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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

Country

United Kingdom

NUTS code

UKI - London

Internet address(es)

Main address

<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/>

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

Economic and financial affairs

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

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

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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

II.2.13) Information about European Union Funds

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

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

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

Section VI. Complementary information

VI.1) Information about recurrence

This is a recurrent procurement: Yes

VI.3) Additional information

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Companies who are already registered on the portal should be able to see the opportunity and download the documentation in the attachments area once they have logged into their account.

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