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Tender

## **TfL Legal Panel Framework**

Transport for London

F02: Contract notice

Notice identifier: 2024/S 000-016875

Procurement identifier (OCID): ocds-h6vhtk-046c5d

Published 30 May 2024, 12:36pm

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

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

Transport for London

5 ENDEAVOUR SQUARE

LONDON

E201JN

#### **Contact**

Ilva Cunka

#### **Email**

[ilvacunka@tfl.gov.uk](mailto:ilvacunka@tfl.gov.uk)

#### **Country**

United Kingdom

#### **Region code**

UKI - London

**Justification for not providing organisation identifier**

Not on any register

**Internet address(es)**

Main address

[www.tfl.gov.uk](http://www.tfl.gov.uk)

**I.3) Communication**

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

<https://service.ariba.com/Supplier.aw>

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

<https://service.ariba.com/Supplier.aw>

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

Regional or local authority

**I.5) Main activity**

General public services

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**Section II: Object**

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

**II.1.1) Title**

TfL Legal Panel Framework

Reference number

TfL 96455

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

- 79100000 - Legal services

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

Services

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

Transport for London (TfL) as the Contracting Authority is putting in place a Framework Agreement for Legal Services to include a number of law firms with the requisite resources, expertise and experience to advise Transport for London, the Greater London Authority and its other functional bodies (the 'GLA Group'). This will be in place for four years with an option to extend for two further years at the sole discretion of TfL.

This procurement relates to legal services which are listed in Schedule 3 of the Public Contracts Regulations 2015 (PCR) as a specific service. This procurement is being conducted under the Light Touch Regime ("LTR") in accordance with regulations 74 to 77 PCR using a negotiated procedure.

The estimated total and lot values set out in this notice are variable, what is listed is our currently anticipated upper bounds.

The procurement process is being conducted electronically on the e-Tendering portal SAP Ariba. The portal can be accessed via the following link:

<https://service.ariba.com/Supplier.aw>

Suppliers interested in this tender opportunity, please email [ilvacunka@tfl.gov.uk](mailto:ilvacunka@tfl.gov.uk) confirming your TfL SAP Ariba account name - your organisation will be added manually to the suppliers list in SAP Ariba and you will have unrestricted and full access to the tender documents.

To register or to check if you are already registered in TfL SAP Ariba, please use the following link:

<https://service.ariba.com/Supplier.aw>

For help registering or uploading your responses, please refer to [https://support.ariba.com/Adapt/Ariba\\_Network\\_Supplier\\_Training](https://support.ariba.com/Adapt/Ariba_Network_Supplier_Training). If the problem persists please contact [Ariba\\_Supplier\\_Enablement@tfl.gov.uk](mailto:Ariba_Supplier_Enablement@tfl.gov.uk).

### **II.1.5) Estimated total value**

Value excluding VAT: £120,000,000

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

This contract is divided into lots: Yes

Tenders may be submitted for all lots

## **II.2) Description**

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

Employment Law

Lot No

1

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

- 79100000 - Legal services

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

NUTS codes

- UK - United Kingdom

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

Legal support on contentious and non-contentious employment matters including tribunal cases (from the point of outsourcing to conclusion of the case), EAT appeals and specialist advice on industrial relations matters (including strategy, disputes and change programmes) and immigration.

This Lot will be awarded to one supplier because consistency of treatment of all employment related matters is imperative to ensure that any policy work undertaken and advice given fits seamlessly with the operational requirements of the business.

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

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

### **II.2.6) Estimated value**

Value excluding VAT: £10,000,000

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

Duration in months

48

This contract is subject to renewal

Yes

Description of renewals

Framework Agreement will be re-tendered prior its expiry

### **II.2.9) Information about the limits on the number of candidates to be invited**

Envisaged minimum number: 2

Maximum number: 4

### **II.2.10) Information about variants**

Variants will be accepted: No

### **II.2.11) Information about options**

Options: Yes

Description of options

Option to extend by up to 2 years

### **II.2.14) Additional information**

It is envisaged a maximum of 1 provider will be awarded to this lot

## **II.2) Description**

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

Major commercial matters

Lot No

2

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

- 79100000 - Legal services

**II.2.3) Place of performance**

NUTS codes

- UK - United Kingdom

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

Legal support on contentious and non-contentious aspects of significant infrastructure projects and other large scale and/or complex contracts.

**II.2.5) Award criteria**

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

**II.2.6) Estimated value**

Value excluding VAT: £24,000,000

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

Duration in months

48

This contract is subject to renewal

Yes

Description of renewals

Framework Agreement will be re-tendered prior its expiry

**II.2.9) Information about the limits on the number of candidates to be invited**

Envisaged minimum number: 6

Maximum number: 10

### **II.2.10) Information about variants**

Variants will be accepted: No

### **II.2.11) Information about options**

Options: Yes

Description of options

Option to extend by up to 2 years

### **II.2.14) Additional information**

It is envisaged a minimum of 6 and a maximum of 9 providers will be awarded on to this lot

## **II.2) Description**

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

Rail industry specialists

Lot No

3

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

- 79100000 - Legal services

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

NUTS codes

- UK - United Kingdom

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

Legal support on matters specific to the rail industry including industry specific agreements and regulatory issues covering commercial and real estate matters whether contentious or non-contentious.

