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Contract

Legal Services

Crescent Purchasing Limited
Dukefield Procurement Limited
Public Sector

F03: Contract award notice

Notice identifier: 2022/S 000-015981

Procurement identifier (OCID): ocds-h6vhtk-0317ed

Published 10 June 2022, 11:12am

Section I: Contracting authority

I.1) Name and addresses

Crescent Purchasing Limited

Procurement House, Leslie Hough Way

Salford

M6 6AJ

Email

helpdesk@thecpc.ac.uk

Telephone

+44 8000662188

Fax

+44 1612955599

Country

United Kingdom

NUTS code

UKD3 - Greater Manchester

Internet address(es)

Main address

www.thecpc.ac.uk

Buyer's address

www.thecpc.ac.uk

I.1) Name and addresses

Dukefield Procurement Limited

Parkside House 167, Chorley

Bolton

BL1 4RA

Email

steve.davies@dukefieldprocurement.co.uk

Telephone

+44 7966040564

Country

United Kingdom

NUTS code

UKD3 - Greater Manchester

Internet address(es)

Main address

<http://www.dukefield.co.uk/about-us/>

Buyer's address

<http://www.dukefield.co.uk/about-us/>

I.1) Name and addresses

Public Sector

Procurement House, Unit 23 Leslie Hough Way

Manchester

M66AJ

Email

helpdesk@thecpc.ac.uk

Telephone

+44 8000662188

Country

United Kingdom

NUTS code

UK - United Kingdom

Internet address(es)

Main address

www.thecpc.ac.uk

Buyer's address

www.thecpc.ac.uk

I.2) Information about joint procurement

The contract involves joint procurement

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

Reference number

CA9834 - CPC/DU/LEGAL/01

II.1.2) Main CPV code

- 79100000 - Legal services

II.1.3) Type of contract

Services

II.1.4) Short description

The Framework will provide access to a comprehensive range of Legal Services. It is being established to meet the needs of Crescent Purchasing Consortium Members, <http://www.thecpc.ac.uk/members/regions.php> and potential members at <https://www.get-information-schools.service.gov.uk/new>. It is also open for use by all contracting authorities across the UK public sector (and any future successors to these organisations). These include (but not limited to) central government departments and agencies, Non Departmental Public Bodies, NHS bodies, Local Authorities, Police Authorities, Emergency Services, Educational Establishments, Hospices, Registered Charities, National Parks and Registered Social Landlords. Full details of the classification of eligible end user establishments and geographical areas is available at <http://www.dukefieldprocurement.co.uk/ojeu>

The Framework will be let across seven Lots. There will be a maximum of 8 suppliers awarded a place on each of the seven Lots.

II.1.6) Information about lots

This contract is divided into lots: Yes

II.1.7) Total value of the procurement (excluding VAT)

Value excluding VAT: £49,000,000

II.2) Description

II.2.1) Title

National One-Stop-Shop

Lot No

1

II.2.2) Additional CPV code(s)

- 79120000 - Patent and copyright consultancy services
- 79132000 - Certification services
- 79130000 - Legal documentation and certification services
- 79110000 - Legal advisory and representation services
- 79111000 - Legal advisory services
- 79140000 - Legal advisory and information services
- 79112000 - Legal representation services
- 79131000 - Documentation services

II.2.3) Place of performance

NUTS codes

- UK - United Kingdom

Main site or place of performance

United Kingdom

II.2.4) Description of the procurement

This Lot is designed to meet the Legal Services needs of organisations across the public sector throughout the entire United Kingdom. The Lot covers a comprehensive range of Legal Services but available across several workstreams including Human Resources Services, Academy Conversion and Post Conversion Services, Property Services, Commercial Services and Dispute and Litigation Services. Full details of the service provision are contained within the Invitation to Tender documentation. There will be a maximum of 8 suppliers awarded a place on this framework Lot.

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 65.00%

Price - Weighting: 35.00%

II.2.11) Information about options

Options: Yes

Description of options

48 month(s) from the commencement date, with 36 initial month(s) and option to extend 1x12 month(s)

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

Legal Services: Human Resources, Pensions and People

Lot No

2

II.2.2) Additional CPV code(s)

- 79112000 - Legal representation services
- 79131000 - Documentation services
- 79130000 - Legal documentation and certification services
- 79120000 - Patent and copyright consultancy services
- 79111000 - Legal advisory services
- 79132000 - Certification services
- 79110000 - Legal advisory and representation services
- 79140000 - Legal advisory and information services

II.2.3) Place of performance

NUTS codes

- UK - United Kingdom

Main site or place of performance

United Kingdom

II.2.4) Description of the procurement

This Lot is designed to meet the needs of organisations across the public sector for legal advice of a Human Resources, Pensions and People perspective. The Lot covers a comprehensive range of Human, Resources, Pensions and People related Legal Services. Full details of the service provision are contained within the Invitation to Tender documentation. There will be a maximum of 8 suppliers awarded a place on this framework Lot.

