

Norway-Oslo: Legal services
OJ S 92/2023 12/05/2023
Contract notice
Services

Legal Basis:
Directive 2014/24/EU

Section I: Contracting authority

I.1. Name and addresses

Official name: Norges vassdrags- og energidirektorat (NVE)
National registration number: 970205039
Postal address: Middelthunsgate 29
Town: OSLO
NUTS code: NO Norge
Postal code: 0368
Country: Norway
Contact person: Meriem Lellouchi
E-mail: mle@nve.no
Telephone: +47 22959175
Internet address(es):
Main address: <https://permalink.mercell.com/203429690.aspx>
Address of the buyer profile: <http://www.nve.no/>

I.3. Communication

The procurement documents are available for unrestricted and full direct access, free of charge, at: <https://permalink.mercell.com/203429690.aspx>
Additional information can be obtained from the abovementioned address
Tenders or requests to participate must be submitted electronically via: <https://permalink.mercell.com/203429690.aspx>

I.4. Type of the contracting authority

Ministry or any other national or federal authority, including their regional or local subdivisions

I.5. Main activity

General public services

Section II: Object

II.1. Scope of the procurement

II.1.1. Title

Framework agreement for legal assistance for NVE's international assistance programmes
Reference number: 202307849

II.1.2. Main CPV code

79100000 Legal services

II.1.3. Type of contract

Services

II.1.4. Short description

The contracting authority will enter into a framework agreement with one tenderer. The framework agreement will have a duration of 2 years with an option for extension of 1 + 1 year.

II.1.5. Estimated total value

Value excluding VAT: 12 000 000,00 NOK

II.1.6. Information about lots

This contract is divided into lots: no

II.2. Description

II.2.2. Additional CPV code(s)

79111000 Legal advisory services

II.2.3. Place of performance

NUTS code: NO081 Oslo

II.2.4. Description of the procurement

NVE, hereafter also called the contracting authority, invites tenderers to participate in an open tender contest for framework agreements for legal consultancy services within energy, water resources management, and climate changes for the projects that the International Section (IN) manages. Details on the type of assignments and the actual thematic areas are in annex 1.

NVE's international work includes activity as an advisor for Norad and UD, as well as NVE's assignments for institution contracts with selected cooperation countries and EEA programmes. NVE's International Section has had assignments in 2022 in the following countries: Angola, Bulgaria, Georgia, Croatia, Mozambique, Nepal, Poland, Romania, Slovakia, and Uganda. For further information on NVE see: www.nve.no.

The international work within development assistance is regulated through a cooperation agreement between NVE and Norad, Grant Agreements and In-house Procurement Agreements and Institutional Cooperations Agreements for most of the cooperation programmes, and MOUs (memorandum of understanding) for some cooperation programmes. There is a separate cooperation agreement between FMO (Financial Mechanism Office) and NVE for the EEA- and Norway Grants. Assistance in the energy field is being reorganised, so that new agreement models could be relevant in the future. It is also possible that programmes in which several government bodies participate could be normal. As a main rule, the expectation is that the departments with professional responsibility for a field procure services for it in such cases.

NVE uses internal competence as well as competence from other government administration bodies (self-management) when this is natural based on the administration bodies' assignments, but the programmes often have needs for competence that are broader than this, or more capacity than what can be mobilised internally. In 2022 the total spent was approx. NOK 2.2 million (excluding VAT) on legal consultancy work within IN's programmes within international development assistance.

The contracting authority will enter into a framework agreement with one tenderer. The framework agreement will have a duration of 2 years with an option for extension of 1 year + 1 year.

IN is not obliged to procure a specific amount of service in the framework agreement period, but will be loyal to the tenderer regarding the procurement of relevant services. IN also has framework agreements for assistance with technical and economic reviews.

We expect that the value of the procurement in the contract period will be approx. NOK 8,000,000 excluding VAT, including options. The maximum value for the framework agreement is NOK 12,000,000 excluding VAT. The framework agreement does not include an obligation for call-offs and there is no procurement obligation.

Based on plans and experience, the contracting authority assumes that the scope of procurements under the framework agreement is expected to be approx. NOK 1 million - NOK 2 million a year split between 3-5 call-offs a year. This is, however, only an estimate and awards under the framework agreement can be both more or less wide-ranging. Experience shows that there can also be large variations from year to year.

Attention is drawn to the fact that the framework agreement involves a right, but not a duty, for the contracting authority to use it.

See annex 1 of the tender documentation for a complete description of the delivery.

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: 12 000 000,00 NOK

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

Start: 01/09/2023 End: 29/08/2025

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 framework agreement will have a duration of 2 years with an option for extension of 1 + 1 year.

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

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:

Tenderers must be registered in a company register, professional register or a trade register in the country where the tenderer is established.

Documentation requirement:

Norwegian companies: Company registration certificate

Foreign companies: Verification showing that the tenderer is registered in a company register, professional register or a commerce register in the country where the tenderer is established.

Norwegian tenderers must have their affairs in order with regard to the payment of tax, payroll tax and value added tax (VAT).

Documentation requirement:

Tax certificate, not older than six months, calculated from the tender deadline.

III.1.2. Economic and financial standing

List and brief description of selection criteria:

Tenderers must have sufficient economic and financial capacity to fulfil the contract.

Documentation requirement:

The main tenderer must have an annual turnover that is minimum NOK 20 million, documented by the accounts.

III.1.3. Technical and professional ability

List and brief description of selection criteria:

Tenderers must have experience from comparable assignments.

Documentation requirement:

Description of the tenderer's up to 3 most relevant contracts in the course of the last 4 years.

The description must include a statement of the assignment value, dates and recipients

(name, telephone number and e-mail address). It is the tenderer's responsibility to confirm

relevance through the description. Tenderers can document experience by referring to the

competence of personnel at disposal for this assignment, including experience that has been

acquired while personnel performed services for another supplier.

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

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: 08/08/2023 Local time: 13:00

IV.2.3. Estimated date of dispatch of invitations to tender or to participate to selected candidates

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

English, Norwegian

IV.2.6. Minimum time frame during which the tenderer must maintain the tender

Tender must be valid until: 01/11/2023

IV.2.7. Conditions for opening of tenders

Date: 08/08/2023 Local time: 13:00

Section VI: Complementary information

VI.1. Information about recurrence

This is a recurrent procurement: no

VI.2. Information about electronic workflows

Electronic invoicing will be accepted

VI.3. Additional information

VI.4. Procedures for review

VI.4.1. Review body

Official name: Oslo tingrett

Postal address: Postboks 2106 Vika

Town: 0125 Oslo

Country: Norway

VI.5. Date of dispatch of this notice

09/05/2023