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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](mailto: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

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## **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

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**

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### **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.

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Variants will be accepted: No

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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

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## **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

Rye Hill House, Scotswood Road

Newcastle upon Tyne

NE4 7SA

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