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 65.00%

Price - Weighting: 35.00%

II.2.11) Information about options

Options: Yes

Description of options

48 month(s) from the commencement date, with 36 initial month(s) and option to extend 1x12 month(s)

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

Legal Services: Academy Conversion and Post Conversion Services

Lot No

3

II.2.2) Additional CPV code(s)

- 79120000 - Patent and copyright consultancy services
- 79130000 - Legal documentation and certification services
- 79140000 - Legal advisory and information services
- 79110000 - Legal advisory and representation services
- 79111000 - Legal advisory services
- 79131000 - Documentation services
- 79132000 - Certification services
- 79112000 - Legal representation services

II.2.3) Place of performance

NUTS codes

- UK - United Kingdom

Main site or place of performance

United Kingdom

II.2.4) Description of the procurement

This Lot is designed to meet the needs of organisations across the public sector for academy conversion and post conversion services. The Lot covers a comprehensive range of Academy Conversion and Post Conversion Legal Services Full details of the service provision are contained within the Invitation to Tender documentation. There will be a maximum of 8 suppliers awarded a place on this framework Lot.

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 65.00%

Price - Weighting: 35.00%

II.2.11) Information about options

Options: Yes

Description of options

48 month(s) from the commencement date, with 36 initial month(s) and option to extend 1x12 month(s)

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

Legal Services: Property

Lot No

4

II.2.2) Additional CPV code(s)

- 79131000 - Documentation services
- 79110000 - Legal advisory and representation services
- 79111000 - Legal advisory services
- 79132000 - Certification services
- 79140000 - Legal advisory and information services
- 79120000 - Patent and copyright consultancy services
- 79112000 - Legal representation services
- 79130000 - Legal documentation and certification services

II.2.3) Place of performance

NUTS codes

- UK - United Kingdom

Main site or place of performance

United Kingdom

II.2.4) Description of the procurement

This Lot is designed to meet the needs of organisations across the entire public sector for property legal services. The Lot covers a comprehensive range of Property Legal Services. Full details of the service provision are contained within the Invitation to Tender documentation. There will be a maximum of 8 suppliers awarded a place on this framework Lot.

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 65.00%

Price - Weighting: 35.00%

II.2.11) Information about options

Options: Yes

Description of options

48 month(s) from the commencement date, with 36 initial month(s) and option to extend 1x12 month(s)

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

Legal Services: Commercial - Contracts, Procurement, Governance and Related Matters

Lot No

5

II.2.2) Additional CPV code(s)

- 79140000 - Legal advisory and information services
- 79132000 - Certification services
- 79131000 - Documentation services

- 79112000 - Legal representation services
- 79111000 - Legal advisory services
- 79120000 - Patent and copyright consultancy services
- 79130000 - Legal documentation and certification services
- 79110000 - Legal advisory and representation services

II.2.3) Place of performance

NUTS codes

- UK - United Kingdom

Main site or place of performance

United Kingdom

II.2.4) Description of the procurement

This Lot is designed to meet the commercial legal services needs of organisations across the entire public. The Lot covers a comprehensive range of commercial - contracts, procurement, governance and related matters legal services. Full details of the service provision are contained within the Invitation to Tender documentation. There will be a maximum of 8 suppliers awarded a place on this framework Lot.

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 65.00%

Price - Weighting: 35.00%

II.2.11) Information about options

Options: Yes

Description of options

48 month(s) from the commencement date, with 36 initial month(s) and option to extend 1x12 month(s)

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

Legal Services: Dispute Resolution and Litigation Services

Lot No

6

II.2.2) Additional CPV code(s)

- 79131000 - Documentation services
- 79111000 - Legal advisory services
- 79130000 - Legal documentation and certification services
- 79110000 - Legal advisory and representation services
- 79132000 - Certification services
- 79112000 - Legal representation services
- 79120000 - Patent and copyright consultancy services
- 79140000 - Legal advisory and information services

II.2.3) Place of performance

NUTS codes

- UK - United Kingdom

Main site or place of performance

United Kingdom

II.2.4) Description of the procurement

This Lot is designed to meet the dispute resolution and litigation needs of organisations across the entire public sector. The Lot covers a comprehensive range of dispute resolution and litigation legal services. Full details of the service provision are contained within the Invitation to Tender documentation. There will be a maximum of 8 suppliers awarded a place on this framework Lot.

