



# Construction & Engineering

Energy and Infrastructure Team of the Year

**THE LAWYER** Awards 2009



**BURGES  
SALMON**



*Energy and Infrastructure  
Team of the Year*

**The Lawyer Awards 2009**

*"Timely, accurate and  
thorough advice."*

**Chambers 2011**

## What we can do for you

If you procure or supply any aspect of construction or engineering works or services we can guide you through the process from start to finish. We will make sure that you are aware of the risks to be considered at each stage, how you can efficiently manage those risks and best look after your commercial interests using appropriate contract documents. If you do get into a construction dispute we can guide you through the various forms of dispute resolution.

We look at each of these areas in more detail below:

### **Risk Management**

We can help you identify the specific commercial risks a project may present for your business. The result of the risk audit will help us to advise you about how best to mitigate those risks and negotiate appropriate contract provisions. As the project evolves we can work with you to manage the risks and efficiently deal with unexpected matters as they arise. At the end of the process we can provide your business with a project review to help you to make best use of the lessons learned on your next project eg precedent documents, processes and procedures.

### **Procurement**

Whether you procure or supply construction or engineering works or services, we can help you to make informed decisions about which of the multiple procurement strategies will best deliver the project you want. We will guide you through the pros and cons of the options available (taking account of your requirements for time, cost, quality and funding) to tailor the solution to your business and your project. When the procurement strategy is agreed we will suggest which standard forms make the most appropriate starting point and/or supply you with bespoke contract documents, written in plain English, that do what you want them to.

### **Dispute Resolution**

If you do get into a construction dispute we can give early pragmatic and commercial advice on how best to avoid the trouble and expense of formal proceedings. This is likely to include some form of ADR such as negotiated settlement or mediation. If formal proceedings do become necessary we will guide you through the process, be it adjudication, arbitration or litigation. Our team includes qualified arbitrators and adjudicators to give you the edge in using the processes to best protect your business interests.

## Who we are

We are a leading UK law firm. The assistance we are able to offer you is due to the quality of experience we have in our team. Partners Marcus Harling, Will Gard and Steven James, with over 60 years of construction experience between them, lead a team of specialist construction lawyers. A number of us have worked as civil engineers or quantity surveyors so we have practical experience of the issues affecting your business.

We can also bring in other specialist Burges Salmon lawyers (experts in finance, planning, health and safety, energy, environmental or real estate law for example) to tailor our team to your project.



## What we do

We advise those involved at every level of the development and delivery of construction and engineering projects. Our clients include:

- Public sector procurers and occupiers
- Private sector developers and occupiers
- Construction and engineering contractors and sub-contractors
- The professional team
- Funders and equity investors

We work in all sectors but have particular expertise in the following:

- Transport – especially rail, bus and air
- Energy – particularly renewable energy and nuclear
- Waste – with particular emphasis on waste treatment and waste to energy projects
- Commercial property and accommodation projects

*“Very practical and always trying to find solutions rather than score points.”*

**Chambers 2011**

*“Pragmatic, proactive and commercially aware.”*

**Chambers 2010**

## Recent examples of our work

This is a small selection of our recent work. More detailed information is available on request or in our sector specific brochures:

**Offshore Wind** – advised a major European contractor on its participation in a multi billion pound offshore wind farm project.

**Nuclear** – advising on the procurement of a new facility for the treatment of high level legacy waste.

**Biomass Power Station** – advising a private developer on all aspects of the turnkey design, procurement, operation and funding of a number of 100MW biomass power stations in the UK.

**Railway Depot** – advised a train operator on the procurement of a major new build depot to service a new train fleet.

**PFI/Waste Management** – advised a major UK contractor on its role as main contractor on Europe’s largest waste management project.

**Education** – advised a UK university on the procurement of new campus facilities.

## Who to contact



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A list of members, all of which are solicitors, may be inspected at our registered office: One Glass Wharf, Bristol BS2 0ZX.