

United Kingdom-Glasgow: Legal services
OJ S 11/2021 18/01/2021
Contract award notice
Services

Legal Basis:

Directive 2014/24/EU

Section I: Contracting authority

I.1. Name and addresses

Official name: Scottish Enterprise
Postal address: Atrium Court, 50 Waterloo Street
Town: Glasgow
NUTS code: UKM82 Glasgow City
Postal code: G2 6HQ
Country: United Kingdom
Contact person: Adam Cunnningham
E-mail: adam.cunningham@scotent.co.uk
Telephone: +44 1414686024

Internet address(es):

Main address: <http://www.scottish-enterprise.com/>
Address of the buyer profile: https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA00398

I.1. Name and addresses

Official name: Highlands and Islands Enterprise
Postal address: An Lòchran, 10 Inverness Campus
Town: Inverness
NUTS code: UKM6 Highlands and Islands
Postal code: IV2 5NA
Country: United Kingdom
E-mail: hieprocurement@hient.co.uk
Telephone: +44 1463245245

Internet address(es):

Main address: <http://www.hie.co.uk>
Address of the buyer profile: https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA00313

I.1. Name and addresses

Official name: South of Scotland Enterprise Agency
Postal address: Carmont House, The Crichton, Bankend Road
Town: Dumfries
NUTS code: UK United Kingdom
Postal code: DG1 4TA
Country: United Kingdom
E-mail: stuart.paterson@sose.scot
Telephone: +44 1750535901

Internet address(es):

Main address: <https://www.southofscotlandenterprise.com>

Address of the buyer profile: https://www.publiccontractscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA30448

I.2. Information about joint procurement

The contract involves joint procurement

I.4. Type of the contracting authority

Regional or local agency/office

I.5. Main activity

Economic and financial affairs

Section II: Object

II.1. Scope of the procurement

II.1.1. Title

Legal Services Framework (P21-0018)

Reference number: P21-0018

II.1.2. Main CPV code

79100000 Legal services

II.1.3. Type of contract

Services

II.1.4. Short description

Legal Services framework agreement for Scottish Enterprise (SE), Highlands and Islands Enterprise (HIE), South of Scotland Enterprise Agency (SOSE), and their respective subsidiary and associated companies and undertakings, and public bodies sharing complementary economic development and/or training objectives. This framework is anticipated to commence in December 2020 and will have a duration of 4 years (48 months).

II.1.6. Information about lots

This contract is divided into lots: no

II.1.7. Total value of the procurement

Value excluding VAT: 8 700 000,00 GBP

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 code: UKM Scotland

II.2.4. Description of the procurement

The purpose of this procurement is to appoint a number of suitably qualified suppliers, operating under a framework agreement, to provide comprehensive legal services to Scottish Enterprise ("SE"), Highlands and Islands Enterprise ("HIE"), South of Scotland Enterprise Agency ("SOSE"), and their respective subsidiary and associated companies and undertakings, and public bodies sharing complementary economic development and/or

training objectives (together, the "Purchasers"). Each supplier so appointed will be eligible to perform or bid for individual contracts awarded under this framework.

The number of suppliers to be appointed will be 3 or 4. A final decision will depend on the quality of tenders received and the extent to which the suppliers selected are capable of covering the range of services that may be required.

II.2.5. Award criteria

Quality criterion - Name: Application of experience, skills and knowledge required to deliver the framework / Weighting: 41

Quality criterion - Name: Understanding the Purchasers' operations, values, objectives and risks / Weighting: 31

Quality criterion - Name: Service delivery including contract management and continuous improve / Weighting: 10

Quality criterion - Name: Added value and partnership working / Weighting: 8

Quality criterion - Name: Fair Work Practices / Weighting: 2

Quality criterion - Name: Business Continuity and Disaster Recovery / Weighting: 3

Quality criterion - Name: Information Security Requirements / Weighting: 5

Price - Weighting: 30

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

II.2.14. Additional information

Economic operators may be excluded from this competition if they are in any of the situations referred to in Regulation 58 of the Public Contracts (Scotland) Regulations 2015.

