



## NEWSLETTER : OCTOBER 2018

### Programme

Unless marked otherwise, the following meetings are free to members and guests.

Location maps are now available on the website.

To register for an event, please go to the SCL website ([www.scl.org.uk](http://www.scl.org.uk)) (under the tab “Participate” – “Meeting and events”) and where online booking is not available please contact the organiser directly.

#### London

Tuesday,  
2 October “Integrated Project Insurance: lessons from a trial project”  
Speaker: Prof John Connaughton  
Chair: Hamish Lal  
Venue: National Liberal Club, Whitehall Place, London SW1 6.30pm  
Organisers: [rchampion@championpearce.com](mailto:rchampion@championpearce.com), [jonathan.cope@mcms.co.uk](mailto:jonathan.cope@mcms.co.uk),  
[karen.gough@39essex.com](mailto:karen.gough@39essex.com), [hlal@akingump.com](mailto:hlal@akingump.com),  
[rebecca.shorter@whitecase.com](mailto:rebecca.shorter@whitecase.com) & [Sunderland@crownofficechambers.com](mailto:Sunderland@crownofficechambers.com)  
*(Please note that bookings must be made online for this event, and SCL will not take bookings by email)*

Tuesday,  
6 November “NEC4 Alliance Contract”  
Speaker: Ian Heaphy  
Chair: David Thomas QC  
Venue: National Liberal Club, Whitehall Place, London SW1 6.30pm  
Organisers: [rchampion@championpearce.com](mailto:rchampion@championpearce.com), [jonathan.cope@mcms.co.uk](mailto:jonathan.cope@mcms.co.uk),  
[karen.gough@39essex.com](mailto:karen.gough@39essex.com), [hlal@akingump.com](mailto:hlal@akingump.com),  
[rebecca.shorter@whitecase.com](mailto:rebecca.shorter@whitecase.com) & [Sunderland@crownofficechambers.com](mailto:Sunderland@crownofficechambers.com)  
*(Please note that bookings must be made online for this event, and SCL will not take bookings by email)*

Friday,  
23 November “SCL Construction Advocacy Course”  
Venue: Akin Gump Strauss Hauer & Feld LLP, Ten Bishops Square,  
Eighth Floor, London E1 6EG  
Organiser: [hlal@akingump.com](mailto:hlal@akingump.com)

Tuesday,  
4 December “When insolvency trumps rough justice: injunctions and stays of execution of  
adjudication proceedings”  
*Joint meeting with TECBAR*  
Speakers: David Sears QC and Crispin Winser  
Chair: Mrs Justice Carr  
Venue: National Liberal Club, Whitehall Place, London SW1 6.30pm  
Organisers: [rchampion@championpearce.com](mailto:rchampion@championpearce.com), [jonathan.cope@mcms.co.uk](mailto:jonathan.cope@mcms.co.uk),  
[karen.gough@39essex.com](mailto:karen.gough@39essex.com), [hlal@akingump.com](mailto:hlal@akingump.com),  
[rebecca.shorter@whitecase.com](mailto:rebecca.shorter@whitecase.com) & [Sunderland@crownofficechambers.com](mailto:Sunderland@crownofficechambers.com)

This talk will be followed by festive drinks and mince pies.

*(Please note that bookings must be made online for this event, and SCL will not take bookings by email).*

Tuesday,  
5 February Venue: National Liberal Club, Whitehall Place, London SW1 6.30pm  
Organisers: [rchampion@championpearce.com](mailto:rchampion@championpearce.com), [jonathan.cope@mcms.co.uk](mailto:jonathan.cope@mcms.co.uk),  
[karen.gough@39essex.com](mailto:karen.gough@39essex.com), [hlal@akingump.com](mailto:hlal@akingump.com),  
[rebecca.shorter@whitecase.com](mailto:rebecca.shorter@whitecase.com) & [Sunderland@crownofficechambers.com](mailto:Sunderland@crownofficechambers.com)

*(Please note that bookings must be made online for this event, and SCL will not take bookings by email)*

Friday,  
15 February “The SCL Annual Lunch”  
Speaker: Cathy Newman, Journalist and presenter of Channel 4 News  
Venue: Grosvenor House, A JW Marriott Hotel, Park Lane,  
London W1K 7TN 12 noon for 1.00pm

**PLEASE NOTE:** The booking system will open on **Tuesday 2 October 2018** at 10.00am.

Cost £99 per person (including VAT). Block bookings by firms will be limited to 3 tables each. All places will be allocated on a first paid, first served basis. Each table will seat 10 people.

