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Tender

Provision of Legal Services

Leeds and York Partnership NHS Foundation Trust, trading as North of England NHS Commercial Procurement Collaborative ("NOE CPC")

F02: Contract notice

Notice identifier: 2024/S 000-026862

Procurement identifier (OCID): ocds-h6vhtk-049308

Published 22 August 2024, 2:26pm

Section I: Contracting authority

I.1) Name and addresses

Leeds and York Partnership NHS Foundation Trust, trading as North of England NHS Commercial Procurement Collaborative ("NOE CPC")

Don Valley House, Savile Street East

Sheffield

S4 7UQ

Contact

James Brooks

Email

procurement@noecpc.nhs.uk

Country

United Kingdom

Region code

UK - United Kingdom

Internet address(es)

Main address

<https://www.noecpc.nhs.uk>

Buyer's address

<https://www.noecpc.nhs.uk>

I.2) Information about joint procurement

The contract is awarded by a central purchasing body

I.3) Communication

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

<https://health-family.force.com/s/Welcome>

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

<https://health-family.force.com/s/Welcome>

Tenders or requests to participate must be submitted to the above-mentioned address

Electronic communication requires the use of tools and devices that are not generally available. Unrestricted and full direct access to these tools and devices is possible, free of charge, at

<https://health-family.force.com/s/Welcome>

I.4) Type of the contracting authority

Body governed by public law

I.5) Main activity

Health

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Provision of Legal Services

II.1.2) Main CPV code

- 79100000 - Legal services

II.1.3) Type of contract

Services

II.1.4) Short description

North of England NHS Commercial Procurement Collaborative (NOE CPC) is seeking to establish a new framework agreement for Legal Services, working in collaboration with NHS London Procurement Partnership (NHS LPP).

II.1.5) Estimated total value

Value excluding VAT: £200,000,000

II.1.6) Information about lots

This contract is divided into lots: No

II.2) Description

II.2.2) Additional CPV code(s)

- 79110000 - Legal advisory and representation services

- 79111000 - Legal advisory services
- 79000000 - Business services: law, marketing, consulting, recruitment, printing and security
- 79130000 - Legal documentation and certification services
- 79112000 - Legal 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 and any of the crown dependencies (including but not limited to, the Isle of Man).

II.2.4) Description of the procurement

North of England NHS Commercial Procurement Collaborative (NOE CPC) is seeking to establish a new framework agreement for Legal Services, working in collaboration with NHS London Procurement Partnership (NHS LPP). The resulting framework will be cover a wide range of legal services, including NHS Governance & Public Law, Primary Care Services, Healthcare Law, Mental Health Law, Employment Law, Contract and Commercial Law, Property Law and Corporate Finance & PFI/PFI2/PPP Projects inc. LIFT schemes. The framework agreement will be available for use by NHS and other public sector organisations across UK (including; England, Wales, Scotland), Northern Ireland and the Crown Dependencies. Please note, it is not intended that the resulting framework agreement will cover provision of legal services where specifically related to clinical negligence matters, which fall under the scope of NHS Resolution.

The below-listed Authorities (plus those entities listed at Section II.2.11 and Section VI.3) are eligible to access the resulting framework – subject to NOE CPC approval.

AGH SOLUTIONS LTD (AIREDALE NHS FOUNDATION TRUST)

AIREDALE NHS FOUNDATION TRUST

BARNSELY FACILITIES SERVICES LIMITED (BARNSELY HOSPITAL NHS FOUNDATION TRUST)