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 in the OJ S: [2020/S 200-486739](#)

IV.2.8. Information about termination of dynamic purchasing system

IV.2.9. Information about termination of call for competition in the form of a prior information notice

Section V: Award of contract

A contract/lot is awarded: yes

V.2. Award of contract

V.2.1. Date of conclusion of the contract

21/12/2020

V.2.2. Information about tenders

Number of tenders received: 11

Number of tenders received from SMEs: 4

Number of tenders received from tenderers from other EU Member States: 0

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

Number of tenders received by electronic means: 11

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

V.2.3. Name and address of the contractor

Official name: Brodies

Postal address: 15 Atholl Crescent

Town: Edinburgh

NUTS code: UKM Scotland

Postal code: EH3 8HA

Country: United Kingdom

The contractor is an SME: no

V.2.3. Name and address of the contractor

Official name: Burness Paull LLP

Postal address: 50 Lothian Road, Festival Square

Town: Edinburgh

NUTS code: UK United Kingdom

Postal code: EH3 9WJ

Country: United Kingdom

The contractor is an SME: no

V.2.3. Name and address of the contractor

Official name: CMS Cameron McKenna Nabarro Olswang LLP

Postal address: Cannon Place, 78 Cannon Street

Town: London

NUTS code: UK United Kingdom

Postal code: EC4N6AF

Country: United Kingdom

The contractor is an SME: no

V.2.3. Name and address of the contractor

Official name: Addleshaw Goddard LLP

Postal address: Sovereign House, Sovereign Street

Town: Leeds

NUTS code: UK United Kingdom

Postal code: LS1 1HQ

Country: United Kingdom

The contractor is an SME: no

V.2.4. Information on value of the contract/lot

V.2.5. Information about subcontracting

Section VI: Complementary information

VI.3. Additional information

Statement for 2A.17 – Form of Participation (Notably as part of a group, consortium, joint venture or similar). Any contract will be entered into with the nominated lead organisation and all members of the consortium, who will in these circumstances each be required to execute said contract together with all ancillary documentation, evidencing their joint and several liability in respect of the obligations and liabilities of the contract. It will be for members of the consortium to sort out their respective duties and liabilities amongst each other. For administrative purposes, any associated documentation will be sent to the nominated lead organisation.

Statement for 2D.1.2 – If the bidder proposes to subcontract any part(s) of the service, they should arrange for a separate ESPD response from each potential subcontractor (only Part II, Sections A and B, and Part III need to be completed for potential subcontractors however). Dates and other information contained in this notice are communicated as being indicative only and may be subject to change. The contracting authority does not bind itself to accept the lowest or any offer. The contracting authority reserves the right to accept part of one or more offers. The contracting authority will not be liable for any costs incurred by those expressing an interest in or tendering for this contract. Compliance with all relevant legislation is required during the tendering process and the terms of any resulting contract. Bidders may be required to attend for interview. Any contract awarded will be subject to the law of Scotland. The contracting authority reserves the right to source the services through existing framework agreements. The contracting authority reserves the right to assign all or part of any contracts resulting from the process. Tenders shall remain open for acceptance for ninety (90) days from the date for return of tenders, or any subsequent date notified to you by the contracting authority. A tender may be accepted by the contracting authority at any time during this period. (SC Ref:640986)

VI.4. Procedures for review

VI.4.1. Review body

Official name: Glasgow Sheriff Court

Postal address: Sheriff Clerk's Office, PO Box 23, 1 Carlton Place

Town: Glasgow

Postal code: G5 9DA

Country: United Kingdom

Internet address: <https://www.scotcourts.gov.uk/the-courts/court-locations/glasgow-sheriff-court-and-justice-of-the-peace-court>

VI.4.2. Body responsible for mediation procedures

Official name: Scottish Government Single Point of Enquiry

Postal address: Procurement and Commercial Division, 5 Atlantic Quay, Broomielaw

Town: Glasgow

Postal code: G2 8LU

Country: United Kingdom

E-mail: SPOEprocurement@gov.scot

Internet address: <https://www.gov.scot/publications/single-point-of-enquiry/>

VI.4.3. Review procedure

Precise information on deadline(s) for review procedures:

In the first instance, suppliers with any concerns are asked to contact the Head of Procurement and Facilities Management - Philip Martin - enquiries@scotent.co.uk

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

Official name: Scottish Government Single Point of Enquiry

Postal address: Procurement and Commercial Division, 5 Atlantic Quay, Broomielaw

Town: Glasgow

Postal code: G2 8LU

Country: United Kingdom

E-mail: SPOEprocurement@gov.scot

Internet address: <https://www.gov.scot/publications/single-point-of-enquiry/>

VI.5. Date of dispatch of this notice

13/01/2021