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 65.00%

Price - Weighting: 35.00%

II.2.11) Information about options

Options: Yes

Description of options

48 month(s) from the commencement date, with 36 initial month(s) and option to extend 1x12 month(s)

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

Legal Services for Education

Lot No

7

II.2.2) Additional CPV code(s)

- 79110000 - Legal advisory and representation services
- 79111000 - Legal advisory services
- 79140000 - Legal advisory and information services
- 79112000 - Legal representation services
- 79120000 - Patent and copyright consultancy services
- 79131000 - Documentation services
- 79130000 - Legal documentation and certification services
- 79132000 - Certification services

II.2.3) Place of performance

NUTS codes

- UK - United Kingdom

Main site or place of performance

United Kingdom

II.2.4) Description of the procurement

This Lot is designed to meet the education legal services needs of organisations across the entire public sector. The Lot covers the comprehensive suite of Legal Services detailed within the Lot 1 National One Stop Shop Lot from an Education perspective plus access to Education specific services. Full details of the service provision are contained within the Invitation to Tender documentation. There will be a maximum of 8 suppliers awarded a place on this framework Lot.

II.2.5) Award criteria

Quality criterion - Name: Quality / Weighting: 65.00%

Price - Weighting: 35.00%

II.2.11) Information about options

Options: Yes

Description of options

48 month(s) from the commencement date, with 36 initial month(s) and option to extend 1x12 month(s)

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 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

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.2.1) Previous publication concerning this procedure

Notice number: [2022/S 000-004433](#)

Section V. Award of contract

Contract No

CA9834

Lot No

1

Title

National One-Stop-Shop

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

10 June 2022

V.2.2) Information about tenders

Number of tenders received: 4

The contract has been awarded to a group of economic operators: Yes

V.2.3) Name and address of the contractor

Capital Law Limited

Capital Building, Tyndall Street

Cardiff

CF10 4AZ

Email

c.blake@capitallaw.co.uk

Telephone

+44 3332400489

Country

United Kingdom

NUTS code

- UK - United Kingdom

Internet address

www.capital-law.co.uk

The contractor is an SME

Yes

V.2.3) Name and address of the contractor

Eversheds LLP

One Wood Street,

London

EC2V 7WS

Email

pitchteam@eversheds.com

Telephone

+44 8454979797

Fax

+44 8454974919

Country

United Kingdom

NUTS code

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Internet address

www.eversheds.com

The contractor is an SME

No

V.2.3) Name and address of the contractor

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Country

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NUTS code

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Internet address

<http://www.weightmans.com>

The contractor is an SME

No

V.2.3) Name and address of the contractor

Ward Hadaway

Sandgate House, 102 Quayside

Newcastle

NE1 3DX

Email

enquiries@wardhadaway.com

Telephone

+44 1912044000

Fax

+44 1912044001

Country

United Kingdom

NUTS code

- UK - United Kingdom

Internet address

<http://www.wardhadaway.com>

The contractor is an SME

Yes

V.2.4) Information on value of contract/lot (excluding VAT)

Total value of the contract/lot: £7,000,000

Section V. Award of contract

Contract No

CA9834

Lot No

2

Title

Legal Services: Human Resources, Pensions and People

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

10 June 2022

V.2.2) Information about tenders

Number of tenders received: 7

The contract has been awarded to a group of economic operators: Yes

V.2.3) Name and address of the contractor

Forbes Solicitors

Rutherford House, Wellington Street (St Johns)