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

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

**II.2.6) Estimated value**

Value excluding VAT: £6,000,000

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

Duration in months

48

This contract is subject to renewal

Yes

Description of renewals

Framework Agreement will be re-tendered prior its expiry

**II.2.9) Information about the limits on the number of candidates to be invited**

Envisaged minimum number: 3

Maximum number: 6

**II.2.10) Information about variants**

Variants will be accepted: No

**II.2.11) Information about options**

Options: Yes

Description of options

Option to extend by up to 2 years

**II.2.14) Additional information**

It is envisaged a minimum of 3 and a maximum of 5 providers will be awarded on to this lot

## **II.2) Description**

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

Routine commercial and real estate matters (contentious and non-contentious)

Lot No

4

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

- 79100000 - Legal services

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

NUTS codes

- UK - United Kingdom

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

Legal support for routine and high volume commercial and real estate matters (contentious and non-contentious matters) including compulsory purchase compensation and implementation matters, falling outside lots 3, 6, 7 and 8.

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

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

### **II.2.6) Estimated value**

Value excluding VAT: £30,000,000

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

Duration in months

48

This contract is subject to renewal

Yes

Description of renewals

Framework Agreement will be re-tendered prior its expiry

### **II.2.9) Information about the limits on the number of candidates to be invited**

Envisaged minimum number: 3

Maximum number: 6

### **II.2.10) Information about variants**

Variants will be accepted: No

### **II.2.11) Information about options**

Options: Yes

Description of options

Option to extend by up to 2 years

### **II.2.14) Additional information**

It is envisaged a minimum of 3 and a maximum of 5 providers will be awarded on to this lot

## **II.2) Description**

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

Housing

Lot No

5

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

- 79100000 - Legal services

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

NUTS codes

- UK - United Kingdom

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

Legal support for housing matters (including legal support in relation to the Mayor's major funding programmes for housing and regeneration and building safety, negotiating grant and loan agreements and advising on wider housing policy issues).

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

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

#### **II.2.6) Estimated value**

Value excluding VAT: £10,000,000

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

Duration in months

48

This contract is subject to renewal

Yes

Description of renewals

Framework Agreement will be re-tendered prior its expiry

#### **II.2.9) Information about the limits on the number of candidates to be invited**

Envisaged minimum number: 6

Maximum number: 8

#### **II.2.10) Information about variants**

Variants will be accepted: No

#### **II.2.11) Information about options**

Options: Yes

Description of options

Option to extend by up to 2 years

#### **II.2.14) Additional information**

It is envisaged a minimum of 4 and a maximum of 6 providers will be awarded on to this lot

### **II.2) Description**

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

Complex property and commercial development matters

Lot No

6

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

- 79100000 - Legal services

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

NUTS codes

- UK - United Kingdom

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

Legal support for large scale commercial developments and projects, operational and commercial property matters and regeneration.

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

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

#### **II.2.6) Estimated value**

Value excluding VAT: £20,000,000

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

Duration in months

48

This contract is subject to renewal

Yes

Description of renewals

Framework Agreement will be re-tendered prior its expiry

**II.2.9) Information about the limits on the number of candidates to be invited**

Envisaged minimum number: 6

Maximum number: 10

**II.2.10) Information about variants**

Variants will be accepted: No

**II.2.11) Information about options**

Options: Yes

Description of options

Option to extend by up to 2 years

**II.2.14) Additional information**

It is envisaged a minimum of 6 and a maximum of 8 providers will be awarded on to this lot

**II.2) Description**

**II.2.1) Title**

Major consents matters

Lot No

7

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

- 79100000 - Legal services

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

NUTS codes

- UK - United Kingdom

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

Legal support for major consents matters (including compulsory purchase compensation and implementation matters).

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

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

### **II.2.6) Estimated value**

Value excluding VAT: £10,000,000

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

Duration in months

48

This contract is subject to renewal

Yes

Description of renewals

Framework Agreement will be re-tendered prior its expiry

### **II.2.9) Information about the limits on the number of candidates to be invited**

Envisaged minimum number: 6

Maximum number: 8

### **II.2.10) Information about variants**

Variants will be accepted: No

### **II.2.11) Information about options**

Options: Yes

Description of options

Option to extend by 2 years

#### **II.2.14) Additional information**

It is envisaged a minimum of 4 and a maximum of 6 providers will be awarded on to this lot

### **II.2) Description**

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

Town and country planning and highways matters

Lot No

8

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

- 79100000 - Legal services

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

NUTS codes

- UK - United Kingdom

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

Legal support for town and country planning and highways matters (including compulsory purchase compensation and implementation matters).

