

Framework Schedule 6

Call-Off Reference: DEFRA – Legal support in relation to the Extended Producer Responsibility scheme

Crown Copyright 2018

Framework Schedule 6 (Order Form and Call-Off Schedules)

Order Form

CALL-OFF REFERENCE: Defra- Legal support in relation to the programme of Collection and Packaging Reforms (including the Extended Producer Responsibility and Deposit Return schemes)

THE BUYER: **Secretary of State for the Environment, Food and Rural Affairs**

BUYER ADDRESS: Nobel House
17 Smith Square
London
SW1P 3JR

THE SUPPLIER: DLA Piper LLP

SUPPLIER ADDRESS: DLA Piper LLP
160 Aldersgate St,
Barbican,
London
EC1A 4HT

REGISTRATION NUMBER: **OC307847**

DUNS NUMBER: Unknown

SID4GOV ID: **Unknown**

Framework Schedule 6

Call-Off Reference: DEFRA – Legal support in relation to the Extended Producer Responsibility scheme

Crown Copyright 2018

APPLICABLE FRAMEWORK CONTRACT

This Order Form is for the provision of the Call-Off Deliverables and dated 01/01/2023. It's issued under the Framework Contract with the reference number Legal Services Panel RM6179 for the provision of legal advice and services.

CALL-OFF LOT(S):

Lot 1 – General Legal Advice and Services

CALL-OFF INCORPORATED TERMS

The following documents are incorporated into this Call-Off Contract. Where numbers are missing we are not using those schedules. If the documents conflict, the following order of precedence applies:

1. This Order Form including the Call-Off Special Terms and Call-Off Special Schedules.
2. Joint Schedule 1(Definitions and Interpretation) RM6179
3. Framework Special Terms
4. The following Schedules in equal order of precedence:
 - Joint Schedules for RM6179
 - Joint Schedule 2 (Variation Form)
 - Joint Schedule 3 (Insurance Requirements)
 - Joint Schedule 4 (Commercially Sensitive Information)
 - Joint Schedule 10 (Rectification Plan)
 - Joint Schedule 11 (Processing Data)

Call-Off Schedules for: **DEFRA** – Legal support in relation to the Extended Producer Responsibility scheme

- Call-Off Schedule 1 (Transparency Reports)
 - Call-Off Schedule 2 (Staff Transfer)
 - Call-Off Schedule 3 (Continuous Improvement)
 - Call-Off Schedule 8 (Business Continuity and Disaster Recovery)
 - Call-Off Schedule 12 (Clustering)
 - Call-Off Schedule 24 (Special Schedule)
5. CCS Core Terms (version 3.0.11)
 6. Joint Schedule 5 (Corporate Social Responsibility) RM6179

Framework Ref: RM6179

Project Version: v1.0

Model Version: v3.7

75837475.1

Framework Schedule 6

Call-Off Reference: DEFRA – Legal support in relation to the Extended Producer Responsibility scheme

Crown Copyright 2018

No other Supplier terms are part of the Call-Off Contract. That includes any terms written on the back of, added to this Order Form, or presented at the time of delivery.

CALL-OFF SPECIAL TERMS

The following Special Terms are incorporated into this Call-Off Contract:

None

CALL-OFF START DATE: 01/01/2023

CALL-OFF EXPIRY DATE: On completion of the Deliverables

CALL-OFF DELIVERABLES

The Buyer is entitled to 2 hours of free initial consultation and legal advice with each Order in accordance with Paragraph 5.2 of Framework Schedule 1 (Specification).

The Supplier is required to provide advice and assistance in relation to the CPR Programme of waste reform and in particular:

EPR

1. Ongoing legal input in the development of the TOM and work packages.
2. Participation in workshops with Deloitte and regular catch-up calls with commercial and GLD.
3. Legal support with the procurement strategy and analysis of framework scope against specifications as they are developed.
4. Support with drafting the call-off contract(s) and advising on procurement risk arising from variations made.
5. Legal support with procurement documents and procurement process, including assistance with evaluation, moderation and contract finalisation
6. Support to any legal challenge that might arise from the procurement process.
7. Support with the four nation MOU that will underpin delivery.
8. Ad hoc legal advice on points arising including management of conflict of interest.

Framework Schedule 6

Call-Off Reference: DEFRA – Legal support in relation to the Extended Producer Responsibility scheme

Crown Copyright 2018

DRS

1. Working with GLD and project team with the appointment or approval process for DMO taking into account Counsel's advice.
2. Support on commercial legal issues arising from the development of policy – including appropriate levels of control and legal risk in consequence.
3. Advice and drafting on the appointment or approval process.
4. Advice and drafting on the instrument of appointment or approval.
5. Advice and drafting on the performance framework for the DMO.
6. Catch up calls with commercial and policy colleagues to work through the issues, including discussions with the DAs.
7. Supporting GLD in shaping the instructions to Counsel and the issues arising from subsequent advice.
8. Support to any legal challenge that might arise from the appointment or approval process.
9. Support with cross-nation MOU that will underpin delivery.
10. Ad hoc legal advice on points arising.

Legal advice in relation to the wider CPR Programme generally

1. Support in relation to procurement activity in relation to Consistency.
2. Ad hoc legal advice on points arising from the CPR Programme.

MANAGEMENT OF CONFLICT OF INTEREST

Nothing additional to the CCS Core Terms (version 3.0.11).

CONFIDENTIALITY

Nothing additional to the CCS Core Terms (version 3.0.11).

IPR

Nothing additional to the CCS Core Terms (version 3.0.11).

MAXIMUM LIABILITY

The limitation of liability for this Call-Off Contract is stated in Clause 11.2 of the Core Terms, and as amended by the Framework Special Terms.

