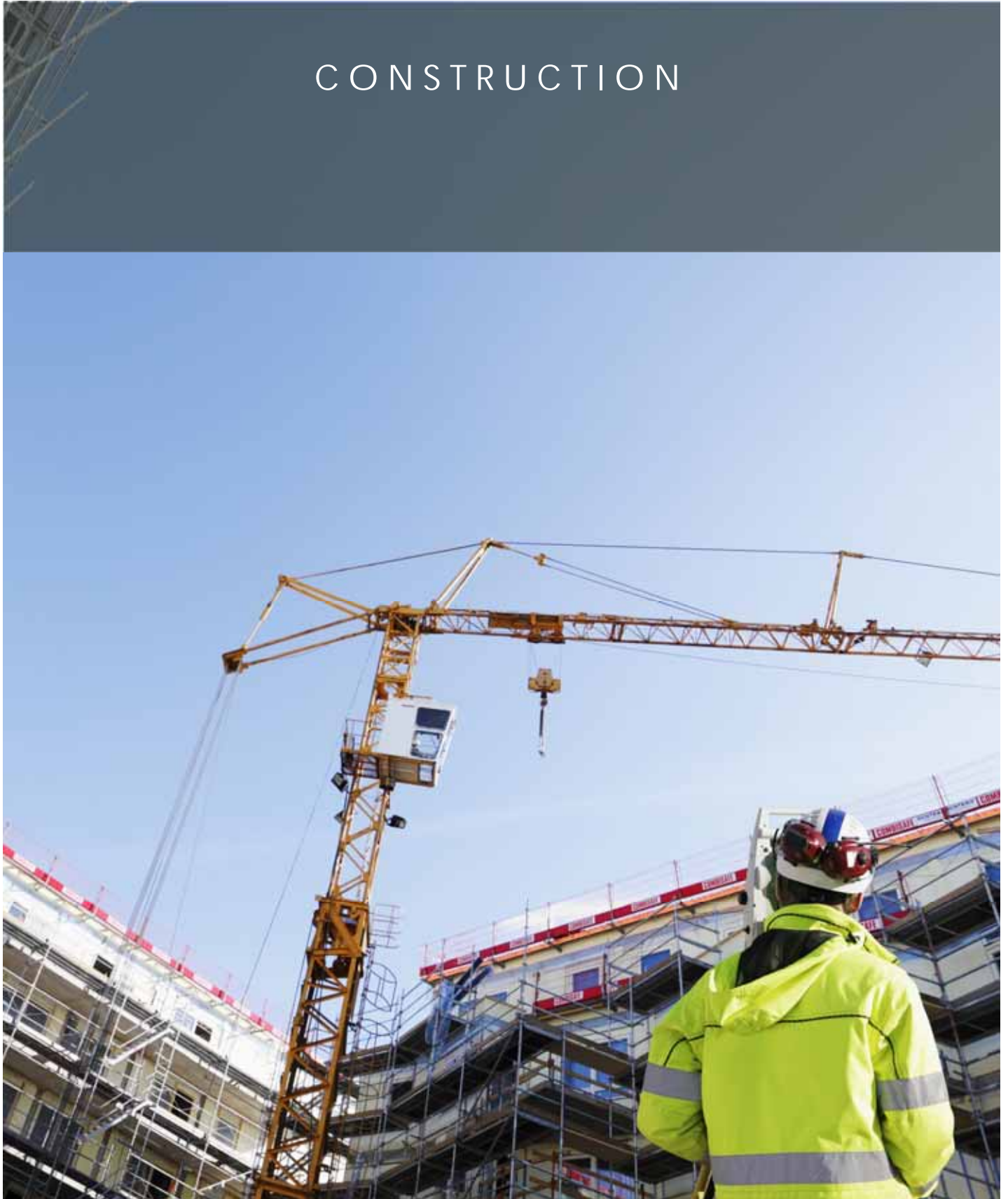


WATSON FARLEY
&
WILLIAMS

CONSTRUCTION



WATSON FARLEY & WILLIAMS: KEY FACTS

140+
PARTNERS

ESTABLISHED
1982

14
OFFICES

450+
LAWYERS

11
COUNTRIES

20+
LANGUAGES
SPOKEN

OUR CONSTRUCTION PRACTICE

Watson Farley & Williams' dedicated construction team provides comprehensive advice on both contentious and non-contentious construction and engineering matters across a range of industry sectors with a focus on conventional and renewable energy, cleantech, oil & gas, infrastructure and property development projects.



