

Construction Disputes and Capital Projects

Around the globe, contractors, owners, architects, engineers, insurers, investors, lenders, and their counsel rely on Ankura for expert and advisory services to avoid, manage, and mitigate execution risks throughout the lifecycle of capital projects.



Our Expert Services provide rigorous analysis of complex issues, from their initial identification, through analysis and resolution in negotiations or when presented through experienced testimony before tribunals around the world.



Our Advisory Services professionals apply sophisticated analysis to complex issues relating to capital programs spanning from the planning for capital investment to completion and close-out of specific projects.



Our 200+ Professionals combine real-world industry experience, robust credentials, and technical expertise in finance, accounting, architecture, engineering, real estate, scheduling, program analysis, and construction management.

ACHIEVING THE BEST POSSIBLE OUTCOMES

WE HELP CLIENTS DEVELOP, MANAGE, AND EXECUTE THEIR BUSINESS PLANS BY:

- Advising and building their capacity to plan, control, and execute projects that fully achieve their vision;
- Managing projects to achieve their goals on time and within the expected budget; and
- Protecting clients from measurable claims.

ANKURA EXPERT SOLUTIONS

- Cost/quantum analysis
- Schedule/program analysis
- Labor productivity and production analyses
- Damages analysis
- Professional liability and defective construction analyses
- First-party insurance claims
- Expert testimony

With high levels of construction activity in the global marketplace, stakeholders of capital projects rely on expert opinion, testimony, and practical advice to help assess, mitigate, and manage risks. As construction projects become increasingly sophisticated in terms of scheduling, project controls, technology, and the global supply chain, issues and disputes remain a common feature. **Understanding the origins, scale, and potential impacts of the inherent risks in execution is vital to the efficient management of the project through the entire lifecycle - from inception to completion.**

COMPLEXITY

Construction is more complex than ever, driven by new technologies and contracting methods across diverse geographies.

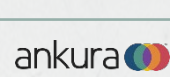
DELIVERY RISKS

Cost overruns, management controls, project delays, quality concerns, and changes in the scope of projects create significant delivery risks.

COMPETING PRIORITIES

Participants in major capital projects increasingly comprise diverse owners, capital sources, and contractors with competing priorities.

Transportation Infrastructure



Below are some examples of transport infrastructure engagements undertaken by Ankura in the APAC region.

Light Rail Project | Australia

Independent review of master delivery program for reasonableness and compliance. Independent assessment of the impact of alleged delay events and the provision of advice in EOT and prolongation cost negotiations.

Express Rail Project | Hong Kong

Independent expert advice on the extension of time and delay costs claim relating to late access and varied work.

Mass Rapid Transit Project | Singapore

Provided contractual advice to the main contractor and prepared claims related to extensions of time and prolongation/disruption costs arising from delays and unforeseen ground conditions.

Major Highway Project | Australia

Appointed quantum expert to prepare a report quantifying the contractor's variation and delay costs on road project including rerouting of part of an existing highway and creation of a new dual carriageway.

International Airport Project | Brunei

Appointed expert for airport operator in a dispute with a contractor relating to claims for extension of time and prolongation costs incurred in the redevelopment of an airport.

Underground Rail Project | Singapore

Appointed expert for the main contractor in a dispute with a subcontractor relating to claims for extensions of time and prolongation costs incurred in the construction of an underground railway.

International Airport | Hong Kong

Independent review of contract program and provision of advice in relation to extension of time and prolongation cost claims. On behalf of a design consultant engaged in international airport expansion.

Road Tunnel | Malaysia

Independent review of delivery programs and the provision of advice on the impact of delay events to concessionaire in relation to the construction of a toll road tunnel.

Freight Rail Project | Australia

Engaged by contractor to carry out independent review on construction program and provide advice on extension of time and prolongation costs claims on 300km freight rail project.

Rail Project | Australia

Appointed for the purposes of an insurance claim to assess the impact of flooding on the delay to the completion of a railway.