Liability capped at £10,000,000

Framework Schedule 6

Call-Off Reference: DEFRA – Legal support in relation to the Extended Producer Responsibility scheme

Crown Copyright 2018

CALL-OFF CHARGES

(a) Hourly Rate;

Supplier			
DLA Piper UK LLP			
Band 1 (Partner)	Band 2 (Legal Director / Counsel)	Band 3 (Senior Solicitor)	Band 4 (Solicitor/Associate)
Band 5 (NQ/Junior Solicitor)	Band 6		

- Estimate used;

The costs of supporting Defra in relation to the CPR packaging reform programme are likely to be in the region of £200k. This consists of:

- ████████ to support the procurement of the EPR scheme administrator and associated advice around the scheme;
- ████████ to support the DRS; and
- ████████ to support the Consistency workstream.

The estimate for EPR assumes that there will be a single prime contractor procurement for the scheme administrator under a CCS framework (likely to be RM6181). If the procurement strategy recommends multiple contracts or a full procurement (as opposed to a framework procurement) then the estimate will require re-consideration by parties. The estimate also assumes that the consultants to the Programme, Deloitte, will undertake significant amounts of the heavy lifting in developing the specification, etc.

VOLUME DISCOUNTS

Framework Ref: RM6179

Project Version: v1.0

Model Version: v3.7

75837475.1

Framework Schedule 6

Call-Off Reference: DEFRA – Legal support in relation to the Extended Producer Responsibility scheme

Crown Copyright 2018

Where the Supplier provides Volume Discounts, the applicable percentage discount (set out in Table 2 of Annex 1 of Framework Schedule 3 (Framework Prices)) shall automatically be applied by the Supplier to all Charges it invoices regarding the Deliverables on and from the date and time when the applicable Volume Discount threshold is met and in accordance with Paragraphs 8, 9 and 10 of Framework Schedule 3.

REIMBURSABLE EXPENSES

None

DISBURSEMENTS

Not Payable

ADDITIONAL TRAINING CHARGE

None

SECONDMENT CHARGE

None

PAYMENT METHOD

BACS Transfer

BUYER'S INVOICING ADDRESS:

SSCL
Department for Environment, Food & Rural
Affairs
PO Box 790
Newport
NP10 8FZ

BUYER'S AUTHORISED REPRESENTATIVE:

[REDACTED]

[REDACTED]

BUYER'S ENVIRONMENTAL POLICY

Available on request

Framework Schedule 6

Call-Off Reference: DEFRA – Legal support in relation to the Extended Producer Responsibility scheme

Crown Copyright 2018

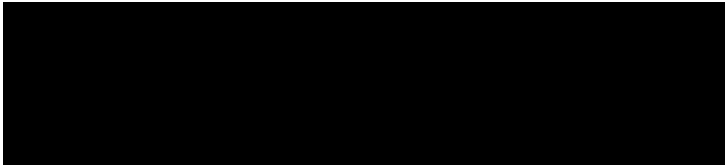
BUYER'S SECURITY POLICY

Available on request

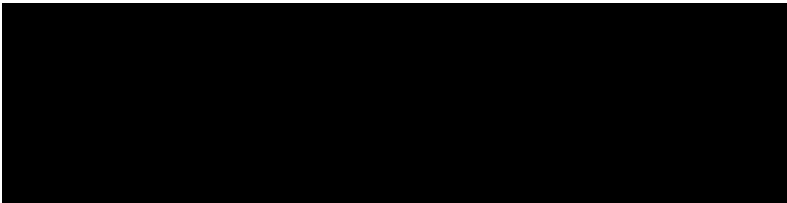
BUYER'S ICT POLICY

Available on request

SUPPLIER'S AUTHORISED REPRESENTATIVE



SUPPLIER'S CONTRACT MANAGER



PROGRESS REPORT

WIP required every month; regular verbal reports and written reports as required by the Buyer.

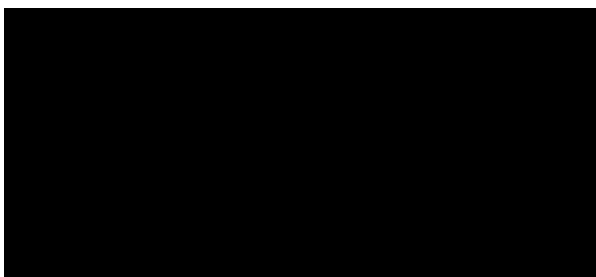
PROGRESS REPORT FREQUENCY

Monthly; verbal reports weekly and written reports as required

PROGRESS MEETINGS AND PROGRESS MEETING FREQUENCY

Review meetings shall take place monthly or as otherwise required by the Buyer Representative or such other person nominated by the Buyer Representative

KEY STAFF



KEY SUBCONTRACTOR(S)

Framework Ref: RM6179
Project Version: v1.0
Model Version: v3.7
75837475.1

Framework Schedule 6

Call-Off Reference: DEFRA – Legal support in relation to the Extended Producer Responsibility scheme

Crown Copyright 2018

Not Applicable**COMMERCIALLY SENSITIVE INFORMATION**

Supplier's Commercially Sensitive Information]

SERVICE CREDITS

Not Applicable

ADDITIONAL INSURANCES

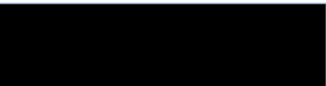

Not Applicable

GUARANTEE

Not applicable

SOCIAL VALUE COMMITMENT

Not applicable

For and on behalf of the Supplier:		For and on behalf of the Buyer:	
Supplier Signature:		Signature:	
Name:		Name:	
Role:		Role:	
Date:		Date:	27/02/2023