DuaneMorris®

& SELVAM LLP

A JOINT LAW VENTURE

CONSTRUCTION PRACTICE

Duane Morris & Selvam's Construction Practice is well established in the construction disputes field, acting for numerous Korean, Japanese and Chinese construction firms based in Singapore. Our construction lawyers offer extensive skills and experience in virtually all construction matters, both contentious and noncontentious.

With strong technical know-how and decades of experience working on complex, high-visibility projects, we are well positioned to assist clients in addressing the legal challenges of engaging in the design, development, financing, performance and management of major construction and government procurement contracts. We represent public and private owners and developers, prime contractors and subcontractors, construction managers, equipment suppliers, architects/engineers and other design professionals. This breadth of experience enables us to handle the complete spectrum of issues arising before, during and after project completion.

Our team of construction lawyers frequently act as counsel in major arbitrations and court cases internationally and domestically. We work with other lawyers from various practice areas to address the numerous issues associated with any particular project such as tax, finance, real estate, environmental, energy and, when necessary, white-collar criminal defense, corporate investigations and regulatory compliance. Our firm's full range of capabilities enables us to offer clients sophisticated legal services that are coordinated and streamlined both locally and internationally.

RANGE OF SERVICES

Our team provides the full scope of legal services to clients in all aspects of construction and government contracting, including:

- Alternative dispute resolution
- Arbitration
- Bid, payment and performance surety bonds
- Bid protests and award disputes
- Claims preparation and negotiation
- Compliance and workplace safety issues
- Contract defaults and terminations
- Contract interpretation, complex contract claims and surety litigation
- Contracting with public and private entities
- Contractor licensing matters
- Construction administration services and risk management
- Delay and inefficiency claims
- Government procurement issues/stimulus
- Insurance coverage and claim disputes
- Interference and installation/specification issues
- Labour and employment counselling
- Mechanics liens
- Owner/developer project management representation
- Property damage claims
- Public-private partnership projects
- Sustainable design and engineering

REPRESENTATIVE MATTERS IN ASIA

- Advised a Korean infrastructure company on a US$20 million engineering, procurement and construction hydro project in Laos for power offtake in central Vietnam by Electricity of Vietnam, Vietnam's largest power company.
- Advised a sovereign wealth fund to acquire a Korean construction company for 200 billion Korean won.
- Assisted in making a US$150 million payment claim under the Building and Construction Industry Security of Payment (SOP) Act by a South Korean conglomerate in the engineering and construction industry against a publicly listed multinational engineering and infrastructure company in Singapore.
- Represented a Korean construction major in a claim commenced by its subcontractor for the sum of S$5 million under the SOP Act involving a mixed development consisting of a condominium and shopping centre integrated with a bus interchange and the mass rapid transit in Singapore.
- Represented a Korean construction major in a claim it commenced under the SOP Act against a main contractor involving the construction of a petroleum complex in Singapore.
- Represented a Korean construction major with regard to its claim for an extension of time and resisting a claim for liquidated damages.
- Acted for a Korean construction major in a claim commenced under the SOP Act by a subcontractor involving the construction of a residential condominium in Singapore.
- Advising one of the world's largest integrated resorts on the construction of their fourth tower in Singapore.
- Advised Sembcorp Utilities Limited as lead sponsors on the development, construction and project financing of a US$300 million 225 MW gas-fired power plant on BOT basis in Myingyan, Myanmar, the first internationally tendered power project in the country and its biggest gas-fired power station to date.

- Advised CITIC Construction on a consortium bid for the design, build, finance, operation and transfer of a deep sea port and an industrial part at a special economic zone in the Union of the Republic of Myanmar.
- Advised PRC property developer Qingjian Group Co. Ltd. on the setting up of a joint venture for the construction, development and management of a mixed-use development project in Yangon, Union of the Republic of Myanmar.
- Advised a Japanese trading company on its bid for the construction, financing and operation of a container terminal at New Priok, Kalibaru, Indonesia, alongside the state-run port operator, PT Pelabuhan Indonesia II.
- Advised Dymon Asia Private Equity in its S$15 million investment and approximately 30 percent ownership stake in HSL Constructor Pte. Ltd., a leading Singapore marine civil engineering and construction firm.
- Acted for property developer developing multiple projects in Vietnam, including hotel and resort and villas for sale and lease.
- Acted for a lead contractor in Vietnam's first foreign-invested BOT power plant project.
- Advised State Grid Corporation of China on the setting up of a consortium with a Spanish civil engineering and construction company for a consortium bid to own, construct, operate and maintain power transmission grids in Chile.
- Acted for a contractor for M&E works relating to air-conditioning and mechanical ventilation systems in a government complex.
- Acted in an arbitration involving damage to construction equipment being loaded onto a barge from an offshore island.
- Represented a Myanmar construction company in an ongoing arbitration matter involving a construction project in Myanmar.
- Acted for a contractor in defending a claim brought by a subcontractor for underground piping works.
- Acted for a main contractor in arbitration in its claim against a country club for upgrading works.
- Acted in court to restrain the filing of a winding-up petition by a subcontractor against a main contractor.
- Advising a Singapore joint venture between an international construction company and the subsidiary of a large Myanmar conglomerate, in connection with risk and reward allocation between the two joint venture partners for its US$500 million property projects in Myanmar.
- Defended one of Singapore's largest property magnates in two suits brought by former investors involving the construction and sale of the Park Regis Hotel.

REPRESENTATIVE MATTERS GLOBALLY

- Provided construction law transactional advice to the foundation building the World Trade Center Memorial and Museum.
- Provided both transactional and dispute resolution services to a world-renowned university and biomedical research institution in its capital construction program at its Manhattan campus.
- Advised a Native American tribal nation in pre-construction, design and construction procurement for a $300 million expansion of its casino and hotel.
- Provided project delivery and contracting advice for an international accounting firm's headquarters consolidation project into 700,000 square feet of restored midtown Manhattan office space.
- Represented a performing arts center and its multiple constituents in design and construction procurement matters for a $225 million redevelopment project consisting of several interrelated projects aiming to renovate and expand many of the center's facilities and public spaces.
- Represented a heavy construction equipment manufacturer's holding company in the $200 million sale of its distribution/franchising facilities in the southeastern United States to ASA Construction Equipment USA Inc., an affiliate of a European holding company headquartered in Spain and Portugal.
- Providing advice on construction procurement strategy and peer review of construction contracting documents for a national library and opera house in Europe.
- Represented New Maple Holdings Ltd., a diversified company offering cannabis investment products and advice, in assisting with the company's business expansion strategy into the U.S. and Europe.
- Represented the Federal Republic of Germany in the purchase of property on First Avenue in Manhattan from a private owner and the construction of the German House.

KEY CONTACTS

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Duane Morris & Selvam LLP is the joint law venture consisting of international law firm Duane Morris LLP and Singapore-based Selvam LLC, with headquarters in Singapore. Supported by a network of more than 900 attorneys in multiple offices around the world, it offers innovative solutions to the legal and business challenges presented by today's evolving global markets.