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Tender

## **TEN-2122-017 Legal Services**

National Employment Savings Trust (NEST)

F02: Contract notice

Notice identifier: 2022/S 000-003203

Procurement identifier (OCID): ocds-h6vhtk-03131e

Published 3 February 2022, 10:45pm

### **Section I: Contracting authority**

#### **I.1) Name and addresses**

National Employment Savings Trust (NEST)

10 South Colonnade 1st floor

London

E14 4PU

#### **Email**

[procurement@nestcorporation.org.uk](mailto:procurement@nestcorporation.org.uk)

#### **Country**

United Kingdom

#### **NUTS code**

UKI - London

## **Internet address(es)**

Main address

[www.nestpensions.org.uk](http://www.nestpensions.org.uk)

## **I.3) Communication**

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

<https://nesttenders.bravosolution.co.uk/>

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

<https://nesttenders.bravosolution.co.uk/>

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## **I.4) Type of the contracting authority**

Body governed by public law

## **I.5) Main activity**

Economic and financial affairs

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## **Section II: Object**

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

#### **II.1.1) Title**

TEN-2122-017 Legal Services

#### **II.1.2) Main CPV code**

- 79100000 - Legal services

#### **II.1.3) Type of contract**

Services

#### **II.1.4) Short description**

Nest Corporation intends to establish a framework agreement for the provision of Legal Services. The Framework will be divided into 2 lots:

Lot 1: Pensions, Investment and Competition Law

Lot 2: Public, Commercial & Contract, Data Protection, Intellectual Property (IP) and Employment Law

The documents for this tender are available via Nest's e-tendering portal at <https://nesttenders.bravosolution.co.uk/>.

Companies wishing to view these documents should register to create an account on the portal at the link above by selecting the "Click here to Register" option under the "Register or Login" heading.

Companies who are already registered on the portal will be able to view the documents in the Attachments area once they have logged into their account.

#### **II.1.6) Information about lots**

This contract is divided into lots: Yes

Tenders may be submitted for all lots

Maximum number of lots that may be awarded to one tenderer: 1

## **II.2) Description**

### **II.2.1) Title**

Lot No

Lot 1: Pensions, Investment and Competition Law

### **II.2.2) Additional CPV code(s)**

- 79111000 - Legal advisory services

### **II.2.3) Place of performance**

NUTS codes

- UKI - London

### **II.2.4) Description of the procurement**

This Lot covers the provision to Nest Corporation of legal services for pensions, investment and competition law:

- large, high-value and complex queries relating to Nest's obligations as a trustee of the Nest pension scheme;
- complex and unique pensions law queries;
- advice across the full range and type of investments undertaken by Nest (including but not limited to expertise in financial services regulation relating to investments across all the major asset classes including public securities, real estate, private equity, credit, infrastructure, hedge funds and managed accounts, and also expertise in funds, derivatives and structured products)
- competition law queries.

### **II.2.5) Award criteria**

Price is not the only award criterion and all criteria are stated only in the procurement documents

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

Start date

4 July 2022

End date

3 July 2027

This contract is subject to renewal

Yes

Description of renewals

The Framework will have a duration of 5 years, with the option to extend for up to 2 years in two periods of 12 months each (ie, 5+1+1).

### **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) Description**

### **II.2.1) Title**

Lot No

Lot 2: Public, Commercial & Contract, Data Protection, Intellectual Property and Employment Law

### **II.2.2) Additional CPV code(s)**

- 79111000 - Legal advisory services

### **II.2.3) Place of performance**

NUTS codes

- UKI - London

### **II.2.4) Description of the procurement**

This Lot covers the provision to Nest Corporation of legal services for:

- public procurement law
- public law, including the new subsidy control regime
- general commercial and contract law, with a focus on outsourcing arrangements
- data protection law
- intellectual property law; and
- employment law

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## **Section III. Legal, economic, financial and technical information**

### **III.1) Conditions for participation**

#### **III.1.1) Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers**

List and brief description of conditions

Please refer to tender documents.

#### **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.2.1) Information about a particular profession**

Execution of the service is reserved to a particular profession

Reference to the relevant law, regulation or administrative provision

Please refer to tender documents.

#### **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



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## **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

Envisaged maximum number of participants to the framework agreement: 6

In the case of framework agreements, provide justification for any duration exceeding 4 years:

We are offering a 5-year term with 2 options to extend by 1 year each time because we believe that this will give our external legal advisors the time and opportunity to realise the benefits of investing in a long-term relationship with Nest from the outset.

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

The procurement is covered by the Government Procurement Agreement: Yes

### **IV.2) Administrative information**

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

Date

8 March 2022

#### **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**

Duration in months: 6 (from the date stated for receipt of tender)

#### **IV.2.7) Conditions for opening of tenders**

Date

8 March 2022

Local time

5:00pm

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## **Section VI. Complementary information**

### **VI.1) Information about recurrence**

This is a recurrent procurement: Yes

### **VI.3) Additional information**

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### **VI.4) Procedures for review**

#### **VI.4.1) Review body**

Nest Corporation

10 South Colonnade

London

E14 4PU

Country

United Kingdom

Internet address

[www.nestpensions.org.uk](http://www.nestpensions.org.uk)