



## Andrew Davies

Partner

[adavies@fenwickelliott.com](mailto:adavies@fenwickelliott.com)

Andrew has specialised in dispute avoidance and dispute resolution in the construction, engineering and energy sectors for over 15 years. Andrew works with clients to avoid disputes and seek commercial resolutions wherever possible. When disputes do arise, he has considerable experience in resolving disputes by negotiation, adjudication, expert determination, mediation, arbitration and litigation. Andrew was recommended in *The Legal 500 UK 2016*.

Andrew's practice focuses on domestic disputes throughout the construction supply chain. Andrew mainly acts for contractors but has also acted for employers, subcontractors and construction professionals in a variety of domestic and international disputes. Andrew's experience includes advising on complex issues of contractual interpretation, termination and repudiation, defects and quality, delay, loss and expense, and payment.

Andrew has experience with the NEC, JCT, GC/Works and IChemE standard form contracts and subcontracts as well as with bespoke domestic and international construction and engineering contracts and subcontracts.

### Specialist expertise

Andrew has considerable expertise in advising on and acting in domestic disputes, with particularly strong experience in adjudications. Andrew has advised and acted for a number of domestic contractors and subcontractors in a wide variety of disputes arising out of a diverse range of projects including power stations, rail infrastructure works, process plants, hotels, educational establishments, arenas and leisure facilities, offices, retail spaces and private dwellings.

*Examples of Andrew's expertise include:*

- advising a contractor in disputes, including TCC proceedings, arising out of the construction of a luxury hotel in a landmark London building. Amount in dispute £90m;
- advising a contractor on its ongoing project to extend and refurbish a world-renowned art gallery;
- acting for a main contractor in multi-party TCC proceedings arising out of alleged mechanical and electrical defects at a further education college. Amount in dispute £6m;

- acting for Alstom Power Limited in TCC proceedings against a subcontractor concerning disputes at a power station. Amount in dispute £7m (*Alstom Power Limited v Somi Impianti S.R.L.* [2012] BLR 585);
- advising a contractor in negotiations with a subcontractor to complete certain works and ensure the opening on time of a prestigious hotel in London;
- advising a number of clients in TCC proceedings relating to adjudication enforcement;
- acting for a contractor in TCC proceedings concerning the interpretation of a contract;
- acting for a subcontractor in a series of adjudications against a main contractor arising out of railway civil engineering works. Amount in dispute £10m.

**Other activities**

Andrew wrote the chapter on dispute resolution in the book *Construction and Engineering Law: A Guide for Project Managers* (Butterworths, 2003) and regularly writes articles for client publications. Andrew also regularly gives talks and seminars to clients on a variety of construction law topics.

**Andrew's memberships/positions include:**

- member of the Society of Construction Law.