Blackburn

BB1 8DD

Email

tenders@forbessolicitors.co.uk

Telephone

+44 1254222396

Country

United Kingdom

NUTS code

- UK - United Kingdom

Internet address

www.forbessolicitors.co.uk

The contractor is an SME

No

V.2.3) Name and address of the contractor

Shakespeare Martineau LLP

No. 1 Colmore Square ,

Birmingham

B4 6AA

Email

tenders@shma.co.uk

Telephone

+44 1212140000

Country

United Kingdom

NUTS code

- UK - United Kingdom

Internet address

www.shma.co.uk

The contractor is an SME

No

V.2.3) Name and address of the contractor

Ward Hadaway

Sandgate House, 102 Quayside

Newcastle

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enquiries@wardhadaway.com

Telephone

+44 1912044000

Fax

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Country

United Kingdom

NUTS code

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Internet address

<http://www.wardhadaway.com>

The contractor is an SME

Yes

V.2.3) Name and address of the contractor

Capital Law Limited

Capital Building, Tyndall Street

Cardiff

CF10 4AZ

Email

c.blake@capitallaw.co.uk

Telephone

+44 3332400489

Country

United Kingdom

NUTS code

- UK - United Kingdom

Internet address

www.capital-law.co.uk

The contractor is an SME

Yes

V.2.3) Name and address of the contractor

ROLLITS LLP

CITADEL HOUSE, 58 HIGH STREET

HULL

HU1 1QE

Email

JOHN.FLANAGAN@ROLLITS.COM

Telephone

+44 1482323239

Country

United Kingdom

NUTS code

- UK - United Kingdom

Internet address

WWW.ROLLITS.COM

The contractor is an SME

Yes

V.2.3) Name and address of the contractor

Eversheds LLP

One Wood Street,

London

EC2V 7WS

Email

pitchteam@eversheds.com

Telephone

+44 8454979797

Fax

+44 8454974919

Country

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NUTS code

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Internet address

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The contractor is an SME

No

V.2.3) Name and address of the contractor

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Telephone

+44 3450739900

Fax

+44 8450739950

Country

United Kingdom

NUTS code

- UK - United Kingdom

Internet address

<http://www.weightmans.com>

The contractor is an SME

No

V.2.4) Information on value of contract/lot (excluding VAT)

Total value of the contract/lot: £7,000,000

Section V. Award of contract

Contract No

CA9834

Lot No

3

Title

Legal Services: Academy Conversion and Post Conversion Services

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

10 June 2022

V.2.2) Information about tenders

Number of tenders received: 7

The contract has been awarded to a group of economic operators: Yes

V.2.3) Name and address of the contractor

Eversheds LLP

One Wood Street,

London

EC2V 7WS

Email

pitchteam@eversheds.com

Telephone

+44 8454979797

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HU1 1QE

Email

JOHN.FLANAGAN@ROLLITS.COM

Telephone

+44 1482323239

Country

United Kingdom

NUTS code

- UK - United Kingdom

Internet address

WWW.ROLLITS.COM

The contractor is an SME

Yes

V.2.3) Name and address of the contractor

Shakespeare Martineau LLP

No. 1 Colmore Square ,

Birmingham

B4 6AA

Email

tenders@shma.co.uk

Telephone

+44 1212140000

Country

United Kingdom

NUTS code

- UK - United Kingdom

Internet address

www.shma.co.uk

The contractor is an SME

No

V.2.3) Name and address of the contractor

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100 Old Hall Street,

Liverpool

L3 9QJ

Email

tenders@weightmans.com

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Sandgate House, 102 Quayside

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Country

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NUTS code

- UK - United Kingdom

Internet address

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The contractor is an SME

Yes

V.2.3) Name and address of the contractor

Stone King

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Country

United Kingdom

NUTS code

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The contractor is an SME

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V.2.3) Name and address of the contractor

Forbes Solicitors

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Telephone

+44 1254222396

Country

United Kingdom

NUTS code

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Internet address

www.forbessolicitors.co.uk

The contractor is an SME

No

V.2.4) Information on value of contract/lot (excluding VAT)

Total value of the contract/lot: £7,000,000

Section V. Award of contract

Contract No

CA9834

Lot No

4

Title

Legal Services: Property

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

10 June 2022

V.2.2) Information about tenders

Number of tenders received: 7

The contract has been awarded to a group of economic operators: Yes

V.2.3) Name and address of the contractor

Ward Hadaway

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The contractor is an SME

Yes

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100 Old Hall Street,

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tenders@weightmans.com

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Fax

+44 8450739950

Country

United Kingdom

NUTS code

- UK - United Kingdom

Internet address

<http://www.weightmans.com>

The contractor is an SME

No

V.2.3) Name and address of the contractor

Shakespeare Martineau LLP

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Birmingham

B4 6AA

Email

tenders@shma.co.uk

Telephone

+44 1212140000

Country

United Kingdom

NUTS code

- UK - United Kingdom

Internet address

www.shma.co.uk

The contractor is an SME

No

V.2.3) Name and address of the contractor

Forbes Solicitors

Rutherford House, Wellington Street (St Johns)

