

Norway-Oslo: Legal services

OJ S 198/2023 13/10/2023

Contract notice

Services

Legal Basis:

Directive 2014/24/EU

Section I: Contracting authority

I.1. Name and addresses

Official name: Nærings- og fiskeridepartementet

National registration number: 912 660 680

Postal address: Postboks 8090 Dep

Town: Oslo

NUTS code: NO081 Oslo

Postal code: 0032

Country: Norway

Contact person: Frode Alexander Igesund

E-mail: Frode-Alexander.Igesund@dss.dep.no

Telephone: +47 22249090

Internet address(es):

Main address: <https://www.regjeringen.no/no/dep/nfd/id709/>

Address of the buyer profile: <https://eu.eu-supply.com/ctm/Company/CompanyInformation/Index/330028>

I.3. Communication

The procurement documents are available for unrestricted and full direct access, free of charge, at: http://eu.eu-supply.com/app/rfq/rwlenrance_s.asp?PID=381155&B=DFO

Additional information can be obtained from the abovementioned address

Tenders or requests to participate must be submitted electronically via: http://eu.eu-supply.com/app/rfq/rwlenrance_s.asp?PID=381155&B=DFO

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

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 services

Reference number: 23/5239

II.1.2. Main CPV code

79100000 Legal services

II.1.3. Type of contract

Services

II.1.4. Short description

The procurement will be implemented in accordance with an open tender contest, in accordance with the Public Procurement Act dated 17 June 2016 (PPA) and the Public Procurement Regulations (PPR) FOR 2016-08-12-974, part I and part II, cf. the Public Procurement Regulations § 5-1 (2) letter b.

The aim is to enter into non-exclusive, parallel framework agreements with up to three different tenderers for the procurement of legal services related to the contracting authority's execution of direct ownership in companies. The contracting authority has its own lawyers that give advice and assist within most legal areas of importance for the contracting authority's execution of ownership. There is a need for external assistance on occasions where the contracting authority's own lawyers are lacking the capacity to provide the necessary legal assistance, and/or where expertise in fields of law is not covered internally and/or for more than what is covered internally.

II.1.5. Estimated total value

Value excluding VAT: 40 000 000,00 NOK

II.1.6. Information about lots

This contract is divided into lots: no

II.2. Description

II.2.2. Additional CPV code(s)

75231000 Judicial services, 79111000 Legal advisory services, 79140000 Legal advisory and information services

II.2.3. Place of performance

NUTS code: NO081 Oslo

II.2.4. Description of the procurement

The aim is to enter into non-exclusive, parallel framework agreements with up to three different tenderers for the procurement of legal services related to the contracting authority's execution of direct ownership in companies. The contracting authority has its own lawyers that give advice and assist within most legal areas of importance for the contracting authority's execution of ownership. There is a need for external assistance on occasions where the contracting authority's own lawyers are lacking the capacity to provide the necessary legal assistance, and/or where expertise in fields of law is not covered internally and/or for more than what is covered internally. Tenderers must be able to offer expertise within general Norwegian company law, stock exchange and capital market law, transactions, financing, and general contract and contract law. Tenderers must also have very good competence within other relevant Norwegian business law and general legal areas that affect the contracting authority's execution of ownership, including climate and environment law, ESG and compliance, tax law, and competition and state support law. The estimated value of the procurement is NOK 5 million - NOK 10 million excluding VAT a year. I.e., an estimated total value of up to NOK 40 million excluding VAT for the maximum contract length. The contracting authority would like to enter into parallel framework agreements with up to 3 tenderers. See Annex 1 of the draft of the framework agreement, (which is Annex B of the tender documentation) for further details on 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: 40 000 000,00 NOK

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

Duration in months: 48

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 be valid for two years from the contract date. Option for the contracting authority to extend the framework agreement for a further one year at a time up to twice.

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

NB: POINT IV.1.1) in this form IS NOT CORRECT. The wrong procedure must be stated in the form due to technical restrictions. The contest will be held as an OPEN TENDER CONTEST.

Section III: Legal, economic, financial and technical information

III.1. Conditions for participation

III.1.2. Economic and financial standing

List and brief description of selection criteria:

Requirement: Paid taxes and duties.

Documentation:

A certificate, not older than 6 months, which verifies that the tenderer has fulfilled the obligations of payment of taxes, social security contributions and VAT. The certificate can be ordered and obtained from Altinn by using a separate link on skatteetaten.no. Foreign tenderers must provide certificates from equivalent authorities to the Norwegian authorities.

III.1.3. Technical and professional ability

List and brief description of selection criteria:

Requirement:

Tenderers must have sufficient ability and experience to carry out the assignments that are awarded under the framework agreement.

Documentation:

- A description of the tenderer's up to five most relevant assignments in the last three years, together with information (to the degree that it is permitted/possible) on the assignments' values, (for the client), dates of execution, and the names of the client.
- Relevant assignments means transactions, financing assignments, or other major assignments covered by the relevant legal areas, preferably the primary legal areas, see

Annex 1 of the framework agreement - (the contracting authority's description of the legal services). Tenderers are responsible for ensuring that the description is of such a nature that it verifies that the requirement has been met.

Requirement:

Tenderers must have sufficient economic and financial capacity to take on the assignments included in the framework agreement.

Documentation:

- A description of the tenderer's average annual workforce in the last three years (2021-2023), as well as an estimate of the number of partners that currently work within the relevant legal areas (see Annex 1 of the framework agreement - the contracting authority's description of the legal services).

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

Framework agreement with several operators
Envisaged maximum number of participants to the framework agreement: 3

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: 10/11/2023 Local time: 12:00

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

Norwegian

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

Tender must be valid until: 06/03/2024

IV.2.7. Conditions for opening of tenders

Date: 10/11/2023 Local time: 12:00

Section VI: Complementary information

VI.1. Information about recurrence

This is a recurrent procurement: no

VI.3. Additional information

NB: The contest will be held as an open tender contest.

The procurement will be implemented in accordance with the Public Procurement Act dated 17 June 2016 (PPA) and the Public Procurement Regulations (PPR) FOR 2016-08-12-974, part I and part II, cf. the Public Procurement Regulations, § 5-1 (2) letter b.

VI.4. Procedures for review

VI.4.1. Review body

Official name: Oslo Tingrett
Postal address: Postboks 2106 Vika
Town: Oslo
Postal code: 0125
Country: Norway
E-mail: oslo.tingrett@domstol.no
Telephone: +47 22035200
Internet address: <http://www.domstol.no/otir>

VI.4.2. Body responsible for mediation procedures

Official name: Oslo Tingrett
Postal address: Postboks 2106 Vika
Town: Oslo
Postal code: 0125
Country: Norway
E-mail: oslo.tingrett@domstol.no

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

Official name: Nærings- og fiskeridepartementet
Postal address: Postboks 8090 Dep, 0032 Oslo
Town: Oslo
Postal code: 0032
Country: Norway
E-mail: postmottak@nfd.dep.no

VI.5. Date of dispatch of this notice

09/10/2023