

IRL-Dublin: Business services: law, marketing, consulting, recruitment, printing and security

OJ S 121/2013 25/06/2013

Contract notice

Services

Directive 2004/18/EC

Section I: Contracting authority

I.1. Name and addresses

Official name: The Pharmaceutical Society of Ireland

Postal address: PSI House, Fenian Street

Town: Dublin

Postal code: 2

Country: Ireland

For the attention of: Harry Kettle

E-mail: harry.kettle@achilles.com

Additional information can be obtained from:

the abovementioned address

Specifications and additional documents (including documents for competitive dialogue and a dynamic purchasing system) can be obtained from:

the abovementioned address

Tenders or requests to participate must be submitted: the abovementioned address

I.2. Type of the contracting authority

Body governed by public law

I.3. Main activity

Health

I.4. Contract award on behalf of other contracting authorities

The contracting authority is purchasing on behalf of other contracting authorities: no

Section II: Object of the contract

II.1. Description

II.1.1. Title attributed to the contract by the contracting authority

PSI - Legal Services2013 - Establishment of a multi-party Framework Agreement for the Provision of Legal Services to the Pharmaceutical Society of Ireland.

II.1.2. Type of contract and place of performance or delivery

Services

Service category No 21: Legal services

Main site or place of performance: Dublin.

NUTS code IE Éire / Ireland

II.1.3. Information about a framework agreement or a dynamic purchasing system

The procurement involves the establishment of a framework agreement

II.1.4. Information about framework agreement

Framework agreement with several operators

Maximum number Envisaged maximum number of participants to the framework agreement
: 3

Duration of the framework agreement

Duration in years: 4

Estimated total value of purchases for the entire duration of the framework agreement

Estimated value excluding VAT: 1 600 000 EUR

II.1.5. Short description of the contract or purchase(s)

The Pharmaceutical Society of Ireland (PSI) is an independent statutory body established by the Pharmacy Act 2007 and regulates the pharmacy profession and pharmacies in Ireland, in the interests of public health and safety.

The 2007 Act replaced a number of old Acts and regulations dating back to 1875 and in recent years, the PSI has been engaged in a significant change programme to meet the challenges of implementing the new legislation.

The PSI wishes to establish a multi-party framework agreement, for a duration of up to 4 years, for the provision of Legal Services including court representation. The Legal Services required include: 1. Governance, 2. Registration, 3. Fitness to Practise/Fitness to Operate, 4. Inspection, Investigation and Enforcement, 5. Education, 6. Employment Law, 7. Contract Law, 8. General Matters. It is envisaged that 5 qualifying organisations will be invited to tender, and successive reduction will be applied.

II.1.6. CPV code(s)

79000000 Business services: law, marketing, consulting, recruitment, printing and security, 79100000 Legal services, 79110000 Legal advisory and representation services, 79111000 Legal advisory services, 79112000 Legal representation services, 79130000 Legal documentation and certification services, 79140000 Legal advisory and information services

II.1.7. Information about the Government Procurement Agreement (GPA)

The procurement is covered by the Government Procurement Agreement: no

II.1.8. Lots

This contract is divided into lots: no

II.1.9. Information about variants

Variants will be accepted: no

II.2. Scope of the procurement

II.2.1. Total quantity or scope

This framework agreement will refer to all of PSI's legal services of every description (See also page 6 of the Qualification document). As described in Section II.1.5) above. Applicants must register on eTenders in order to receive any further information and clarifications regarding the competition. Full information is available from the Qualification Questionnaire available to download from etenders.gov.ie

Estimated value excluding VAT: 1 600 000 EUR

II.2.2. Information about options

Options: no

II.2.3. Information about renewals

II.3. Duration of the contract or time limit for completion

Duration in months: 48 (from the award of the contract)

III.1. Conditions related to the contract

III.1.1. Deposits and guarantees required

III.1.2. Main financing conditions and payment arrangements and/or reference to the relevant provisions governing them

To be agreed at the time of establishing the framework agreement.

III.1.3. Legal form to be taken by the group of economic operators to whom the contract is to be awarded

Legal form to be taken by the grouping of suppliers, contractors or service providers to whom the contract is to be awarded. A grouping, if successful, may be required to contract as a single entity having joint and several liability but subject to the agreement of the contracting parties. If it is proposed to sub-contract the delivery of any portion of the initial contract or any subsequent contract under the framework, it may be a condition of award of contract that both the service provider and any proposed sub-contractor enter simultaneously into a collateral warranty with the contracting authority for the relevant portion of that contract.

III.1.4. Contract performance conditions

The performance of the contract is subject to particular conditions: no

III.2. Conditions for participation

III.2.1. Suitability to pursue the professional activity, including requirements relating to enrolment on professional or trade registers

List and brief description of conditions: Please see Qualification Questionnaires available to download from the Irish Government Public Procurement Opportunities Portal (www.etenders.gov.ie).

III.2.2. Economic and financial ability

List and brief description of conditions: Please see Qualification Questionnaires available to download from the Irish Government Public Procurement Opportunities Portal (www.etenders.gov.ie).

