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Contract

## **The Provision of Legal Services to the Teesside Flexible Investment Fund**

Development Bank of Wales

F03: Contract award notice

Notice identifier: 2024/S 000-036664

Procurement identifier (OCID): ocids-h6vhtk-045435

Published 13 November 2024, 8:45am

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

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

Development Bank of Wales

1 Capital Quarter Tyndall Street

Cardiff

CF10 4BZ

#### **Email**

[procurement@developmentbank.wales](mailto:procurement@developmentbank.wales)

#### **Telephone**

+44 02920338100

#### **Fax**

+44 2920338101

#### **Country**

United Kingdom

**NUTS code**

UKL - Wales

**Internet address(es)**

Main address

<https://fwcapital.co.uk>

Buyer's address

[https://www.sell2wales.gov.wales/search/Search\\_AuthProfile.aspx?ID=AA0555](https://www.sell2wales.gov.wales/search/Search_AuthProfile.aspx?ID=AA0555)

**I.2) Information about joint procurement**

The contract is awarded by a central purchasing body

**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**

The Provision of Legal Services to the Teesside Flexible Investment Fund

Reference number

DBW00072

**II.1.2) Main CPV code**

- 79100000 - Legal services

**II.1.3) Type of contract**

Services

**II.1.4) Short description**

Teesside Flexible Investment Fund

The Teesside Flexible Investment Fund ("TFIF") is a GBP20m fund established in April 2024 with financial support from the Teesside Pension Fund to facilitate the delivery of business succession and property development projects in Teesside that support economic growth and create employment. The fund can also facilitate the delivery of contracts, although this is outside of the scope of this procurement.

The fund can provide funding from GBP250,000 to GBP3,000,000 over a maximum five (5) year term.

2.4 FWC as Fund Managers of the TFIF, are seeking to appoint an experienced legal panel on a call off basis to be utilised as and when required to support the role out of the fund.

Further information can be obtained from the Invitation to Tender

**II.1.6) Information about lots**

This contract is divided into lots: No

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

Value excluding VAT: £300,000

**II.2) Description****II.2.2) Additional CPV code(s)**

- 79100000 - Legal services
- 79111000 - Legal advisory services
- 79140000 - Legal advisory and information services

**II.2.3) Place of performance**

NUTS codes

- UKC1 - Tees Valley and Durham

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

Requirements for the contract include: ?

Firms must have a physical presence in Tees Valley;

- Firms must be able to demonstrate they have the relevant skills, technical ability, and experience to advise on all aspects of succession investments including but not limited to:

- Equity, equity option and loan agreements & associated documents.

- Debentures.

- Legal charges.

- Deeds Of Priority and Intercreditor Agreements.

- Personal and corporate guarantees.

- Articles of Association and Shareholder Agreements.

- Service Agreements.

- Transfer of IP and other assets, assignment of contracts.

- Share transfers.

- Companies House documentation.

- Firms must be able to demonstrate they have the relevant skills, technical ability, and experience to advise on all aspects of property development investments including but not limited to:

- Legal charges over land and property.

- Report on Title.

- Build Contracts.

- Collateral Warranties.

- Leases, pre-sale, and pre-let agreements.

- Firms must be able to demonstrate they have sufficient resources in place to deliver the

Services in a timely manner and that they represent good value for money for the Services delivered.

- Firms must be able to demonstrate how they can add value to the Fund Manager in the delivery of the TFIF over its lifetime.

Further information can be found within the Invitation to Tender.

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

Quality criterion - Name: Project Team and Relevant Experience / Weighting: 14

Quality criterion - Name: Delivery of the Services / Weighting: 16

Quality criterion - Name: Key Issues, Risks and Challenges / Weighting: 5

Quality criterion - Name: Conflicts of Interest / Weighting: 5%

Quality criterion - Name: Added Value / Weighting: 10%

Quality criterion - Name: Presentation / Weighting: 25

Price - Weighting: 25

#### **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

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## **Section IV. Procedure**

### **IV.1) Description**

#### **IV.1.1) Type of procedure**

Open procedure

#### **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: [2024/S 000-013037](#)

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## **Section V. Award of contract**

### **Contract No**

DBW00072.00

A contract/lot is awarded: Yes

### **V.2) Award of contract**

#### **V.2.1) Date of conclusion of the contract**

2 July 2024

#### **V.2.2) Information about tenders**

Number of tenders received: 6

Number of tenders received from SMEs: 5

Number of tenders received from tenderers from other EU Member States: 6

Number of tenders received from tenderers from non-EU Member States: 0

Number of tenders received by electronic means: 6

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

#### **V.2.3) Name and address of the contractor**

Muckle LLP

Time Central, 32 Gallowgate

Newcastle upon Tyne

NE14BF

Country

United Kingdom

NUTS code

- UKC2 - Northumberland and Tyne and Wear

The contractor is an SME

Yes

**V.2.3) Name and address of the contractor**

Square One Law LLP

Anson House, Burdon Terrace

Newcastle upon Tyne

NE23AE

Country

United Kingdom

NUTS code

- UKC - North East (England)

The contractor is an SME

Yes

**V.2.3) Name and address of the contractor**

WARD HADAWAY LLP

Sandgate House, 102 Quayside

Newcastle Upon Tyne

NE13DX

Country

United Kingdom

NUTS code

- UK - United Kingdom



The contractor is an SME

No

**V.2.3) Name and address of the contractor**

THE ENDEAVOUR PARTNERSHIP LLP

Tobias House, St Mark's Court, Teesdale Business Park

Teesside

TS176QW

Telephone

+44 7540286102

Country

United Kingdom

NUTS code

- UK - United Kingdom

The contractor is an SME

Yes

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

Initial estimated total value of the contract/lot: £310,000

Total value of the contract/lot: £300,000

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## **Section VI. Complementary information**

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

(WA Ref:145974)

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

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

High Court

Royal Courts of Justice, The Strand

London

WC2A 2LL

Telephone

+44 2079477501

Country

United Kingdom