Blackburn

BB1 8DD

Email

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Telephone

+44 1254222396

Country

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Internet address

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The contractor is an SME

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The contractor is an SME

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Telephone

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Country

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Internet address

WWW.ROLLITS.COM

The contractor is an SME

Yes

V.2.3) Name and address of the contractor

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Capital Building, Tyndall Street

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c.blake@capitallaw.co.uk

Telephone

+44 3332400489

Country

United Kingdom

NUTS code

- UK - United Kingdom

Internet address

www.capital-law.co.uk

The contractor is an SME

Yes

V.2.4) Information on value of contract/lot (excluding VAT)

Total value of the contract/lot: £7,000,000

Section V. Award of contract

Contract No

CA9834

Lot No

5

Title

Legal Services: Commercial - Contracts, Procurement, Governance and Related Matters

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

10 June 2022

V.2.2) Information about tenders

Number of tenders received: 7

The contract has been awarded to a group of economic operators: Yes

V.2.3) Name and address of the contractor

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100 Old Hall Street,

Liverpool

L3 9QJ

Email

tenders@weightmans.com

Telephone

+44 3450739900

Fax

+44 8450739950

Country

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Internet address

<http://www.weightmans.com>

The contractor is an SME

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V.2.3) Name and address of the contractor

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Telephone

+44 1482323239

Country

United Kingdom

NUTS code

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Internet address

WWW.ROLLITS.COM

The contractor is an SME

Yes

V.2.3) Name and address of the contractor

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Telephone

+44 1254222396

Country

United Kingdom

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Internet address

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The contractor is an SME

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Internet address

www.shma.co.uk

The contractor is an SME

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Fax

+44 8454974919

Country

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NUTS code

- UK - United Kingdom

Internet address

www.eversheds.com

The contractor is an SME

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Telephone

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Fax

+44 1912044001

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United Kingdom

NUTS code

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Internet address

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The contractor is an SME

Yes

V.2.3) Name and address of the contractor

Capital Law Limited

Capital Building, Tyndall Street

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CF10 4AZ

Email

c.blake@capitallaw.co.uk

Telephone

+44 3332400489

Country

United Kingdom

NUTS code

- UK - United Kingdom

Internet address

www.capital-law.co.uk

The contractor is an SME

Yes

V.2.4) Information on value of contract/lot (excluding VAT)

Total value of the contract/lot: £7,000,000

Section V. Award of contract

Contract No

CA9834

Lot No

6

Title

Legal Services: Dispute Resolution and Litigation Services

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

10 June 2022

V.2.2) Information about tenders

Number of tenders received: 7

The contract has been awarded to a group of economic operators: Yes

V.2.3) Name and address of the contractor

Eversheds LLP

One Wood Street,

London

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The contractor is an SME

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Internet address

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The contractor is an SME

No

V.2.3) Name and address of the contractor

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The contractor is an SME

No

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Telephone

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Country

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The contractor is an SME

No

V.2.3) Name and address of the contractor

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Country

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The contractor is an SME

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V.2.3) Name and address of the contractor

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The contractor is an SME

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V.2.3) Name and address of the contractor

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Telephone

+44 3332400489

Country

United Kingdom

NUTS code

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Internet address

www.capital-law.co.uk

The contractor is an SME

Yes

V.2.4) Information on value of contract/lot (excluding VAT)

Total value of the contract/lot: £7,000,000

Section V. Award of contract

Contract No

CA9834

Lot No

7

Title

Legal Services for Education

A contract/lot is awarded: Yes

V.2) Award of contract

V.2.1) Date of conclusion of the contract

10 June 2022

V.2.2) Information about tenders

Number of tenders received: 8

The contract has been awarded to a group of economic operators: Yes

V.2.3) Name and address of the contractor

Ward Hadaway

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The contractor is an SME

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The contractor is an SME

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The contractor is an SME

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V.2.3) Name and address of the contractor

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V.2.3) Name and address of the contractor

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Country

United Kingdom

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The contractor is an SME

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Telephone

+44 1254222396

Country

United Kingdom

NUTS code

- UK - United Kingdom

Internet address

www.forbessolicitors.co.uk

The contractor is an SME

No

V.2.4) Information on value of contract/lot (excluding VAT)

Total value of the contract/lot: £7,000,000

Section VI. Complementary information

VI.3) Additional information

CPC Internal Reference Number is CPC/DU/LEGAL/01. The framework is being delivered by Crescent Purchasing Ltd through Crescent Purchasing Consortium and its partners Dukefield Procurement Ltd (who are a subsidiary of Dukefield Group Ltd). Dukefield Procurement Ltd are acting as agents of Crescent Purchasing Consortium in the

development and ongoing contract management of this framework. The contracting authority will be using an eTendering system to conduct the procurement exercise. To access the procurement documentation suppliers must register their company details on the Sourcing Cloud system at:

<https://suppliers.multiquote.com>

the tender is available from the opportunities menu on the login page of the site.