## **Birmingham**

Wednesday,  
7 November “The Third Annual SCL West Midlands Debate - "Are "independent" experts really doing their job?"  
Speakers: Anthony Speaight QC, Fiona Sinclair QC, Thomas Crangle, Robert Scrivener, 4 Pump Court  
Chair: Sir Rupert Jackson  
Venue: Gowling WLG, Two Snowhill, Snow Hill Queensway,  
Birmingham B4 6WR  
5.00 pm: Registration  
5.30 pm: Debate  
7 pm: Drinks and nibbles  
Organisers: [Ian.Yule@shoosmiths.co.uk](mailto:Ian.Yule@shoosmiths.co.uk)

For further enquiries please contact [Grace.Sparkes@shoosmiths.co.uk](mailto:Grace.Sparkes@shoosmiths.co.uk)

Wednesday  
5 December “Challenging a payment notice in the absence of a pay less notice”  
Speaker: Justin Mort QC, Keating Chambers  
Chair: Jonathan Cope, SCL Chair  
Venue: Anthony Collins Solicitors LLP, 134 Edmund Street,  
Birmingham B3 2ES 5.30 for 6.00pm  
Organiser: [Ian.Yule@shoosmiths.co.uk](mailto:Ian.Yule@shoosmiths.co.uk)

For further enquiries please contact [Grace.Sparkes@shoosmiths.co.uk](mailto:Grace.Sparkes@shoosmiths.co.uk)

## **Cardiff**

Wednesday,  
28 November “(1) Key recent professional liability cases; (2) Trends (including post Grenfell liability issues and the Carillion liquidation); and (3) Practical guidance”  
Speakers: Sarah Hannaford QC and Tom Owen, Keating Chambers  
Venue: Blake Morgan, One Central Square,  
Cardiff CF10 1FS 5.30 for 6.00pm  
Organiser: [Rachel.Gwilliam@blakemorgan.co.uk](mailto:Rachel.Gwilliam@blakemorgan.co.uk)

## East Anglia/Milton Keynes

Monday,  
15 October “Payment in the construction industry- Where are we now?”  
Speaker: Professor Rudi Klein, Chief Executive, SEC Group  
Chair: Jonathan Cope, SCL Chair  
Venue: Mills & Reeve LLP, 100 Hills Road, Cambridge CB2 1PH 6.00pm  
Organisers: [alison.garrett@mills-reeve.com](mailto:alison.garrett@mills-reeve.com), [colinjones@hewitsons.com](mailto:colinjones@hewitsons.com) or  
[alistair.cull@drivertrett.com](mailto:alistair.cull@drivertrett.com)

## Ireland

Wednesday,  
10 October “Hot Topics in Construction – an expert led interactive workshop”  
*SCL Astra Event*  
Venue: Arthur Cox, Earlsfort Centre, Earlsfort Terrace,  
Dublin 2, Ireland 5.30 for 6.00pm  
Organiser: [adhussey@lawlibrary.ie](mailto:adhussey@lawlibrary.ie)

For further enquiries please contact [maryliz.mahony@arthurcox.com](mailto:maryliz.mahony@arthurcox.com)

Thursday,  
29 November “Construction Arbitration: more transparency and less confidentiality?”  
Speaker: John Tackaberry QC & Stephen Proctor  
Chair: Arran Dowling-Hussey  
Venue: McCannFitzgerald, Riverside One, 37 - 42 Sir John Rogerson's  
Quay, Grand Canal Dock, Dublin 2 6.00pm  
Organiser: [adhussey@lawlibrary.ie](mailto:adhussey@lawlibrary.ie)

Friday,  
30 November “SCL Lunch in Dublin”  
Speaker: Dennis Taylor, BBC Snooker Pundit  
Venue: Guinness Storehouse, The Arrol Suite, St James's Gate,  
Dublin 8 12 noon for 12.30pm  
Organiser: [adhussey@lawlibrary.ie](mailto:adhussey@lawlibrary.ie)

**Please note:** Cost €110 per person (including Irish VAT) All places will be allocated on a first paid, first served basis.