Non-Contentious Construction

Many of our construction and engineering lawyers have a background of direct industry experience and we recognise the key drivers for smooth delivery of a construction project, from concept to completion.

With extensive experience on major construction projects in the UK, Europe, the USA, the Middle East, Africa and Asia, we advise on every aspect of the design, engineering and construction process: from planning and design through to bidding, financing and award; during the construction phase; and after completion, including the

operation and maintenance phase. Our clients include investors, funders, sponsors, developers, utilities, public bodies, contractors and consultants.

Our team advises regularly on procurement strategy especially in the use, negotiation and drafting of all forms of engineering and construction contracts and ancillary documentation. We are familiar with the key industry standard forms, including BIMCO, FIDIC, JCT, LOGIC, NEC, IChemE, MF/1 and MF/2, as well as bespoke EPC and turnkey contracts, bonds, guarantees and warranties, health and safety legislation, and insurance matters.

"...PHENOMENAL ...HAS THE ABILITY TO BYPASS ALL THE BUREAUCRACY."

CHAMBERS UK 2014

Contentious Construction

We believe that risk minimisation and dispute avoidance are key to protecting the client's position. As such, our dedicated group of contentious construction lawyers regularly provide commercial and legal risk management advice throughout the life cycle of a project. However, if (potential) disputes arise, we are also readily available to manage the contentious issues with a view to achieving an effective and efficient resolution. We have acted for clients in a wide range of contentious construction matters, ranging from high profile court litigation and international arbitration to smaller scale disputes concerning specialist construction issues.

SELECTED EXPERIENCE

CONVENTIONAL POWER MIRANT, PHILIPPINES

Advising a consortium of power companies including Suez, KEPCO, Chubu and Sojitz in their bid to acquire three power stations and an electricity supply business in the Philippines which were owned by the US energy group Mirant Corporation.

MARAFIQ, SAUDI ARABIA

Advising a bidder on construction and operation and maintenance aspects of its bid for an IWPP in Jubail Industrial City to create 2,400 MW of power capacity and 300,000m³ per day of net water production capacity.

SEVERN POWER STATION

Advising Severn Power Station Limited on numerous EPC and O&M issues during construction and into operation period at the 850 MW CCGT power plant in Newport, Wales.

CHEVRON

Advising on English law governed EPC contracts generally.

US POWER COMPANY

Advising a leading US power company on mediation and arbitration in Singapore concerning EPC disputes in relation to a power projects in Indonesia.

TANJONG PLC

Advising Tanjong Plc on operating and services agreements for Malaysian power stations.

AES FIFFOOTS POINT, WALES

Acting for an international power developer successfully defending a £10m adjudication.

OFFSHORE WIND LONDON ARRAY

Advising DONG Energy on the 1,000 MW London Array offshore wind project (joint venture by E.ON, MADSAR and DONG Energy). Specifically advising on turbine supply agreements, service and warranty agreement and O&M arrangements.

VATTENFALL

Advising Vattenfall on the OFTO aspects of Thanet and Ormonde offshore wind farms.

WALNEY OFFSHORE WIND

Advising DONG Energy on various construction, insurance and O&M issues as well as the connection agreements for Round 2.5 extensions.

LINCS OFFSHORE WIND

Conducting due diligence on all supply contracts and advising on construction risk mitigation for the Lincs offshore wind farm, a joint venture between Centrica and DONG Energy.

CONSTRUCTION OFFSHORE SUBSTATION

Acting as Contractor's Counsel with respect to a subcontract for the construction of the topside of an offshore substation operated in a German offshore grid connection cluster in the German Bight.

TURBINE FRAMEWORK AGREEMENT

Advising DONG Energy on its framework agreement with Siemens Wind for the supply of up to 500 offshore wind turbines, the largest of its kind to date, and subsequent variations to that agreement over the previous two years.

NRG BLUE WATER

Advising on of its 293 MW offshore wind project off the coast in Delaware, USA. Drafting an EPC Contract with Fluor Engineering for supply and installation of balance of plant and turbine installation and advising on contract strategy and procurement methods.

VATTENFALL

Advising Vattenfall (through its subsidiary Ormonde Energy Limited) in respect of the turbine supply agreement and service and warranty agreement recently entered into with REPower for the 150 MW Ormonde wind farm.