The contracting authority shall not be under any obligation to accept the lowest tender or indeed any tender. Crescent Purchasing Consortium expressly reserves the rights:

(a) to terminate the procurement process and not to award any contract as a result of the procurement process at any time;

(b) to make whatever changes it may see fit to the content and structure of the procurement as detailed within the tender documentation;

(c) to award a contract covering only part of the consortium's requirements if explicitly detailed within the tender documentation;

(d) to disqualify any organisation from the process that canvasses any employee of the Contracting Authority during the procurement process or standstill period if applicable;

(e) seek clarifications to tender responses on the basis that any clarification sought will not confer any undue competitive advantage in the favour of any supplier from whom such clarifications are being sought;

(f) where the contracting authority can evidence that there is a conflict of interest, either personal or in consideration of any organisation bidding for the contract, the contracting authority shall have the explicit right to immediately exclude that person or organisation from the tender process entirely;

(g) where the contracting authority has engaged in any pre-market soft testing prior to the commencement of the procurement process, the contracting authority reserves the right to name any organisation that has been involved in these discussions and release any and all specifications/discussion documents to the market where appropriate to the subject matter of this procurement;

(h) the contracting authority will not be liable for any costs incurred by tenderers;

(i) the value of the framework provided in section II.1.5) is only an estimate and the contracting authority will not guarantee any business through this framework agreement;

and (j) the contracting authority wishes to establish a framework agreement open for use by all Public Sector Bodies as stated in II.1.4).

Tenderers should note, in reference to section IV.1.3), envisaged maximum number of participants to the framework:

Where, following the evaluation of bids, more than one tenderer on a Lot is tied with the same final evaluation score and are ranked in the last supplier award position, each of these tenderers shall be deemed to occupy the last framework agreement contract award position for the Lot in question for the purpose of calculating the maximum number of suppliers under the framework.

The contracting authority will award a framework agreement to additional tenderers on a particular Lot beyond the stated maximum number for that Lot, where their final evaluation score (s) is within 0.5% of the last placed position only on the particular Lot. For the avoidance of doubt, the last placed position in respect of this framework on each lot is eighth place. Therefore, tenderers within 0.5%, along with the tenderer in last placed position on a lot, shall be deemed to occupy the last framework agreement contract award position for that particular lot.

VI.4) Procedures for review

VI.4.1) Review body

Crescent Purchasing Consortium

Procurement House, Unit 23, Leslie Hough Way

Salford

M6 6AJ

Country

United Kingdom

VI.4.2) Body responsible for mediation procedures

Crescent Purchasing Consortium

Procurement House, Unit 23, Leslie Hough Way

Salford

M6 6AJ

Country

United Kingdom

VI.4.3) Review procedure

Precise information on deadline(s) for review procedures

Crescent Purchasing Consortium will incorporate a minimum 10-day standstill period at the point information on the award of contract is communicated to tenderers. Bidders who are unsuccessful shall be informed by the Contracting Authority as soon as possible after the decision is made as to the reasons why the bidder was unsuccessful. If an appeal regarding the award of the contract has not been successfully resolved, the Public Procurement Regulations provide for the aggrieved parties who have been harmed or who are at risk of harm by the breach of the rules to take action in the High Court (England, Wales and Northern Ireland). Any action must be generally brought within 3 months. If a declaration of ineffectiveness is sought, any such action must be brought within 30 days where the Contracting Authority has communicated the award of the contract and a summary of reasons to tenderers, or otherwise within 6 months of the contract being entered into. Where a contract has not been entered into, the Court may order the setting aside of the award decision or order the Contracting Authority to amend any document and may award damages. If the Contract has been entered into the Court may, depending on the circumstances, award damages, make a declaration of ineffectiveness, order the Contracting Authority to pay a fine, and/or order that the duration of the contract be shortened. The purpose of the standstill period referred to above is to allow the parties to apply to the Courts to set aside the award decision before the contract is entered into.

VI.4.4) Service from which information about the review procedure may be obtained

Crescent Purchasing Consortium

Procurement House, Unit 23, Leslie Hough Way

Salford

M6 6AJ

Country

United Kingdom