



# Legal Support Services

It is an unfortunate fact that disputes do, all too often, arise in construction contracts, particularly with regards to quantum and time related issues.

We are able to support you directly and will provide, at the outset, a practical, honest appraisal of the dispute by understanding the specific claim objectives and assessing both risks and benefits, thereby ensuring cases are dealt with cost effectively and 'proportionately' in a common sense manner.

This approach can be invaluable whether we are supporting the legal team or working direct with our Clients and, drawing upon our Project Management experience, we can offer and assist in the production of a detailed programme of activities, incorporating key deadlines and anticipated timescales for completion, all of which will form part of a strategic plan against which progress can be measured and visibility maintained at all times. Adopting the correct strategy is the cornerstone of a successful claim.

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## Expert Witness Services

Whether we are acting as either a Single or Joint Expert, PDSI, acting in accordance with CPR Procedures Rule 35, can assist and provide objective unbiased opinion in relation to Quantum, Time and Defects. Our experts are familiar with providing written or verbal testimony, where evidence is presented in court and subject to cross examination. We regularly support lawyers and legal teams and can provide in-house visualisations to enhance presentations and demonstrate key issues pictorially.

We are also able to assist at a more informal level, providing impartial advice on financial, contractual and construction complexities.

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## Procurement and Contract Advice

Selecting the correct Procurement and Contract strategy only comes from a complete understanding of the Client's Brief. PDSI will review all options available and will ask the relevant questions to ensure that your needs are reflected in the final selection. We will also analyse and document the Risks and Opportunities that each option provides, so that a fully informed decision making process is undertaken. As required we will liaise with the legal team to make any bespoke changes to the Contract Documentation necessary.

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## Expert Reports

We are able to provide Expert Reports on most building and construction matters. This includes claims evaluation, defective work, professional negligence, valuation of the works and contractual positions. By preparing clear and concise reports, correctly drafted, we can assist in the speedy resolution of disputes and the maximisation of cost effective solutions.

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## Dispute Avoidance, Mediation and Resolution

Dispute avoidance is best managed when started at the commencement of any project. PDSI can minimise the risk of subsequent disputes arising by the use of Strategic Planning, Risk Analysis and Pre-Contract Services.

At an informal level our experience often enables us to broker a settlement without recourse to legal action. Equally we are able to advise on the merits of Mediation or Alternative Dispute Resolution, as appropriate to your circumstances, including advice and assistance with the selection of an appropriate Mediator and the terms of the mediation agreement.

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## Services At A Glance

- EXPERT WITNESS SERVICES
- EXPERT REPORTS
- DISPUTE AVOIDANCE, MEDIATION AND RESOLUTION
- PROCUREMENT AND CONTRACT ADVICE
- FORENSIC ANALYSIS OF EXTENSION OF TIME CLAIMS
- QUANTIFICATION OF DISRUPTION AND QUANTUM CLAIMS
- FINAL ACCOUNTS DISPUTE
- TROUBLE SHOOTING / RECOVERY MANAGEMENT

For more information please visit:  
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# CLEAR & IMPARTIAL ADVICE

## Forensic Analysis of Extension of Time Claims

Our large team of Construction Planners are hugely experienced in all forms of software including Asta Powerproject, Primavera, Vico and MS Project and, supported by either the Client's legal team or our in-house contractual and legal experts, can review, present and negotiate the claim in accordance with your/the Strategic Plan. Specific services include:

- Identification of planned programme and critical path
- Ascertaining the adequacy of the planned programme and correcting as necessary
- Analysis of the revised/updated programme and reasons for change
- Inspection of records and delay notices
- Offsetting liquidated damages
- Preparation of forensic delay analysis using accepted techniques

In addition, our planners are also conversant in the preparation of programmes from BIM (Building Information Modelling) models and are Level 3 capable.

By using our extensive forensic planning knowledge alongside modern technologies and software we are able to achieve efficient and cost effective results.

## Quantification of Disruption and Quantum Claims

Our experienced team of surveyors and planners use computer forensic and data analysis techniques to provide information on the contractual validity of a claim, together with definitive opinions on the extent of the financial entitlement, including an honest appraisal of the risks and benefits. By discussing and understanding the specific claim objectives we can provide a strategy best suited to achieving a successful and cost effective outcome. Specific services include:

- Analysis of contractual terms and conditions
- Analysis of tender pricing, rates and productivity levels
- Inspection of records and contractual notices
- Analysis of actual time spent, cost incurred and actual productivity achieved
- Identification of contractual routes for the recovery of costs and loss of profit
- Preparation of a cause and effect detailed analysis
- Preparation and negotiation of the claim

## Final Accounts Dispute

Using similar methods to those for disruption and quantum claims, our service allows for an efficient and cost effective method of ensuring that any final accounts disputes are strategically handled from start to finish. Our team of surveyors are extremely experienced in preparing and negotiating the claim to the maximum benefit of our Client and completed within the minimum of time.

Where required we are able to graphically present the information through such methods as histograms, BIM etc.

## Trouble Shooting/Recovery Management

While not directly a 'legal capability', our troubleshooting and project recovery management can work alongside the legal process where a project has run into difficulties or ground to a halt through dispute or mismanagement. Our highly diversified team can quickly and objectively assess the current status, taking a hands-on and realistic approach to re-enabling the project and re-building the essential processes and momentum required for completion. A stalled project continues to incur high risk and unanticipated costs; it is therefore our priority from the moment of engagement to minimise both through continual analysis and pro-active resolution.

## Why Us?

- COST EFFECTIVE SOLUTIONS
- MANAGED PROCESS WITH VISIBILITY OF TIME AND COST TARGETS
- NATIONAL COVERAGE WITH LONDON AND REGIONAL OFFICES
- 2D AND 3D COMPUTER VISUALISATIONS AND MODELS
- EXPERIENCE IN COURT
- WIDE RANGING TEAM OF EXPERTS AND PROFESSIONALS

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