

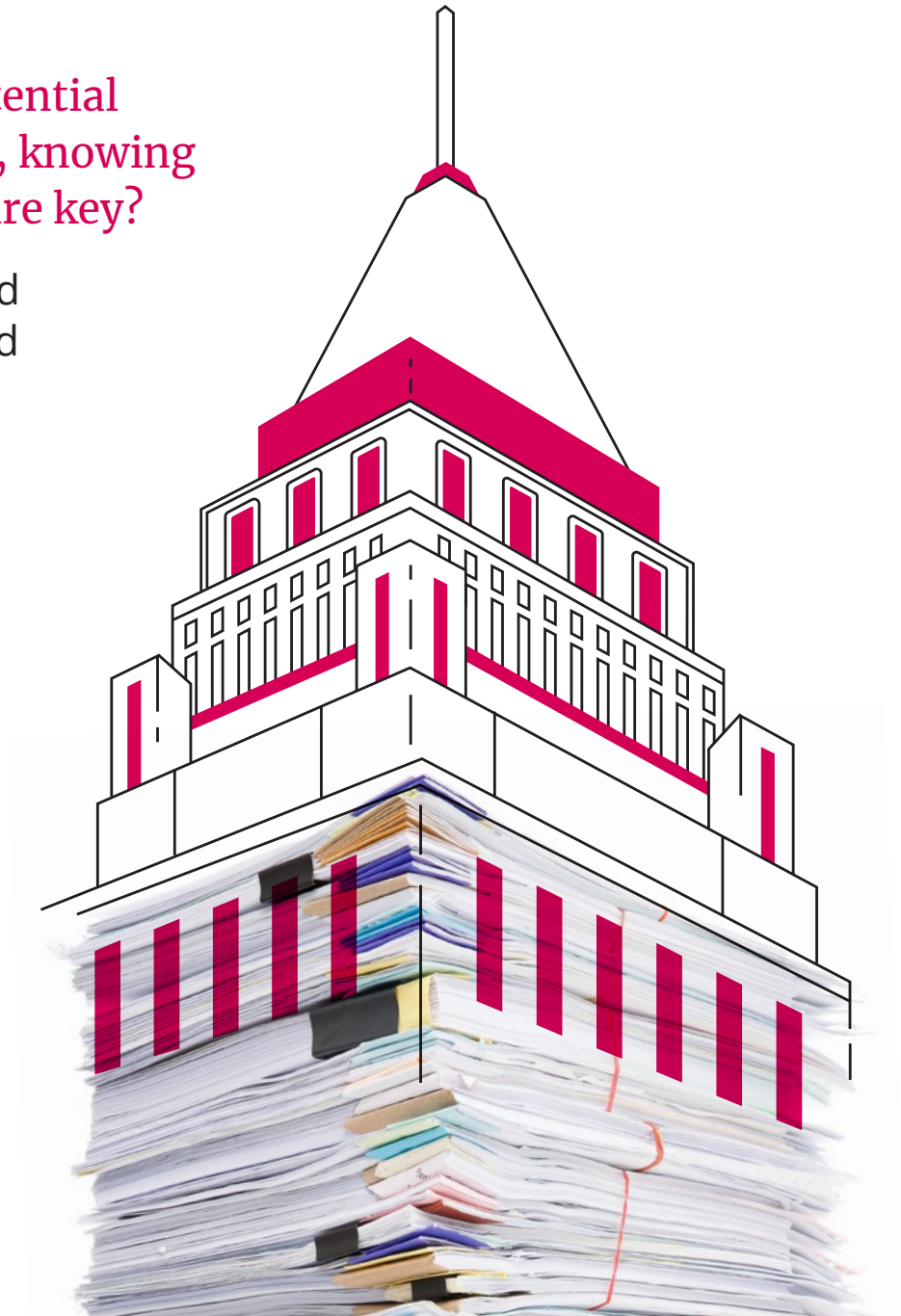


# Don't let problems become skyscrapers

---

Struggling with a potential construction dispute, knowing that early decisions are key?

Let us in on the ground floor for pragmatic and cost effective advice.



# The worst aspect of construction is its appetite for disputes

---

Have you become involved in a situation where you:



Lacked the information required to make informed early decisions?



Lost control of the dispute resolution process?



Given the chance, you would do things differently?

DWF's Construction Adjusting expertise is entirely focused on the resolution of construction disputes, delivering a realistic assessment of potential liability and the provision of a strategy for resolution.

Acting for the entire construction supply chain including architects, engineers, surveyors, contractors and sub-contractors, seeking advice at an early stage is invaluable - decisions made at the outset often have a significant impact.

# Our construction expertise

---



Technical analysis of the problem / issue.



Advice on protection of interests and involvement of other parties.



Advice on legal aspects to consider / address.



Obtaining and compilation of evidence to assist with resolution.



Strategic advice on how to address or resolve it.