THORNTON BANK

Advised the lenders to C-Power in respect of the supply contracts for Thornton Bank Phases 2 and 3, a 325 MW offshore wind farm which achieved financial close in December 2010.

BELWIND

Acting as borrower's counsel to the Belwind 390 MW offshore wind farm project. Actively involved in the negotiation of the major project contracts and all other aspects of the sponsor's counsel role, including advising on the financing.

OTHER RENEWABLES

EURUS ENERGY

Advising regarding the financing and construction of the Hoeg Jaeren Wind Farm (Norway), specifically negotiating the turbine supply agreement and balance of plant contracts.

VEOLIA

Advising on O&M contract and general matters in respect of a waste to energy plant in Singapore.

STANDARD BANK

Advising Standard Bank as financiers in respect of the construction contracts for the refurbishment of a mothballed plant in the UK.

CONERGY AG

Drafting general business conditions and standard project agreements for the solar supply and construction business of various Suntechnics entities including subsidiaries in Greece, Italy, Asia and Brazil.

BIOGAS PLANTS

Project Counsel of a German manufacturer regarding the engineering, construction and commissioning of biogas plants in Bulgaria, Czech Republic and Romania.

THE WASTE RECYCLING GROUP

Advising owners on EPC contract and related agreements for a waste to energy plant in the UK.

ARGENT ENERGY

Advising on the EPC contract and general construction, operation and maintenance agreements for a biodiesel plant in the UK.

FALCK RENEWABLES

Drafting and negotiation of an O&M agreement with GE in respect of Cefn Croes onshore wind farm in Wales.

SOLAR PLANT

Advising the project sponsor in relation to the construction of a solar panel manufacturing facility in Singapore.



INFRASTRUCTURE

BAHRAIN FORMULA 1 CIRCUIT

Advising the Bahrain Government on various aspects in relation to the first Formula 1 circuit in the Middle East.

DUBAI METRO

Advising the Government of Dubai in respect of development and infrastructure associated with the Dubai Metro LRT Project, and associated concession agreements.

BAHRAIN FINANCIAL HARBOUR

Advising the project company in respect of a number of preliminary issues in connection with the proposed development of a US\$1bn financial district in Bahrain.

PORT DEVELOPMENT

Advising on commercial contracts associated with a port development in Russia.

AJMAN SEWERAGE SYSTEM

Advising Thames Water on the EPC contract and O&M agreement in relation to this project in Ajman.

VEOLIA

Advising on a disposal services agreement for a project in Abu Dhabi.

LOGISTICS PROJECT

Advising US commercial real estate property developer Panattoni Europe on the €16 million sale of a logistics centre in the Bremen Cargo Distribution Centre to the British-French investment firm AEW Europe. The 29,000 m2 multi-user warehouse, which will be completed by December 2014, is the first German asset AEW has acquired for their institutional fund LOGISTIS. The WFW team advised Panattoni on the sale and construction of the project, utilizing the firm's expertise in land and property development, construction and logistics and tax law.

PETROCHEMICALS DRAGON LNG, WALES

Advising a project shareholder on various issues appertaining to the EPC contract, throughput arrangements and shareholders agreements.

KUWAIT NATIONAL PETROLEUM COMPANY

Advising Kuwait National Petroleum Company on all aspects of a project to construct a new refinery and upgrade existing facilities.

PETROCHEMICAL PROCESS PLANT

Advising a sponsor in connection with the preparation of process technology and EPC documentation for an integrated petrochemical process plant in Al-Jubail, Saudi Arabia.

BAPCO, BAHRAIN

Advising on an EPC arrangement for low sulphur diesel production project.

BAHRAIN ENERGY AND PETROCHEMICAL COMPLEX

Advising Kuwait Finance House as lead sponsor on construction arrangements for an energy and petrochemical complex in Bahrain.

STANDARD BANK

Advising Standard Bank on construction aspects of a methanol plant in Idaho, USA.

GREAT EQUATE PROJECT, KUWAIT

Advising on construction arrangements for this integrated petrochemical complex in Kuwait including the upgrade of the existing EQUATE plant and the development of an Olefins plant and Styrene plant.

STEWART & STEVENSON

Advising this US company on the acquisition of an oil & gas equipment manufacturing company in Dubai, including in respect of all due diligence and the sale and purchase agreement.

