including Instrument and Articles of Government and statutory powers, Code of Conduct, Guide outlining governors' responsibilities, checklist of important policies and codes for FE colleges.
- Procurement advice and disputes.
- Restructuring and insolvency.

In addition to the scope of services outlined above by lot, the Successful Bidder(s) will be expected to provide information on any relevant updates and circulars relevant to NCG, alongside a helpline for quick queries, typically taking no more than 30 minutes of the Successful Bidder(s) time for the relevant lot to which the bidder is successful.

II.2.5) Award criteria

Quality criterion - Name: Quality of Service Delivery / Weighting: 30

Quality criterion - Name: Proposed Team Sector Knowledge and Lot Experience / Weighting: 30

Cost criterion - Name: Hourly Rate / Weighting: 20

Cost criterion - Name: Capped Pricing / Weighting: 10

Cost criterion - Name: Rebate / Weighting: 10

II.2.6) Estimated value

Value excluding VAT: £545,000

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

Duration in months

96

This contract is subject to renewal

Yes

Description of renewals

A maximum of three Contracts per lot will be awarded following this Procurement. It is anticipated that the initial Contract will be in place for a period of 4 years commencing 1 April 2024. The Initial Period will run from 1 April 2024 to 31 March 2028. There will then

be an option to extend the Contract for two further periods of two years (24 months); 1 April 2028 to 31 March 2030 and 1 April 2030 to 31 March 2032 or retender the opportunity.

II.2.10) Information about variants

Variants will be accepted: No

II.2.11) Information about options

Options: No

II.2.13) Information about European Union Funds

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

II.2.14) Additional information

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Section III. Legal, economic, financial and technical information

III.1) Conditions for participation

III.1.2) Economic and financial standing

Selection criteria as stated in the procurement documents

III.1.3) Technical and professional ability

Selection criteria as stated in the procurement documents

III.2) Conditions related to the contract

III.2.3) Information about staff responsible for the performance of the contract

Obligation to indicate the names and professional qualifications of the staff assigned to performing the contract

Section IV. Procedure

IV.1) Description

IV.1.1) Type of procedure

Open procedure

IV.1.3) Information about a framework agreement or a dynamic purchasing system

The procurement involves the establishment of a framework agreement

Framework agreement with several operators

IV.1.8) Information about the Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement: No

IV.2) Administrative information

IV.2.2) Time limit for receipt of tenders or requests to participate

Date

12 February 2024

Local time

12:00pm

IV.2.4) Languages in which tenders or requests to participate may be submitted

English

IV.2.6) Minimum time frame during which the tenderer must maintain the tender

Tender must be valid until: 11 May 2024

IV.2.7) Conditions for opening of tenders

Date

12 February 2024

Local time

12:00pm

Place

NCG, Rye Hill House

Section VI. Complementary information

VI.1) Information about recurrence

This is a recurrent procurement: Yes

Estimated timing for further notices to be published: February 2028

VI.2) Information about electronic workflows

Electronic ordering will be used

Electronic invoicing will be accepted

Electronic payment will be used

VI.3) Additional information

The contracting authority considers that this contract may be suitable for economic operators that are small or medium enterprises (SMEs). However, any selection of tenderers will be based solely on the criteria set out for the procurement.

For more information about this opportunity, please visit the Delta eSourcing portal at:

<https://neupc.delta-esourcing.com/tenders/UK-UK-Newcastle-upon-Tyne:-Legal-services./FPHWS3H67H>

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GO Reference: GO-2024112-PRO-24948099

VI.4) Procedures for review

VI.4.1) Review body

NCG

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