Tunnel Boring Machine | Singapore

Provided expert opinion for the tunnel boring machine supplier in a dispute with the contractor on claims of non-performance (delay and damages) of the tunnel boring machine due to allegations of inappropriate equipment and operation.

High-Speed Rail Project | Taiwan

Appointed expert for rail corporation in a dispute with a contractor on claims for extension of time and prolongation costs on a railway depot.

Manufacture of Rolling Stock | Australia

Independent review of the master delivery program for reasonableness and compliance. Independent assessment of the impact of alleged delay events and the provision of advice in EOT and prolongation cost negotiations.

Rail Project | Singapore

Appointed expert for the main contractor in a dispute with a subcontractor relating to claims for extensions of time and prolongation costs incurred in the construction of an underground railway station.

Major Expressway | India

Independent review of delivery programs and assessment of the impact of delay events. On behalf of the concessionaire in relation to the construction of toll roads.

Passenger Rail Project | Hong Kong

Independent review on behalf of the Principal of Contractor's claims for extension of time and associated costs in the construction of a mass transit rail extension.

Rail Signaling Project | Australia

Independent review of delivery program and provision of advice in relation to the impact of delay events and extension of time claims. On behalf of the contractor engaged to upgrade the signaling of a rail network.

Rail Project | Australia

Independent review of construction program, delay analysis and provision of EOT claims advice to contractor engaged to construct a new railway and upgrade the existing.

ankura CASE STUDIES

Utilities

Power Station

For EPC contractor against employer in a termination dispute. Expert witness appointment providing opinion on progress, programs and quantum of each party's damages claims.

Geothermal Power Plant

For turbine installation contractor in a termination dispute. Expert witness appointment to provide opinion on causes and extent of delay, quantum of claims and variation counterclaims.

Water Treatment Facilities on a Desalination and Power Plant

Provided expert opinion on causes and extent of delays for water facilities sub-contractor.

Wind Farm

Chairman of Arbitral Tribunal under UNCITRAL Rules dealing with technical and cost issues relating to the performance of turbines.

On/Offshore Oil, Gas & Marine

LNG Re-gasification Facilities: Appointed by main contractor to carry out an independent review of 12 claims in a dispute with a sub-contractor on a subsea pipeline and cable work sub-contract. The report prepared was instrumental in the parties negotiating a settlement.

Semi-Submersible Drilling Rig: For shipyard fabricating semi-sub drilling rig. Provided expert opinion on causes of delay and additional costs and losses, including quantum merit valuation based on market prices.

On-shore Drilling Rigs: Provided expert testimony on the valuation of work done on six rigs by the main contractor who had been terminated.

Process Plant

Chemical Plant

Provided expert opinion on the value of the final account for a pipework contractor.

Pipe Work Project on Chemical Plant

Provided expert opinion for EPCM contractor on the extent of delay and quantum of contractor's delay and disruption claims.

Fertilizer Plant

Prepared a delay, disruption and acceleration claim arising from the delay in the issue of design information for a foundations and civil engineering contractor.

Aromatics Plant

Expert determination appointment between main contractor and owner to review disputes related to 22 variations for approximately US\$70m.

Jack Up Rig Conversion: Provided expert evidence for a shipyard on the causes of delay to substantiate an extension of time claim on a jack up rig conversion, and the value/validity of disputed variation orders, disruption and acceleration costs.

FPSO: Appointed delay expert for a topsides fabricator. Provided an opinion of the causes of delay (delay analysis), disruption and acceleration arising from variations and breaches. Large acceleration claim involving global claims issues.

Module and Pipeline Fabrication/Installation: Provided an opinion for an offshore installation contractor on the causes and value of delay and disruption to the fabrication and installation of modules and pipelines.

Ankura Global Reach

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2,000+ professionals serving 3,000 clients across 72 countries

200+ global construction professionals

experience 115+ countries



28 senior professionals' average years of experience

ankura 

represents 9 of the top 20 international contractors

&

10 of the top 20 international design firms

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