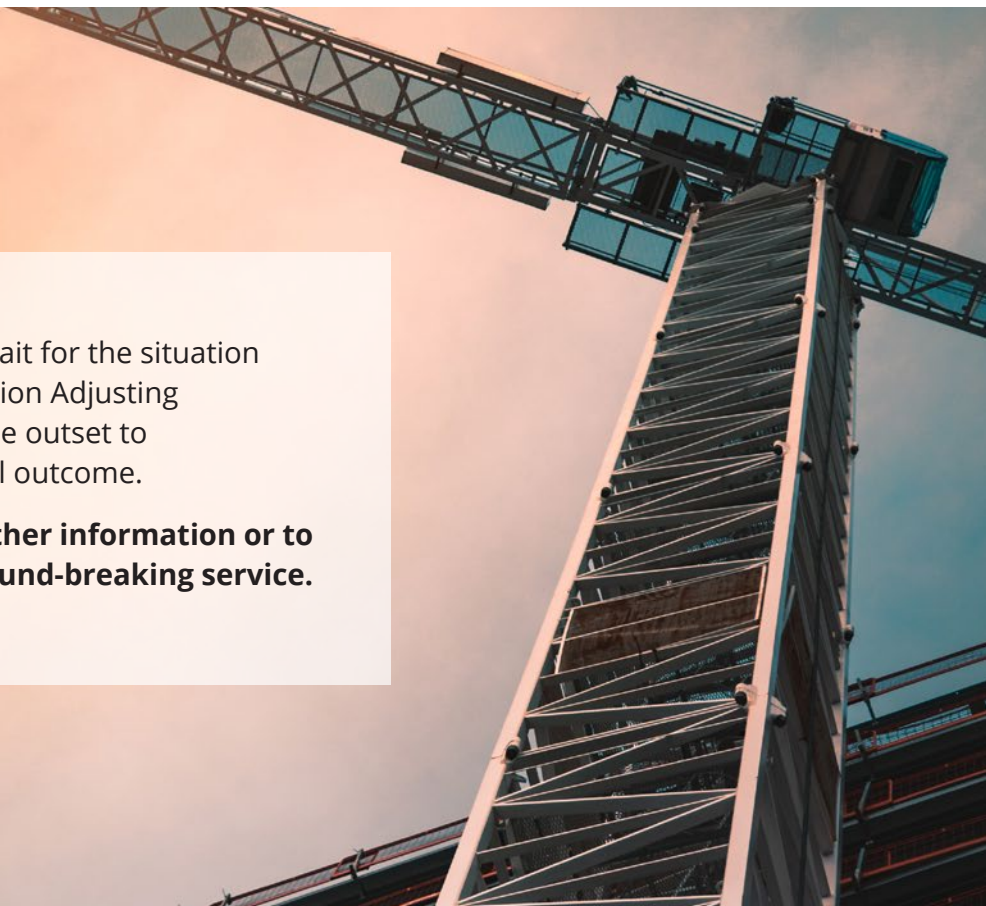
Involving relevant insurers as appropriate.



Advice on quantum.

Don't let matters lie and simply wait for the situation to escalate. Involve our Construction Adjusting experts to proactively assist at the outset to achieve a better and less stressful outcome.

**Please contact us to obtain further information or to take advantage of this new ground-breaking service.**



# How we can help

---

## A design consultant was alerted to a latent defect on a project where it had acted as designer for a design and build contract.

The consultant fully engaged with the investigation of the issue and what the appropriate remedial solution should be. In other words it played a full part in the mitigation of the issue.

Once a remedial solution was agreed and costs obtained for the rectification works, the contractor stated that the consultant was responsible and was required to fund the cost of the remedial works.

This was a new experience for a consultant not used to having allegations of issues with its design. This in turn became very stressful for the consultant's individual employee involved.

The contractor continued to press for the consultant to accept responsibility which resulted in the consultant, mindful of its duty for its employee, doing so.

Consequently the contractor not only prepared an onerous settlement agreement for the consultant to take responsibility for the defect but also sought to make the consultant responsible for the remedial work.

Before the agreement was executed and became binding, we advised the consultant that it was not actually liable. In agreement with the consultant, DWF's expert Construction Adjusting team stepped into the discussions with the contractor, removing the consultant from any further stressful direct involvement.

The execution of the agreement was not proceeded with and the team provided a strong rebuttal to the contractor resulting in withdrawal of the contractor's claim, saving the consultant substantial costs and most importantly reputational damage.

## Get in touch

---



### Ian Cooper

Director

T +44 (0) 113 261 6536

M +44 (0) 7599 544 946

E [ian.cooper@dwfadjusting.com](mailto:ian.cooper@dwfadjusting.com)



### Paul Dally

Partner

T +44 (0) 161 603 4988

M +44 (0) 7709 330 209

E [Paul.dally@dwf.law](mailto:Paul.dally@dwf.law)



# DWF is a leading global provider of integrated legal and business services.

Our Integrated Legal Management approach delivers greater efficiency, price certainty and transparency for our clients. All of this, without compromising on quality or service. We deliver integrated legal and business services on a global scale through our three offerings; Legal Advisory, Mindcrest and Connected Services, across our eight key sectors. We seamlessly combine any number of our services to deliver bespoke solutions for our diverse clients.

[dwfgroup.com](https://dwfgroup.com)