



Practice Brochure and Capability Statement 2013

knowledge•experience•resolution



about us

We are an experienced, professional construction consultancy providing cost effective, practical legal, contractual, commercial and problem resolution advice and training to our clients throughout the industry, assisting them to more efficiently and effectively manage their projects and reduce and resolve disputes.

Our consultants are qualified in law and have an extensive construction background as quantity surveyors, commercial managers and contract managers. Our **knowledge** combined with our practical **experience** allows a fresh approach to the **resolution** of your business-critical problem, in the shortest time and at the lowest cost.

Whether you are a supplier, sub-contractor, main contractor, employer or consultant or anyone else in the construction supply chain, for advice on any commercial or contractual matter, or training, please call or email us for a free initial consultation.

our objective

We recognise that if your project is in difficulty, the last thing you want to do is to spend more money; however, sometimes there is no choice. Our objective is to put you in a better position financially, with significantly lower risk, than if you had not appointed us. We will work closely with you on a personal basis to ensure you receive the most relevant advice to your situation. We always seek to resolve or avoid disputes than to perpetuate them.

our services

- Contract advice, vetting and drafting;
- Dispute avoidance;
- Dispute management and resolution;
- Time and quantum claim preparation and analysis;
- Adjudication;
- Arbitration;
- Mediation;
- Litigation support;
- Commercial assistance and management;
- Expert witness;
- Project review;
- Training.

our clients

- Sub contractors;
- Main contractors;
- Employers;
- Suppliers;
- Domestic developers;
- Local Authorities;
- Local Government;
- Energy companies;
- Architects;
- Quantity Surveyors;
- Engineers.



construction services

Our knowledge, experience and in-depth insight into all aspects of construction and engineering issues is, we believe, of significant importance to your project and its success in relation to value, cost, time, conflict avoidance and resolution. Nowhere is that of greater importance than in the current economic climate.

We provide an extensive range of professional solutions, as set out below, to assist you achieve that success, reduce your risk and maximise your profit:

contract solutions

The contract is the most important document in any construction project as it sets out the obligations and liabilities of the parties. We can provide clear and practical contract advice to assist you to understand your obligations and liabilities and, just as importantly, those of the other party. From this, we can identify risks and opportunities and assist you to more efficiently and effectively manage your project to the

benefit of the bottom line.

If we are engaged before you enter into a contract we can provide a cost effective contract vetting service whereby we can check its terms and highlight those which are onerous or high risk. Remember, you may be bound by a contract even if you have not signed it.

Finally, if you are engaging others, we provide a contract drafting service either from first principles or by way of amendments to a standard form of contract to address and properly allocate risks which are unique to you and/or the project.

On many occasions we have encountered 'standard' contract amendments which seek only to allocate all the risk to the other party regardless of whether that is beneficial to the project.

This will create contracts which are unfair, anti-collaborative and promote disputes.

Our practical experience allows us to avoid drafting such terms by quickly

identifying and properly allocating the key risks by way of clear and sensible terms or amendments.

dispute solutions

We actively practice dispute avoidance. We fervently believe that disputes, and the costs associated with them, should and can be avoided and will always seek to do so in any advice we give to you.

In the wider sense, this can take the form of early advice and robust procedures to minimise the risk of disputes occurring later in a project.

In the narrower sense, to take all steps to ensure that existing disputes do not progress to a formal dispute resolution process by issuing clear, concise and robust communications to the other party.

If a dispute cannot be avoided, we provide practical and cost effective advice, management and support throughout the entire process from formulating and producing your claim or defence to ensure the best chance of success, to representing you in



Steven C Evans BSc(Hons) LLB(Hons) FRICS FCInstCES FFB FCIQB MCI Arb.

Steven is an accomplished construction professional with almost 25 years' experience and is Managing Director of Steven C Evans Ltd having previously been a Director of a major multinational claims consultancy and Managing Surveyor for a large national contractor.

Steven is supported by a team of sub-consultants in strategic alliance agreements with Steven C Evans Ltd to ensure that resources are always available to deal with your issue.

adjudication, arbitration or mediation, or providing litigation support.

We encourage your own team to carry out any part of the process under our supervision in order to save costs.

We have consultants who can act as adjudicators, arbitrators, mediators or provide expert determination services.

In addition, we will have the right person for your next Expert Witness appointment, or our international strategic alliance partners may know the right person with the right skills for your arbitration or court appearance.

problem solutions

We are able to support your business or project through the most difficult contractual impasse, claim, claim response or pre-dispute position.

We pride ourselves on our experience, knowledge and stamina to get the most difficult Final Accounts agreed.

Typical requirements include valuation of variations, calculation of loss and expense and assessment of delay and disruption; these can be the most complicated and time consuming part of a construction project, particularly when the other party does nothing other than request "more information".

