



Construction and Engineering

As the cost and complexity of construction continue to dramatically increase, success depends on strategic advice that supports our clients' plans and mitigates risk.

The successful completion of any construction project depends on the quality of the project documents and ensuring that the project is delivered to the required standard, on budget and on time. We are experienced in all sectors of the construction and engineering industry including energy, infrastructure and development. We advise on all manner of procurement methods, from commercial developments to major international, domestic, civil and process engineering and energy projects.

We assist clients in analysing the risk profile of their projects and selecting the best type of delivery method for the project. After selection of the desired construction method, we assist clients in negotiating the contracts.

Disputes are a fact of life in the construction and engineering industry and we help clients avoid them by advising on potential issues at the earliest stages of projects. If a dispute does arise, we have skilled construction lawyers who can manage all of the litigation, arbitration, adjudication and alternative dispute resolution processes.

Find out more about our contentious capabilities.

CAPABILITIES

Contracts and advisory

Well-crafted contracts are key to legal risk management, minimizing the likelihood of disputes arising later in the project. Our contracts advisory service covers all aspects of contract drafting and negotiation, transaction due diligence and risk analysis and management. We have experience in the contracts used across all sectors including all the major standard forms of contract (including JCT, NEC, ICE, FIDIC and IChemE), adapting these to our clients' specific needs – controlling risk while maximizing profit.

Procurement

Procurement, tendering and competition procedures are vital components of construction and engineering projects. We assist clients in a wide range of sectors on the procurement, drafting, negotiation and management of

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RELATED SERVICES

- Litigation, Arbitration and Investigations
- Projects, Energy and Infrastructure

RELATED SECTORS

- Energy and Natural Resources
- Hospitality and Leisure
- Mining

alliancing and partnering arrangements and frameworks.

Litigation and alternative dispute resolution

Disputes frequently arise in the construction industry. When our clients face a dispute situation that cannot be avoided, we help them develop the appropriate course of action. We advise and explore the wide range of alternative dispute resolution (ADR) methods with our clients before litigation becomes necessary. ADR is a cost-effective method of avoiding protracted and costly litigation proceedings, and many countries require parties to attempt ADR or mediation before taking a dispute to court. Should litigation be the only course of action, we guide our clients through the process.

International arbitration

International arbitrations are often the preferred route for large, complex, cross-border construction disputes and we are familiar with all of the major institutions including the ICC, AAA and LCIA and in conducting UNCITRAL arbitrations. Using our extensive international network we work seamlessly with other jurisdictions and overcome barriers such as the need to work in two or more languages.

Adjudication

Adjudication is a legally binding tribunal process. It is a fast, 28-day form of dispute resolution, but also one where both sides will incur legal and expert witness fees. There is also only one opportunity to present your case to the tribunal, with no opportunity to appeal decisions. Our contentious construction team includes lawyers with extensive experience of adjudication who can advise whether this is the right option for you, and navigate you through the complexities and nuance of the adjudication process.

EXPERIENCE

- One of the principal legal advisers for the Olympic Delivery Authority for the London 2012 Olympic Games and Paralympic Games, including procurement and construction advice on the numerous venues and many of the infrastructure and transport projects undertaken on and around the Olympic Park.
- Advising Leonhard Nilsen & Sønner AS, one of Norway's largest construction companies, in a final settlement dispute against The Royal Norwegian Ministry of Transportation and Communications in respect of outstanding claims for tunnel and road construction contract work.
- Advising Jack Hills Iron Ore Mine, Western Australia on an iron ore mine expansion in Western Australia, in relation to the contracting and procurement strategy and drafting the EPCM Contract, mining contract and preparation of a suite of standard construction and procurement contracts.
- Advising Standard Bank of South Africa on the Nungua desalination plant in Ghana, the first desalination plant in western Africa.
- Advising Petroleo Brasileiro SA (Petrobras) on four large offshore oil field development projects in Angola.
- Acting for BP as the operator on the US\$4 billion Tangguh LNG project, including drafting and negotiating the EPC contract for the liquefaction plant and also for the two platforms and pipelines.
- Advising on the financing of the development, construction and operation of two port terminals on the Orinoco River, Venezuela.
- Advising two National Football League franchises in connection with the construction of their new football stadiums, including defense of two multimillion-dollar claims, negotiation of a complex closeout agreement and pursuit of substantial design claims.
- Advising both contractors and owners in connection with several renewable energy and power related projects.
- Advising contractors and owners in connection with several significant airport projects in multiple countries.

