Highways Experience

Beale & Company Solicitors have significant experience of advising on highways projects in the UK and internationally.

In the UK we have very recently been advising in relation to Highways England’s Collaborative Delivery Framework. This has included advising on the main contract framework and call-off arrangements, and preparing sub-consultancy agreements for a successful tenderer.

We have significant experience advising on what was the Highways Agency’s Managing Agent Contracts and Asset Support Contracts, including 6 of the Areas in Highways England’s maintenance Network.

Outside the maintenance Network, we have advised on local authority refurbishment and maintenance contracts and PFI/PPP schemes. We have also advised on the construction of new roads, the procurement of communications and controls systems, on bridges and other road infrastructure.

We are well known for our expertise in dealing with high profile disputes in the transport sector. We are currently acting on both domestic and international disputes in relation to claims for extensions of time and additional money, defective workmanship, professional negligence etc.

Examples of matters involving road schemes:

- Acting for an international consultant during the tender stage of Sheffield highways maintenance PFI.
- Advising an international consultant in relation to the first Asset Support Contract (ASC) procured by the Highways Agency.
- Advising in relation to two different Lots under Highways England’s £5 billion Collaborative Delivery Framework. Advice has included advising in relation to the framework contract and call-off arrangements and preparing sub-consultancy agreements for a successful tenderer.
- Advising on a major dispute regarding a 120km road project in East Africa. Issues include allegations of defects, payment, certification, termination, variations, delay, disruption, loss of opportunity, devaluation of currency.
- Advising an international consultant in connection with its design appointment relating to the N6 motorway in Westmeath, Ireland. The entire scheme is estimated at approximately Euro 533 million.
- Acting for an international contractor as claimant in respect of a number of complex disputes in relation to a highways project in East Africa, with claims totalling in excess of US$100 million.
Advising an international contractor appointed by the Highways Agency under a managing agent contract; advising on complex variations valued at £2 million.

Advising in respect of disputes arising from a major road project in Tanzania including DAB proceedings and an ICC arbitration.

Advising highways maintenance contractor on tender documentation and project documents relating to three separate ‘super highways maintenance and improvement’ projects for London Boroughs valued at £1 billion over 8 years.

Advising a consulting engineer in a dispute against a Local Authority employer and main contractor following the completion of a c. £18 million highways project.

Advising sub‐consultants in relation to pre-action disputes regarding the M25 widening project.

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Advising the Highways Agency in respect of the multi-million pound litigation arising out of the M6 toll Road project, in adjudication and High Court proceedings.

Advising a contractor in respect of alleged defective road surfacing in relation to a sports academy in North Yorkshire.

Acting for the Highways Agency in respect of the multi-million pound litigation arising out of the M6 toll Road project, in adjudication and High Court proceedings.

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For further information, please contact:

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