Minimum level(s) of standards possibly required: Please see Qualification Questionnaires available to download from the Irish Government Public Procurement Opportunities Portal (www.etenders.gov.ie)

III.2.3. Technical and professional ability

List and brief description of conditions:

Please see Qualification Questionnaires available to download from the Irish Government Public Procurement Opportunities Portal (www.etenders.gov.ie).

Minimum level(s) of standards possibly required:

Please see Qualification Questionnaires available to download from the Irish Government Public Procurement Opportunities Portal (www.etenders.gov.ie).

III.2.4. Information about reserved contracts

III.3. Conditions specific to services contracts

III.3.1. Information about a particular profession

Execution of the service is reserved to a particular profession: yes

Reference to the relevant law, regulation or administrative provision: Candidates must be eligible to provide legal services in Ireland under the terms of the Solicitors Act, 1954 (as amended) and relevant EU law.

III.3.2. 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: no

Section IV: Procedure

IV.1. Type of procedure

IV.1.1. Type of procedure

Accelerated negotiated
Extreme urgency of putting in place a new contract.

IV.1.2. Information about the limits on the number of candidates to be invited

IV.1.3. Information about reduction of the number of solutions or tenders during negotiation or dialogue

IV.2. Award criteria

IV.2.1. Award criteria

The most economically advantageous tender in terms of Price is not the only award criterion and all criteria are stated only in the procurement documents

IV.2.2. Information about electronic auction

An electronic auction will be used: no

IV.3. Administrative information

IV.3.1. File reference number attributed by the contracting authority

IV.3.2. Previous publication concerning this procedure

no

IV.3.3. Conditions for obtaining specifications and additional documents or descriptive document

Payable documents: no

IV.3.4. Time limit for receipt of tenders or requests to participate

8.7.2013 - 12:00

IV.3.5. Estimated date of dispatch of invitations to tender or to participate to selected candidates

IV.3.6. Languages in which tenders or requests to participate may be submitted

English.
Other: GA

IV.3.7. Minimum time frame during which the tenderer must maintain the tender

IV.3.8. Conditions for opening of tenders

Section VI: Complementary information

VI.1. Information about recurrence

This is a recurrent procurement: no

VI.2. Information about European Union funds

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

VI.3. Additional information

— As the subject matter of this framework agreement is a non-priority (Annex IIB) service, the establishment of the framework is not subject to the provisions of Directive 2004/18/EC with regard to the choice of procedure.

Therefore, the awarding authority will employ a negotiated procedure under its own terms and conditions.

— Interested parties must register their interest on the eTenders web site (www.etenders.gov.ie) in order to be included on the mailing list for clarifications. All information relating to attachments, including clarifications and changes, will be published on the Irish Government procurement opportunities portal (www.etenders.gov.ie)

only. Registration is free of charge,

— This is the sole call for competition for these services,

— The contracting authority will not be responsible for any costs, charges or expenses incurred by candidates or tenderers,

— Contract award will be subject to the approval of the competent authorities,

— It will be a condition for admittance to the framework agreement that tenderers and their sub-contractors (if any) produce a valid tax clearance certificate from the Irish revenue commissioners and that they retain a fully

valid certificate throughout the lifetime of the framework and of contracts awarded under the framework.

- Admittance to the framework will also be conditional upon formal written acceptance of Pharmaceutical Society of Ireland Terms and Conditions.

— If for any reason it is not possible to admit to the framework agreement one or more of the tenderers invited following the conclusion of the competitive process, the contracting authority reserves the right to invite the next highest scoring tenderer(s) to join the framework agreement as appropriate. This shall be without prejudice to the right of the contracting authority to cancel this competitive process and/or initiate a new contract award procedure at its sole discretion,

— Contracts will be awarded under the framework using the cascade method as set out in the tender documentation. Notwithstanding the existence of the framework, the contracting authority at its sole discretion reserves the right to engage in a separate procurement procedure outside of the framework for any contract arising for legal services.

— Should you wish any of the information supplied by you not to be disclosed because of its sensitivity, you should, when providing the information, identify same and specify the reasons for its sensitivity. The Pharmaceutical Society of Ireland will take this into consideration if it receives a request for disclosure, and may consult with you, but may decide to disclose the information despite your view. It is not sufficient to include a general statement that all your information is confidential or commercially sensitive.

VI.4. Procedures for review

VI.4.1. Review body

Official name: High Court,
Postal address: Four Courts, Ground Floor (East Wing), Inns Quay
Town: Dublin
Postal code: 7
Country: Ireland
E-mail: highcourtcentraloffice@courts.ie
Telephone: +353 18886000
Internet address: <http://www.courts.ie>

VI.4.2. Review procedure

Precise information on deadline(s) for review procedures: Please see the relevant Irish Statutory Instruments (SI 130 of 2010 and SI 420 of 2010) available at www.irishstatutebook.ie

VI.4.3. Service from which information about the review procedure may be obtained

Official name: The Courts Service,
Postal address: 15/24 Phoenix Street, North Smithfield
Town: Dublin
Postal code: 7
Country: Ireland
Telephone: +353 18886000
Internet address: <http://www.courts.ie>

VI.5. Date of dispatch of this notice

20.6.2013