For extension of time claims alone there are a variety of methods such as impacted as-planned, time impact analysis or collapsed as built. We can compile any claim either from first principles or develop a claim your team has already compiled. Alternatively, we can train your team to compile the claim themselves in order to save costs.

commercial solutions

A commercial department should cover its own costs, i.e. the financial consequences of not having it is greater than the cost of having it. However, your

company may not be large enough to justify the the cost of a full time commercial manager. Our commercial management expertise is second to none; we can provide commercial services to your company to reduce your risk and maximise your profitability. Our commercial management service includes training your existing staff so that our involvement reduces over time. In addition, we can undertake a project review, i.e. assess a 'broken' project, take a look at how and why your project team has not performed or why their targets have not been achieved and make recommendations for action, change or 'repair'.

Finally, if you feel that your Programme Manager, Resident Engineer, Superintendent, Contract Administrator or Clerk of Works requires to be supervised or your contractor is complaining that your Site Representative is not performing and is costing him time and money, then we can supervise your Representative on site and report back to you (the Employer/Client) on performance and competence of your Site Representative and potentially head-off a costly dispute.



education & training

In the current economic climate, it is critically important that your team is functioning at its highest potential and equipped with the skills necessary to carry out their job properly and efficiently.

We provide tailored, high quality training on a variety of topics at your offices or any other location; we focus on the practical application of the knowledge to your real world problems.

seminars

NEC3

Steven is an accredited NEC3 tutor (the only one in Wales); accordingly, all our NEC3 seminars are provided through NEC Contracts and Thomas Telford Training.

By definition, NEC Contracts provides the 'Gold Standard' in training in the NEC3.

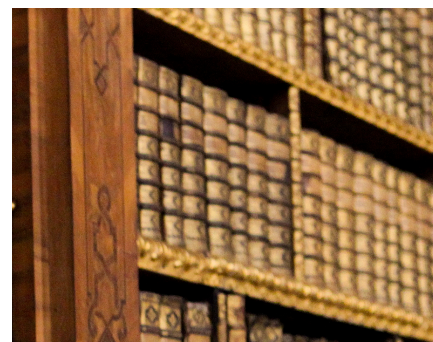
Seminars available include:

- A Comparison of JCT2011 & NEC3 in Practice
- NEC3: Introduction to the Supply Contract (SC)
- NEC3: Supply Short Contract (SSC)
- NEC3: Preparing & Managing the Engineering & Construction Contract (ECC)
- NEC3: Introduction to the Engineering & Construction Contract (ECC)
- NEC3: Introduction to the Term Service Contract (TSC)
- NEC3: Professional Services Contract (PSC)
- NEC3: Engineering & Construction Short Contract (ECSC)

For more information, please contact us or visit www.necontract.com.

other seminars we provide include

- A Practical Guide to Adjudication
- Extension of time and loss and expense
- Using the NEC3 Contract
- Procurement and tendering
- A Practical Guide to Contracts
- Commercial Management
- JCT contractual principles
- Getting Paid



knowledge library

We have many articles and 'practical guides' in a section of our website called the 'Knowledge Library'.

These provide invaluable guidance on a variety of construction topics and cover many of the most popular questions asked of us.

Topics include:

- NEC3;
- Payment;
- Adjudication;
- Extension of time;
- Loss and Expense;
- Construction Act.

The Knowledge Library is updated regularly. Please visit our website to browse the articles and follow us on twitter to receive notification when new articles are posted.

We welcome suggestions for article topics; if you have a burning issue that you would like to see addressed by way of an article, please contact us and we shall add it to the list of upcoming articles.

Steven Evans BSc(Hons) LLB (Hons) FRICS FCInstCES FFB FCIQB MCIArb

An accomplished construction professional with almost 25 years of experience in the industry gained initially as a Quantity Surveyor for a major multinational contractor, and thereafter in Senior Quantity Surveying and Commercial Management positions.

He now specialises in contract law and, combines his extensive technical experience with legal qualifications to provide high quality, realistic and cost effective dispute resolution, commercial management and training services to a variety of clients throughout the U.K. & Ireland.

His technical experience encompasses a wide range of market sectors, construction types and methods covering disciplines such as Quantity Surveying, Commercial Management, Project Management, claim preparation and defence, adjudication, arbitration, mediation, contract drafting and vetting and training. Steven is also an accomplished trainer in a variety of construction law topics and is an NEC accredited tutor for the entire suite of NEC3 contracts.

career highlights:

LLB(Hons) Law (University of London)

BSc(Hons) Built Environment (University of Wales)

Fellow of the Royal Institution of Chartered Surveyors

Fellow of the Chartered Institution of Civil Engineering Surveyors

Fellow of the Chartered Institute of Building

Fellow of the Forum of the Built Environment

Member of the Chartered Institute of Arbitrators

Member of the Society of Construction Law

Treasurer and committee member of CIARB

Committee member of CInstCES

Member of the RICS Wales Board.



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