

Ireland-Dublin: Legal services
OJ S 245/2014 19/12/2014
Contract notice
Services

Directive 2004/18/EC

Section I: Contracting authority

I.1. Name and addresses

Official name: National Roads Authority (NRA)
National registration number: N/A
Postal address: St Martin's House, Waterloo Road
Town: Dublin
Postal code: 4
Country: Ireland
For the attention of: Tony Redmond
E-mail: tredmond@nra.ie
Telephone: +353 16463508
Fax: +353 16680009

Internet address(es):

General address of the contracting authority: <http://www.nra.ie>
Address of the buyer profile: <http://irl.eu-supply.com/ctm/Supplier/CompanyInformation/Index/1153>
Electronic access to information: http://irl.eu-supply.com/app/rfq/rwlenrance_s.asp?PID=83412&B=ETENDERS_SIMPLE
Electronic submission of tenders and requests to participate: http://irl.eu-supply.com/app/rfq/rwlenrance_s.asp?PID=83412&B=ETENDERS_SIMPLE

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

Other: roads administration and light rail

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

The contracting authority is purchasing on behalf of other contracting authorities: yes
Official name: Railway Procurement Agency
Postal address: Parkgate Street
Town: Dublin
Postal code: 8
Country: Ireland

Section II: Object of the contract

II.1. Description

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

Corporate Legal Services Framework Agreement.

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 4.

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 a single operator

Duration of the framework agreement

Duration in years: 4

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

Frequency and value of the contracts to be awarded: See tender documents.

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

The procurement of the Corporate Legal Services Framework will be by means of a single-operator framework for the following non-exhaustive list of services:

- PPP (all aspects including procurement, contracts etc.),
- Procurement (non-PPP), Competition Law, general litigation and dispute resolution,
- Employment Law, Organisational and Merger issues, and Data Protection,
- Administrative Law — Roads Acts, Railway Safety Legislation, Health and Safety,
- Legislation, Freedom of Information and general regulatory,
- Planning, Environmental, Motorway Orders, Railway Orders, Property, CPO; and,
- Any other legal advisory services, of a general nature that might not fit within the scope of the above list, as required by the Clients.

II.1.6. CPV code(s)

79100000 Legal 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

The Irish Government published a Public Sector Reform Plan on 17.11.2011. Under this plan, the Government announced its intention to merge the NRA with the RPA. Both organisations are due to merge in the near future, the Corporate Legal Services Framework will be procured through the same procurement and contractual arrangements.

NRA and RPA are procuring a Framework Agreement for the provision of legal services. The users of the Framework Agreement are NRA and RPA. These bodies will be entitled (but not

obliged) to draw down services from the Framework Agreement in accordance with the rules of the Framework Agreement. It is envisaged that there will be one Framework Agreement signed by the NRA, RPA and the successful tenderer.

The Framework Agreement has an anticipated duration of 3 years, with an option for the Clients to extend the duration, at their discretion, for up to a further 1 year. The successful tenderer(s) in this competition will be required to enter into a Framework Agreement, a specimen of which will be provided to tenderers at the next stage of the competition. As will be set out in the specimen Framework Agreement, neither of the Clients guarantee that any work will be procured under the Framework Agreement and each reserves the right to carry out separate procurement processes for services within the scope of the Framework Agreement should they, at their discretion, consider it appropriate to do so.

II.2.2. Information about options

Options: yes

Description of options: Contract is for 3 years with an option to extend by 12 months.

II.2.3. Information about renewals

This contract is subject to renewal: no

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

Duration in months: 048 (from the award of the contract)

Section III: Legal, economic, financial and technical information

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

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

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

III.2.2. Economic and financial ability

List and brief description of conditions: Minimum of 10 Million EUR turnover per annum averaged over the past 3 years.

III.2.3. Technical and professional ability

List and brief description of conditions:

It is a requirement of this tender competition that a Tenderer satisfies the following minimum criteria for participation:

— A Candidate must have achieved a minimum turnover of 10 000 000 EUR in respect of the provision of legal services in each of the 3 previous audited financial years of the Candidate preceding the date of submission of this request to participate. In the case of a consortium this level of turnover must be reached by at least one member of the consortium,

- A Candidate must have acted as main legal adviser at tender submission and at preferred bidder/contract close stage to either, a contracting authority, a bidding consortium or a funder for a PPP project involving over 100 million EUR in private funding during the last three years. (A Candidate may satisfy this requirement through involvement in two separate projects during the last 3 years — one at tender submission stage and the second at preferred bidder/contract close stage — subject to each project involving over 100 million EUR in private debt funding),
- A Candidate must be able to provide legal representation to clients in Ireland and entitled to appear in such capacity before an Irish Court; and,
- A Candidate must provide confirmation that, if successful in the competition, it will procure and maintain professional indemnity insurance with a minimum level of cover of 6 500 000 EUR for each and every claim or series of claims arising out of any one event from an insurer authorised to provide that service in Ireland for the period of the contract.

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: Applicants must be able to provide legal representation to clients in Ireland and be entitled to appear in such capacity before an Irish court.

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

Restricted

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

Envisaged minimum number 3: and Maximum number 5
Objective criteria for choosing the limited number of candidates: See Pre-Qualification Documents.

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

NRA311

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

19.1.2015 - 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.

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

This is an Annex II B service under EU Council Directive 2004/18/EC and is, therefore not subject to the general procedures set out in that Directive. This notice is not a mandatory notice.

VI.4. Procedures for review

VI.4.1. Review body

Official name: High Court
Postal address: Inns Quay
Town: Dublin
Postal code: 7
Country: Ireland
E-mail: highcourtcentraloffice@courts.ie
Telephone: +353 18886000
Fax: +353 18886125
Internet address: <http://www.courts.ie>

VI.4.2. Review procedure

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

Official name: High Court
Postal address: Inns Quay

Town: Dublin
Postal code: 7
Country: Ireland
E-mail: highcourtcentraloffice@courts.ie
Telephone: +353 18886000
Fax: +353 18886125
Internet address: <http://www.courts.ie>

VI.5. Date of dispatch of this notice

16.12.2014