Friday,  
28 February *SCL/SCL Astra Dublin Conference*  
Venue: Royal Marine Hotel, Dun Laoghaire, Dublin 8.45 for 9.15am  
Organiser: [adhussey@lawlibrary.ie](mailto:adhussey@lawlibrary.ie)

## Leeds

Thursday,  
11 October “Professional Liability for Construction Professionals”  
Speakers: Sarah Hannaford QC and Tom Owen, Keating Chambers  
Chair: Martin Green  
Venue: Leeds Beckett University, Lecture Theatre B, The Rose Bowl  
Building, Portland Way off Portland Crescent,  
Leeds LS1 3HB 6.15pm  
Organiser: [jhawkswell@hklegal.co.uk](mailto:jhawkswell@hklegal.co.uk)

Friday,  
8 March “The Society of Construction Law Annual Conference 2019”  
Venue: The Royal Armouries, Leeds LS10 1LT 8.15 for 9.00am  
Organiser: [jhawkswell@hklegal.co.uk](mailto:jhawkswell@hklegal.co.uk)

## Manchester

Thursday, 29 November “Mulled Wine and Mince Pie Night” - Collaborative Contracting – Aspiration, Myth or Reality?

Speaker: Paul Darling QC

Chair: Fraser Askham

Venue: Manchester Hall, 36 Bridge Street, Manchester M3 3BT

Organisers: [fraser.askham@cms-cmno.com](mailto:fraser.askham@cms-cmno.com) & [LOsborne@ridge.co.uk](mailto:LOsborne@ridge.co.uk)

6 pm – 7 pm – talk/presentation

7 pm – 9pm – mulled wine and mince pies

Cost: £14.50 + £2.90 VAT = £17.40 per person. Places will be allocated on a first come first served basis.

Thursday, 6 December “SCL Astra Manchester Christmas Quiz”

Venue: DLA Piper UK LLP, 1 St Peter's Square,  
Manchester M2 3DE

5.30 for 6.00pm

Organiser: [sarah.wilson@addleshawgoddard.com](mailto:sarah.wilson@addleshawgoddard.com)

The event is free to attend and bookings are open to non SCL members on this occasion. Drinks and canapés will be provided. Christmas jumpers are encouraged but not required. Individual bookings are welcome and will be allocated to a quiz team. Alternatively, tables of up to 8 may be reserved for your quiz team/organisation. Please indicate your preference when booking.

Wednesday, 16 January “When insolvency trumps rough justice: injunctions and stays of execution of adjudication proceedings”

Speakers: David Sears QC and Crispin Winsor, Crown Office Chambers

Chairman: Fraser Askham

Venue: Friends Meeting House, Room F13, 6 Mount Street,  
Manchester M2 5NS

5.30 for 6.00pm

Organisers: [fraser.askham@cms-cmno.com](mailto:fraser.askham@cms-cmno.com) & [LOsborne@ridge.co.uk](mailto:LOsborne@ridge.co.uk)

## Scotland

Wednesday, 3 October “Site visit at the Edinburgh St James”

Speaker: Martin Perry, Project Director for TH Real Estate

Venue: THRE Office, 3rd Floor, Elder House, Multrees Walk,  
Edinburgh

5.30 for 6.00pm

Organisers: [louise.shiels@brodies.com](mailto:louise.shiels@brodies.com) & [lhc@cdr.uk.com](mailto:lhc@cdr.uk.com)

PLEASE NOTE: This event is now FULLY BOOKED. If you wish to be placed on a reserve list, please email [frances.whitehead@scl.org.uk](mailto:frances.whitehead@scl.org.uk)

Friday, 9 November “The SCL Lunch in Scotland”

Speaker: Brian Taylor, Political Editor of the BBC

Venue: The Supper Club, 29 Royal Exchange Square,  
Glasgow G1 3AJ

12 noon for 12.30pm

Organisers: [louise.shiels@brodies.com](mailto:louise.shiels@brodies.com) & [lhc@cdr.uk.com](mailto:lhc@cdr.uk.com)

Cost £81 per person. Block bookings by firms will be limited to 2 tables each. All places will be allocated on a first paid, first served basis.

Thursday, 29 November “Payment in the Construction Industry – Where are we now?”