EASTMAN CHEMICAL

Advising on trade contracts of acetate expansion project in the UK.



OFFSHORE OIL & GAS FPSO SUBCONTRACTORS

Advising the subcontractors engaged to fabricate and supply various modules for installation on an FPSO with particular reference to claims and issues arising out of variation orders.

ABAN OFFSHORE LIMITED

Advising Aban Offshore Limited in relation to a US\$160m rig construction contract entered into with PPL Shipyard.

CITIBANK N.A.

Advising Citibank in their capacities as lender, swap bank, security trustee and agent regarding the co-financing loan of US\$335.6m to finance the acquisition of an Awilco semi-submersible drilling rig, and on oil rig construction contracts.

TALISMAN MALAYSIA LTD

Advising Talisman Malaysia Ltd on a multi-million dollar construction arbitration dispute concerning an offshore oil platform in South East Asia built by Hyundai Heavy Industries.

PGS OFFSHORE TECHNOLOGY

Advising on claims arising out of the US\$500m Banff Field FPSO project, brought against the two contractors responsible for design, construction and installation of the subsea equipment, leading to complex litigation in the Technology & Construction Court.

PGS OFFSHORE TECHNOLOGY

Acting in relation to a claim for a £2m "sailaway" bonus under an EPC contract for design and construction of an FPSO. The critical issue was whether the contractor had earned the bonus (based on performance) by completing its scope of work on the date of sailaway.

NATURAL RESOURCES**ALUMINIUM BAHRAIN (“ALBA”)**

Advising Alba in connection with the EPCM contract and ancillary construction documents in relation to its US\$1.7bn aluminium smelter expansion project.

CENTURY ALUMINIUM

Advising US aluminium producer Century Aluminium on various agreements associated with dismantling a smelter in Europe and reassembling in Africa.

THE NORTH AMERICAN COAL CORPORATION

Advising on the acquisition, dismantling, removal and transport of an open pit mining dragline from the UK to the USA.

FERROCHROMIUM TREATMENT PLANT

Advising a sponsor/developer on a contract for the design, procurement, purchase, operation and maintenance of a ferrochromium treatment plant in Eastern Europe.

HOTELS & LEISURE**SOMERSTON HOTELS**

Advising on various construction related agreements for UK hotel development.

HILTON HOTELS

Advising on various construction related agreements for UK hotel development.

MAURITIUS

Advising the owner/developer in relation to Banyan Tree Corniche Bay, a 5-star luxury hotel development in Mauritius, including negotiation of the hotel management contract and construction and construction financing documentation.

ALLIED IRISH BANK

Advising Allied Irish Bank in relation to the funding of the construction of a new Holiday Inn hotel.

V RESORTS LTD

Advising V Resorts Ltd in Dubai on construction and engineering contracts, the sale of real estate units, reservation contracts, operation management of the building and resort, and debt and equity financing.



COMMERCIAL DEVELOPMENT CISCO SYSTEMS

Developing a suite of construction templates for use by Cisco Systems in constructing and refurbishing their offices throughout Europe, the Middle East and Africa.

BARCLAYS PLC

Advising Barclays Plc in relation to purchase and redevelopment of data centres in the UK.

THE BIG BROTHER HOUSE

Drafting and negotiating the construction agreements for the launch of this popular TV series in Britain.

CHINA STATE CONSTRUCTION (DUBAI)

Advising the subsidiary of one of the largest construction companies in the world on its establishment and first project in Dubai.

STANDARD BANK

Advising Standard Bank in relation to the finance and development of a major shopping centre in Lagos, Nigeria.

BLACKSTONE GROUP

Advising Blackstone Group in relation to various mixed-use developments in London.

GUARDIAN MEDIA GROUP

Advising Guardian Media Group in relation to construction of new London headquarters.

RIO TINTO

Advising Rio Tinto in relation to the re-development of their London headquarters.

QATARI DIAR

Advising Qatari Diar in relation to the development of the former Chelsea Barracks site in London.

CONSTRUCTION LAW

Advising an online insurance provider regarding asset management and construction law for various corporate properties.



RETAIL

MAJID AL FUTTAIM

Advising Majid Al Futtaim in relation to the development of retail parks throughout the Middle East.

METRO SHOPPING FUND GP LIMITED

Advising in connection with the provision of construction documentation, professional team appointments and procurement advice for a large mixed use development in Wandsworth, London.

