

# DISPUTE AVOIDANCE SERVICES

We enable both company teams and external customers to manage cash flow and programmes effectively through the clear understanding of contracts, entitlements, exposures and cost effective supply chain management.

**Our integrated commercial, contractual and forensic planning expertise helps internal and external projects and teams to maximize entitlement and optimize contract and project expenditure with greater certainty and improved cash flow.**

Costain provide integrated services across multiple sectors based on decades of personal team member and operating unit experience. We have been able to demonstrate over £100m reduction in claims value for one of our major customers over the last five years. These services are now available to enhance Costain sector commercial recovery.

Our experts provide principally post-contract support to rail, nuclear, high security, pipeline and petrochemical projects, as well as directly through commercial support to law firms where required. This builds on the claims expertise built up by the former Rhead Group over more than 30 years. The comprehensive dispute avoidance and escalation prevention service can run from the earliest stages of a complex or problematic issue or contract through to the agreement of final accounting.

Our involvement is principally based upon individual submissions or entire contracts with tailored products suited firstly to different forms of issue coverage and secondly to the different potential stages of dispute services engagement. Support fits the need and the external or internal customer. Advice on option selection is always available and can be revised to match requirements.

## Our experience

**A £1.3billion high security project across mainland UK for an energy company**

Our team of experts assisted with circa 50 different contracts under multiple frameworks to assess and generate additional time, delay and disruption entitlements subject to rigorous external audit. £47m of submission savings.

## A 130km gas pipeline in the UK

A 552-item variation account, including two adjudication outcomes, was managed through to final account stage with additional contractor entitlements certified and paid and changes devoid of entitlement cleared of client cost commitment. £14m of savings.

## Adjudication defence to a contractor from a dispute raised by a specialist subcontractor

Our experts provided commercial support to a London based law firm when a customer contractor received a short notice adjudication escalation. The adjudication was successfully defended but additionally avenues for counterclaim were also identified, submitted by way of adjudication response and ultimately levied. £2million of main contractor cost benefit.

## Our solutions

- Contract documentation review
- Live project commercial and forensic programme review
- Historical records assembly and review
- Claims submissions defence preparation and response
- Contractual correspondence and response development
- Detailed cause and effect argument, programme development and delay analysis
- Costing development in conjunction with project or contract team members
- Timescale management to the advantage of the internal or external client
- Negotiation and final account work and support
- Escalation where appropriate and necessary