BARNSELY HOSPITAL NHS FOUNDATION TRUST

BRADFORD DISTRICT CARE NHS FOUNDATION TRUST
BRADFORD TEACHING HOSPITALS NHS FOUNDATION TRUST
CALDERDALE AND HUDDERSFIELD NHS FOUNDATION TRUST
CALDERDALE AND HUDDERSFIELD SOLUTIONS LIMITED (CALDERDALE AND
HUDDERSFIELD NHS FOUNDATION TRUST)
CHESTERFIELD ROYAL HOSPITAL NHS FOUNDATION TRUST
DERBYSHIRE COMMUNITY HEALTH SERVICES NHS FOUNDATION TRUST
DERBYSHIRE SUPPORT AND FACILITIES SERVICES LIMITED (CHESTERFIELD ROYAL
HOSPITAL NHS FOUNDATION TRUST)
DONCASTER AND BASSETLAW TEACHING HOSPITALS NHS FOUNDATION TRUST
HARROGATE AND DISTRICT NHS FOUNDATION TRUST
HARROGATE HEALTHCARE FACILITIES MANAGEMENT LTD (T/A HARROGATE
INTEGRATED FACILITIES LTD)
HULL UNIVERSITY TEACHING HOSPITALS NHS TRUST
HUMBER TEACHING NHS FOUNDATION TRUST
LEEDS AND YORK PARTNERSHIP NHS FOUNDATION TRUST
LEEDS COMMUNITY HEALTHCARE NHS TRUST
LEEDS TEACHING HOSPITALS NHS TRUST
LEICESTERSHIRE PARTNERSHIP NHS TRUST
LINCOLNSHIRE COMMUNITY HEALTH SERVICES NHS TRUST
LINCOLNSHIRE PARTNERSHIP NHS FOUNDATION TRUST
LOCALA COMMUNITY PARTNERSHIPS CIC
MANX CARE
MID YORKSHIRE HOSPITALS NHS TRUST
NHS SOUTH YORKSHIRE INTEGRATED CARE BOARD
NORTHERN CARE ALLIANCE / BUSINESS SERVICES ORGANISATION
NORTHERN LINCOLNSHIRE AND GOOLE NHS FOUNDATION TRUST
NOTTINGHAM UNIVERSITY HOSPITALS NHS TRUST
NOTTINGHAMSHIRE HEALTHCARE NHS FOUNDATION TRUST
ROTHERHAM DONCASTER AND SOUTH HUMBER NHS FOUNDATION TRUST
SHEFFIELD CHILDREN'S NHS FOUNDATION TRUST
SHEFFIELD HEALTH & SOCIAL CARE NHS FOUNDATION TRUST
SHEFFIELD TEACHING HOSPITALS NHS FOUNDATION TRUST
SHERWOOD FOREST HOSPITALS NHS FOUNDATION TRUST
SOUTH WEST YORKSHIRE PARTNERSHIP NHS FOUNDATION TRUST
THE NEWCASTLE UPON TYNE HOSPITALS NHS FOUNDATION TRUST
THE ROTHERHAM NHS FOUNDATION TRUST
UNITED LINCOLNSHIRE HOSPITALS NHS TRUST
UNIVERSITY HOSPITALS OF DERBY AND BURTON NHS FOUNDATION TRUST
UNIVERSITY HOSPITALS OF LEICESTER NHS TRUST
YORK AND SCARBOROUGH TEACHING HOSPITALS NHS FOUNDATION TRUST
YORK TEACHING HOSPITAL FACILITIES MANAGEMENT (YORK AND SCARBOROUGH
TEACHING HOSPITALS NHS FOUNDATION TRUST)
YORKSHIRE AMBULANCE SERVICE NHS TRUST

A full list of current NHS Procurement Hub members is available at all times on the below websites.

<http://noecpc.nhs.uk/current-members>

<https://www.commercialsolutions-sec.nhs.uk/>

<https://www.lpp.nhs.uk/>

<https://www.eoecph.nhs.uk/>

NOE CPC member bodies as listed at: <http://www.noecpc.nhs.uk/current-members> and any additional new NOE CPC members including wholly owned companies and subsidiaries, may utilise this framework agreement during the contract term.

See Section II.2.11 and VI.3 for list of entities eligible to utilise any resulting framework, subject to the approval of NOE CPC.