THE MAILBOX

Drafting and negotiating the building contract and other construction documents for a prestigious new department store for Harvey Nichols in Birmingham.

LXB RETAIL

Advising LXB Retail in relation to the re-development of various retail parks throughout the UK.

CB RICHARD ELLIS REAL ESTATE GROUP SERVICES INC

Advising CB Richard Ellis Real Estate Group Services Inc. in respect of a city centre mixed-use development in Bristol.

BRITISH LAND

Advising on construction contracts and professional appointments for numerous UK retail parks.

CONSTRUCTION DISPUTES INDEMNITY AND CONTRACTUAL DISPUTES

Acting for a Korean EPC contractor in connection with a multi-million pound claim relating to the construction of a combined-cycle power plant in Ghana. Advising on indemnity under an Erection All Risks Insurance Policy and contractual disputes.

DANISH CONTRACTOR

Acting for a Danish contractor in an LCIA arbitration in relation to the design and construction of UK offshore wind farm projects in the UK.

WATER SERVICE COMPANY

Acting for a water service company in a dispute with several construction companies regarding damage to public sewers.



THAI POWER PRODUCING COMPANY

Acting for a large Thai power-producing company in relation to a dispute concerning the construction of the world's first 150MW biomass power plant.

THAI BOARD OF TRADE ARBITRATION

Advising as lead advocate in a Thai Board of Trade arbitration for property investors concerning a luxury development in Phuket, Thailand.

UNCITRAL ARBITRATION

Advising as lead advocate in an UNCITRAL consolidated arbitration in Singapore (SIAC) for a group of 18 property investors based in the UK concerning a dispute over construction of a luxury resort in Koh Samui, Thailand.



ENVIRONMENTAL CONSULTANCY FIRM

Acting for a UK-based environmental consultancy firm in respect of a potential adjudication brought by a residential developer in relation to a claim for professional negligence.

REDEVELOPMENT AND REFURBISHMENT OF HOTEL

Acting for an international hotel chain in its dispute with a contractor in relation to the redevelopment and refurbishment of a five-star hotel in central London.

DESIGN AND CONSTRUCTION OF A NATIONAL STADIUM

Acting for an international design and build contractor in its High Court action against the structural engineer in relation to the design and construction of a major stadium in the UK.

REPUTATION

"... 'RESPONSIVE AND KNOWLEDGEABLE'..."

CHAMBERS ASIA PACIFIC 2014

"SPECIALISMS OF WATSON FARLEY & WILLIAMS LLP'S INCLUDE SHIPBUILDING, OFFSHORE CONSTRUCTION AND COMMODITIES-RELATED DISPUTES."

LEGAL 500 UK 2013

"PARTICULARLY EFFICIENT AND CLIENT FOCUSED'... 'WELL RESOURCED AND VERY KEEN TO PLEASE'..."

LEGAL 500 UK 2014



"INDUSTRY KNOWLEDGE: 'WE HAVE BEEN VERY HAPPY WITH THEM; THEY UNDERSTAND OUR BUSINESS'..."

CHAMBERS ASIA 2014

"THE 'EXCELLENT' AND 'TOP OF THE LIST' [WFW] PROVIDES 'COMPREHENSIVE ADVICE' AND 'EXPLORES BOTH THE LEGAL AND THE PRACTICAL ASPECTS OF AN ISSUE'..."

LEGAL 500 ASIA PACIFIC 2014

"REGULARLY ADVISES FOREIGN INVESTORS AND MULTINATIONAL COMPANIES ON NON-CONTENTIOUS REAL ESTATE WORK INCLUDING ... DEVELOPMENTS IN THE INDUSTRIAL, COMMERCIAL AND RESIDENTIAL SECTORS."

LEGAL 500 UK 2014



"...TEAM GIVES 'COMMERCIAL, PRAGMATIC ADVICE ON A TIMELY BASIS'... 'ALWAYS PUTS CLIENTS FIRST'..."

LEGAL 500 UK

SHORTLISTED: INTERNATIONAL LAW FIRM OF THE YEAR

THE LAWYER EUROPEAN AWARDS 2014

"...PRAISED AS BEING "VERY APPROACHABLE" AND "HANDS-ON" BY SOURCES ...SPECIALISES IN ADVISING ON ENERGY PROJECTS."

CHAMBERS UK 2015

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