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

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

#### **II.2.6) Estimated value**

Value excluding VAT: £10,000,000

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

Duration in months

48

This contract is subject to renewal

Yes

Description of renewals

Framework Agreement will be re-tendered prior its expiry

**II.2.9) Information about the limits on the number of candidates to be invited**

Envisaged minimum number: 6

Maximum number: 8

**II.2.10) Information about variants**

Variants will be accepted: No

**II.2.11) Information about options**

Options: Yes

Description of options

Option to extend by up to 2 years

**II.2.14) Additional information**

It is envisaged a minimum of 4 and a maximum of 6 providers will be awarded on to this lot

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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

Provision of the services is reserved to a particular profession. Registration with the Solicitors Regulation Authority is required.

#### **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

Execution of the service is reserved to a particular profession.

Reference to the relevant law, regulation or administrative provision:

Provision of the services is reserved to a particular profession. Registration with the Solicitors Regulation Authority is required.

#### **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**

Competitive procedure with negotiation

#### **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

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

This procurement concerns the establishment of a Framework Agreement with several suppliers. Due to the highly specialised and specific nature of the legal services, the Framework Agreement will be for a term of four years with an option to extend for up to a further two years at TfL's discretion.

#### **IV.1.5) Information about negotiation**

The contracting authority reserves the right to award the contract on the basis of the initial tenders without conducting negotiations

#### **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

5 July 2024

Local time

12:00pm

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

English

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## Section VI. Complementary information

### VI.1) Information about recurrence

This is a recurrent procurement: Yes

### VI.3) Additional information

Transport for London (TfL) is a complex organisation operating both as a functional body of the Greater London Authority (GLA) under the direction of the Mayor of London and as a provider of transport services. Further information on TfL may be found at [www.tfl.gov.uk](http://www.tfl.gov.uk).

The contract or contracts (if any) resulting from this call for competition may be awarded by and may be for the benefit of TfL and/or any of its subsidiaries and/or the GLA and/or any of the GLA's functional bodies and any Mayoral Development Corporation from time to time including (without limitation) the London Legacy Development Corporation and Old Oak and Park Royal Development Corporation.

The Contracting Authority expressly reserves the right (i) not to award any contract as a result of the procurement process commenced by publication of this notice; and (ii) to make whatever changes it may see fit to the content and structure of the tendering competition; and in no circumstances will the Contracting Authority be liable for any costs incurred by the candidates.

If the Contracting Authority decides to enter into a Framework Agreement with the successful supplier(s), this does not mean that there is any guarantee of subsequent contracts being awarded. Any expenditure, work or effort undertaken prior to contract award is accordingly a matter solely for the commercial judgement of potential suppliers. Any orders placed under this Framework Agreement will form a separate contract under the scope of this Framework between the supplier and the specific requesting contracting body. The Contracting Authority and other contracting bodies utilising the Framework reserve the right to use any electronic portal during the life of the Framework Agreement.

Please note all Economic Operators are required to express their interest by emailing [ilvacunka@tfl.gov.uk](mailto:ilvacunka@tfl.gov.uk). Economic Operators interested in being considered for this opportunity must express interest by means of completing the Standard Selection Questionnaire detailing their capabilities.

Transport for London (TfL) reserve the right not to consider expressions of interest received after the closing date/time or received by means other than the portal.

TfL reserves the right at any stage to reject or disqualify or revise the pre-qualified status

of any Tenderer who:

1. Provides information or confirmations which later prove to be untrue or incorrect; and/or
2. Does not submit a tender in accordance with the requirements set out in the procurement documents or as directed by TfL during the procurement process; and/or
3. Fulfils any one or more of the criteria detailed in Regulation 57 of the Public Contracts Regulations 2015.

The procurement process is being conducted electronically on the e-Tendering portal SAP Ariba. The portal can be accessed via the following link:

<https://service.ariba.com/Supplier.aw>

To register or to check if you are already registered in TfL SAP Ariba, please use the following link:

<https://service.ariba.com/Supplier.aw>

For help registering or uploading your responses, please refer to [https://support.ariba.com/Adapt/Ariba\\_Network\\_Supplier\\_Training](https://support.ariba.com/Adapt/Ariba_Network_Supplier_Training). If the problem persists please contact [Ariba\\_Supplier\\_Enablement@tfl.gov.uk](mailto:Ariba_Supplier_Enablement@tfl.gov.uk).

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

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

Transport for London

5 Endeavour Square

London

E20 1JN

Country

United Kingdom

### **VI.4.3) Review procedure**

Precise information on deadline(s) for review procedures

The Contracting Authority will observe a standstill period for a minimum of 10 calendar

days from when the contract award notice is issued to bidders. That notice will provide full information on the award decision. The standstill period provides time for unsuccessful bidders to challenge the award decision before the contract is entered into. Any appeal or request for additional information should be sent to the (name and address as in Section I.1). The Public Contracts Regulations 2015 (SI 2015

No 102) provide for aggrieved parties who have been harmed or are at risk of harm by a breach of the rules to take action in the High Court (England, Wales and Northern Ireland).