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: £200,000,000

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

Duration in months

48

This contract is subject to renewal

No

II.2.10) Information about variants

Variants will be accepted: No

II.2.11) Information about options

Options: Yes

Description of options

The entities eligible to utilise any resulting agreement(s), subject to the approval of NOE CPC include any other NHS/Public Sector bodies located in England, Wales, Scotland, Northern Ireland, including any of the Crown Dependencies and NHS Collaborative Procurement Organisations:

The NHS in England (National Health Service for the United Kingdom) including but not limited to: Foundation Trusts, Acute (Hospital) Trusts, Ambulance Trusts, Mental Health Trusts, Care Trusts listed at:

<https://www.england.nhs.uk/publication/nhs-provider-directory>

Integrated Care Systems (ICS's)

<https://www.england.nhs.uk/system-and-organisational-oversight/system-directory/>

Integrated Care Boards (ICB's)

<https://www.nhs.uk/nhs-services/find-your-local-integrated-care-board/>

Department of Health:

<https://www.gov.uk/government/organisations/department-of-health>

Arm's Length Bodies:

<https://www.gov.uk/government/publications/how-to-contact-department-of-health-arms-length-bodies/department-of-healths-agencies-and-partner-organisations>

Sustainability and Transformation Partnerships (STPs) and their individual constituent organisations:

<https://www.england.nhs.uk/category/stp/>

NHS England:

<https://www.england.nhs.uk/>

Organisation involved in commissioning and/or overseeing General Practitioner services, GP consortia, GP Practices and any other provider of primary medical services who are a party to any of the following contracts:

- General Medical Services (GMS)
- Personal Medical Services (PMS)
- Alternative Provider Medical Services (APMS)

The NHS in Wales, Scotland and Northern Ireland including but not limited to Primary care services - GPs, pharmacies, dentists and optometrists, Hospital services, and community services, including those provided through community health centres and mental health services at:

NHS Wales (National Health Service for Wales): including but not limited to Welsh Health Boards, NHS Trusts and Public Health Wales:

Continued at Section VI.3 Additional Information

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

This procurement exercise will be conducted on the Atamis Health Family Single eCommercial System at: <https://health-family.force.com/login>

For any support in submitting your response please contact the Atamis helpdesk on 0800 995 6035 or email support-health@atamis.co.uk

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

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 a single operator

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

N/A

IV.1.6) Information about electronic auction

An electronic auction will be used

Additional information about electronic auction

Participating Authorities reserve the right to undertake electronic auctions in the awarding of call-offs under this 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.2.2) Time limit for receipt of tenders or requests to participate

Date

27 September 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

Duration in months: 4 (from the date stated for receipt of tender)

IV.2.7) Conditions for opening of tenders

Date

22 August 2024

Local time

2:00pm

Section VI. Complementary information

VI.1) Information about recurrence

This is a recurrent procurement: No

VI.3) Additional information

<http://www.wales.nhs.uk/nhswalesaboutus/structure>

NHS Scotland (National Health Service for Scotland) including but not limited to Regional NHS Boards, Special NHS Boards and public health body at:

<http://www.scot.nhs.uk/organisations/>

Health and Social Care Services in Northern Ireland: (National Health Service for Northern Ireland) including but not limited to Health Trusts, Social Care Board and other HSC Agencies:

<http://online.hscni.net/>

Social Enterprise UK:

<https://www.socialenterprise.org.uk>

Local Authority Councils in England, Scotland and Wales: county, unitary, district, borough, and metropolitan councils (parish/community councils)

Local Councils in England, Scotland and Wales:

<https://www.gov.uk/find-local-council>

Local Authority Councils in Northern Ireland:

<https://www.nidirect.gov.uk/contacts/local-councils-in-northern-ireland>

Isle of Man (IoM) Government and associated IoM based public bodies, including all IoM Government Departments and Cabinet Office, including but not limited to: Department of Health & Social Care:

<https://www.gov.im/about-the-government/departments/health-and-social-care/>

The States of Jersey Government and administration including all Government Departments including but not limited to: Health & Social Services:

<https://www.gov.je/Government/Departments/Pages/default.aspx>

The States of Guernsey (Parliament and government) including but not limited to the Committee for Health & Social Care:

<https://www.gov.gg/article/152954/Health-and-Social-Services-Department>

Educational establishments in England including schools and colleges:

<https://get-information-schools.service.gov.uk/>

Schools in Wales:

<https://gov.wales/address-list-schools>

Further Education and 6th Form Colleges in the UK:

<https://www.gov.uk/government/publications/further-education-colleges-in-the-uk>

Higher Education Recognised or listed bodies in the UK offering degree-level courses:

<https://www.gov.uk/check-a-university-is-officially-recognised>

Schools in Scotland including primary, secondary and special schools:

<https://education.gov.scot/parentzone/>

Educational Establishments in Scotland:

<http://www.gov.scot/Topics/Statistics/ScotXed/SchoolEducation/SchoolEstablishments>

Schools and Educational Establishments in Northern Ireland:

<https://www.education-ni.gov.uk/services/schools-plus>

Higher Education Universities and Colleges in Northern Ireland:

<https://www.nidirect.gov.uk/articles/universities-and-colleges-northern-ireland>

UK Police Forces in England, Northern Ireland, Scotland and Wales including National Special Police Forces.

<https://www.police.uk/pu/find-a-police-force/>

England Fire and Rescue Services

<https://www.nationalfirechiefs.org.uk/Fire-and-Rescue-Services>

Scottish Fire & Rescue Services

<http://www.firescotland.gov.uk/your-area.aspx>

Welsh Fire & Rescue Services

<https://www.gov.wales/fire-rescue>

Northern Ireland Fire & Rescue Service

<https://www.nifrs.org/>

UK Maritime & Coastguard Agency

<https://www.gov.uk/government/organisations/maritime-and-coastguard-agency/about/access-and-opening>

Registered charities in England and Wales:

<https://www.gov.uk/find-charity-information>

Registered charities in Scotland:

<https://www.oscr.org.uk/charities>

Registered charities in Northern Ireland:

<http://www.charitycommissionni.org.uk/charity-search/>

Ministry of Defence (MOD):

<https://www.gov.uk/government/organisations/ministry-of-defence>

Ministry of Justice (MOJ):

<https://www.gov.uk/browse/justice/prisons-probation>

Registered social landlords, government funded, not-for-profit organisations that provide affordable housing, including housing associations, trusts and cooperatives.

England:

<https://www.gov.uk/government/publications/current-registered-providers-of-social-housing>

Scotland:

<https://www.housingregulator.gov.scot/landlord-performance/landlords>

Wales:

<http://gov.wales/topics/housing-and-regeneration/publications/registered-social-landlords-in-wales/?lang=en>

Northern Ireland:

<https://www.nidirect.gov.uk/contacts/housing-associations>

Any other public sector and government organisations, including, but not limited to, those listed at; Departments, agencies and public bodies

<https://www.gov.uk/government/organisations>

VI.4) Procedures for review

VI.4.1) Review body

The High Court

The Strand

London

WC2A 2LL

Country

United Kingdom

Internet address

<https://www.judiciary.uk/courts-and-tribunals/high-court/>

VI.4.3) Review procedure

Precise information on deadline(s) for review procedures

NOE CPC will incorporate a minimum 10 calendar standstill period at the point information on the award of contract is communicated to tenderers, in accordance with Regulation 87 of the Public Contract Regulations 2015.

Any tenderer wishing to appeal the decision to award the contract, or after the award of the contract appeal the award of the contract, shall have the rights set out in Part 3 of the Public Contract Regulations 2015.

Bidders should note that the NOECPC retain absolute discretion as to whether to accept any offer following evaluation. The NOE CPC is not bound in any way to accept any and reserves the right to make no further contract award under this procurement process. The NOE CPC shall not be held liable for any liability or cost or expense incurred by any bidder in relation to this project whatsoever, including, without limitations, in relation to the preparation of their tender and any subsequent clarification or any legal or other expenses.