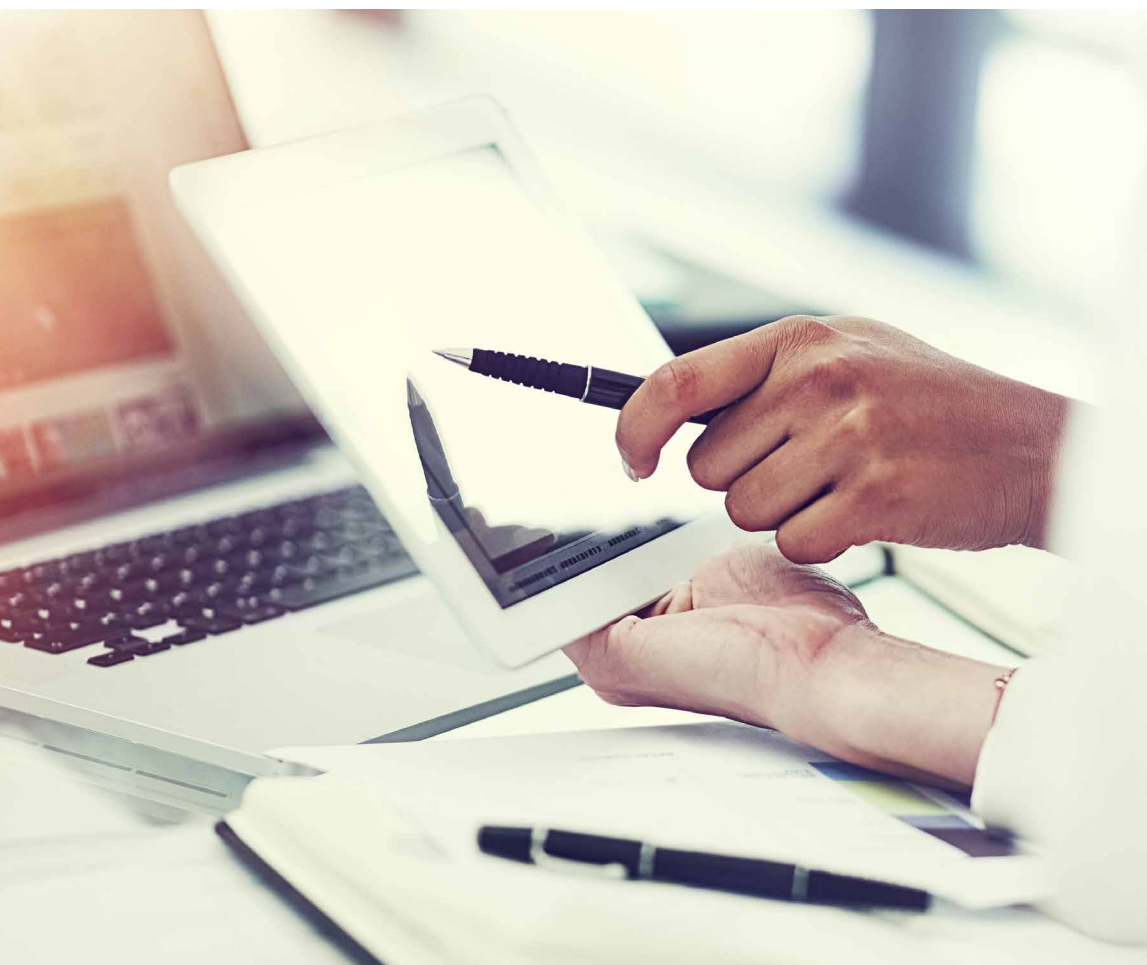


CONSTRUCTION DELAY: THE EOT CHECK TO PREVENT LOSSES

Delays in construction may have multiple causes but often result in additional direct/indirect project costs and various parties involved may suffer losses. In this context, contractors raise extension of time claims ("EOT claims").

What can Investors and Owners do to limit the fallout?

Any construction delay has a technical, a commercial, and a legal perspective, which need to be looked into in parallel to achieve the best possible result. Drees & Sommer and Luther – the specialists in their fields – offer an effective service package in Mainland China. They bring all the necessary expertise together for a reasonable fee.



Technical and Commercial Services by Drees & Sommer:

- › Evaluate the viability and technical basis of the claim(s) brought forward by contractors
- › Check the claim schedule(s), and elaborate comparison schedules (baseline-fact comparisons on detail level)
- › Quantity Survey of the quoted items and costs
- › Analyse potential for acceleration measures and their cost

Legal Services by Luther:

- › Legal review of EOT and other claims based on construction project contracts or relevant statutory laws and regulations
- › Applying special rules including Force Majeure policies
- › Legal examination of direct and indirect losses
- › Legal advice and support during out-of-court negotiations with the aim of reaching an amicable settlement

Additional in-depth support can be provided upon request, such as

- › Participation in the negotiations with contractor(s)
- › Establish the utmost-accelerated site with Lean Construction Management (LCM®)
- › Provide technical and legal advice in preparation of arbitration or litigation proceedings, e.g. in the form of pre-litigation advices



Your Added Values of the EOT Check:

- › Minimize the direct and indirect costs of a given delay
- › Clarify, secure and strengthen your legal position to be timely prepared for potential legal disputes
- › Reduce the accumulated delay by proper acceleration measures

Drees & Sommer is the leading real estate consultant with more than 50 years of experience in providing technical and management expertise world wide. In China, they provide professional management and engineering solutions, delivering highly successful projects for both international and local enterprises.

Luther Rechtsanwaltsgesellschaft mbH is one of the leading corporate law firms in Germany. With some 420 lawyers and tax advisors, Luther advises in all fields of German and international corporate law. Luther Law Offices Shanghai employs more than 25 international and local lawyers, is the largest German-speaking law firm in the city, and provides comprehensive legal advice on real estate & construction in China.

Your contacts:

Richard Schmude
General Manager
richard.schmude@dreso.com
+86 185 1615 3845

Wang Fang
Senior Project Partner
fang.wang@dreso.com
+86 13817856931

Dr. Oliver Maaz, Partner
Attorney-at-law (Germany)
oliver.maaz@luther-lawfirm.com
+86 156 1870 1706