INSIGHTS

Publications

Brexit Analysis

7 FEB 2018

The House of Commons Exiting the EU Select Committee has published the government's 39 Brexit sectoral reports, including its "Construction and Related Engineering Sector Report".

NEWS

DLA Piper advises Rolls-Royce on acquisition of Siemens' eAircraft business

21 June 2019

DLA Piper has advised Rolls-Royce plc on the acquisition of Siemens' electric and hybrid-electric aerospace propulsion activities, eAircraft. The acquisition will accelerate the delivery of Rolls-Royce's electrification strategy and boost its ambition to play a major role in the "third era" of aviation. The completion of the transaction is expected in late 2019, following a period of employee consultation.

DLA Piper announces launch of Artificial Intelligence practice

14 MAY 2019

DLA Piper announced today the launch of its Artificial Intelligence practice, which will focus on assisting companies as they navigate the legal landscape of emerging and disruptive technologies, while helping them understand the legal and compliance risks arising from the creation and deployment of AI systems.

DLA Piper announces partnership promotions for 2019

1 APR 2019

DLA Piper is proud to announce that 77 lawyers have been promoted to its partnership. The promotions are effective as of April 1, 2019 in the United States and May 1, 2019 for EMEA and Asia Pacific. The promotions were made across many of the firm's practice areas in 43 different offices throughout 20 countries.

Non-resident real estate investors bullish on Capital Gains Tax changes

19 MAR 2019

Non-resident real estate investors are holding their nerve on UK investment strategies despite impending capital gains tax (CGT) changes coming into force next month and uncertainty around Brexit. According to a DLA Piper report, more than half (58 percent) of those polled expect the new tax code will have no impact on their investment strategy.

DLA Piper announces launch of Blockchain and Digital Assets practice

26 FEB 2019

DLA Piper announced today the launch of its Blockchain and Digital Assets practice, which will offer strategic advice on a global

basis to address the needs of companies implementing blockchain technology solutions and creating and deploying digital assets.

DLA Piper's Global Real Estate Annual *State of the Market Survey*

14 FEB 2019

According to DLA Piper's Global Real Estate's Annual *State of the Market Survey*, a significant shift in cross-border investment in US commercial real estate is taking place, with a new country predicted to become the major source of non-US capital for US commercial real estate.

DLA Piper grows Real Estate and Corporate team in Rome

24 SEP 2018

DLA Piper has added to its Real Estate and Corporate practice groups with three hires in Rome. Filippo Cecchetti, partner, joins together with Eleonora Laurito, legal director and Giulia Minetti Floccari, lawyer. All three hires come from Chiomenti Studio Legale where Filippo has worked as a partner since 2015.

DLA Piper further expands UK Construction team

30 AUG 2018

Global law firm DLA Piper has been joined by leading construction and infrastructure partner Sarah Thomas, along with four other lawyers.

DLA Piper Africa welcomes Zimbabwe member firm

19 JUN 2018

DLA Piper Africa has announced that leading Zimbabwean law firm, Manokore Attorneys, is joining as the member firm in Zimbabwe.

DLA Piper announces partnership promotions for 2018

3 APR 2018

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DLA Piper advises Asahi Shuzo in acquisition of site for its first sake brewing facility outside of Japan

20 MAR 2018

DLA Piper represented Asahi Shuzo Co., Ltd. in the acquisition of the site for the company's first sake brewing facility outside of Japan.

DLA Piper advises international banks as mandated lead arrangers on US\$175 million secured term loan facility

28 FEB 2018

DLA Piper has advised a consortium of five leading international banks led by Deutsche Bank AG as mandated lead arrangers in connection with a US\$ 175 million secured term loan facility to three Barbados borrowers, which indirectly own Excel Centre, a grade-A office tower with a total space of over 41,000 square meters located in Beijing's Financial Street.

CRE executives remain bullish, but optimism levels off: DLA Piper's 2017 *State of the Market Survey*

26 SEP 2017

Commercial real estate executives are largely bullish about the US market over the next 12 months, according to DLA Piper's 2017 *State of the Market Survey*. But their optimism continues to level off after the high points seen earlier this decade.