Speaker: Professor Rudi Klein

Venue: RICS, 125 Princes Street, Edinburgh EH2 4AD

5.30pm for 6pm

Organisers: [louise.shiels@brodies.com](mailto:louise.shiels@brodies.com) & [lhc@cdr.uk.com](mailto:lhc@cdr.uk.com)

## Southern

Thursday,  
8 November “Adjudication Update 2018”  
Speaker: Catherine Piercy, Hardwicke Chambers  
Venue: Blake Morgan Solicitors, New Kings Court, Tollgate, Chandler's Ford,  
Eastleigh SO53 3LG 5.30 for 6.00pm  
Organiser: [Jessica.Tresham@blakemorgan.co.uk](mailto:Jessica.Tresham@blakemorgan.co.uk)

## South West

Friday,  
19 October “The SCL Lunch in Bristol”  
Speaker: Alastair Humphreys, British Adventurer and Author  
Venue: Bristol Marriott Royal Hotel, College Green  
Bristol BS1 5TA 12 noon for 1.00pm  
Organiser: [Jonathan.Spencer@simmons-simmons.com](mailto:Jonathan.Spencer@simmons-simmons.com)

PLEASE NOTE: All places will be allocated on a first paid, first served basis. Cost £75 including VAT.

## ESCL Annual Conference 2019

“European Construction Public Procurement Current Issues and Perspectives.”  
25-27 October 2018, Faculty of Law, Bucharest University,  
34-46 Mihail Kogalniceanu Blvd, Bucharest 050107

The conference programme and registration documents can be found at <http://rscl.ro/en/escl-2018/>

Further events are listed at [www.scl.org.uk](http://www.scl.org.uk)

*We are keen to receive suggestions for speakers and topics both for the London and the Regional programmes. If you have any suggestions please send your ideas to: Keith Kirkwood ([keithkirkwood@benningtongreen.co.uk](mailto:keithkirkwood@benningtongreen.co.uk)); Ronan Champion ([rchampion@championpearce.com](mailto:rchampion@championpearce.com)); Jonathan Cope ([jonathan.cope@mcms.co.uk](mailto:jonathan.cope@mcms.co.uk)) or Hamish Lal ([hlal@akingump.com](mailto:hlal@akingump.com))*

## From the Chair

Dear SCL Members

I have just returned from the International Society of Construction Law Conference in Chicago, which I'm pleased to say was a resounding success. It was exceptionally well organised by SCL North America, and it was wonderful to see members from most of the SCLs around the world come together and debate a host of topics. The Chicago conference also saw the award of the first SCL International Medal to an individual judged to have made a major contribution to construction law internationally. It was awarded to Sir Vivian Ramsey, a very worthy recipient indeed. Officers from the various SCLs had a productive meeting at the conference, and I'm pleased to announce that the next International Society of Construction Law conference will be held in New Zealand in November 2020.

September was also a busy month in the UK, with talks throughout the regions and the SCL lunch in Leeds. One particular highlight was in Derby where Kim Franklin QC discussed the interpretation of contracts. It was an excellent evening, not only because Kim's talk was a tour de force on what can often be a difficult topic given the wealth of case law, but also because it was jointly organised with the Chartered Institute of Arbitrators so I got to meet some delegates who aren't currently members of the Society. It became clear to me that there are some people in the industry who mistakenly believe that you have to be a lawyer in order to join the Society. As you as members know, this is not the case and the only requirement is that potential candidates have a serious and active interest in construction law. Members can be, and are, from a diverse range of backgrounds. While I am Chair of the Society I will be working hard to spread the message that we are the Society of Construction Law, and not the Society of Construction Lawyers, and I would be grateful if members can assist me with this.

October is set to be another busy month for events, starting on the 2<sup>nd</sup> with what should be a fascinating talk on integrated project insurance in London. For those of you unaware of this insurance product (and I confess that I'm no expert), it collectively insures the client and all others involved in the project including the contractors and their supply chains, consultants, etc. We also have talks in Dublin, Edinburgh, Leeds and Milton Keynes, and I will finish October by travelling to Bucharest to represent the UK Society at the European Society of Construction Law conference. This conference will be focusing on public procurement, and booking details can be found with this newsletter and on the website.

On the social side, we have the SCL Lunch in Bristol on the 19 October in the splendid surroundings of the Bristol Marriott Royal Hotel. I had the pleasure of attending this lunch last year and hearing from the inspirational quadriplegic yachtsman, Geoff Holt MBE; I have no doubt that this year's speaker, Alastair Humphreys, the adventurer and author, will be equally inspiring. Other lunch dates for your diary include the SCL Lunch in Edinburgh on 9 November 2018 and the SCL Lunch in Dublin on the 30 November 2018. It would be remiss of me not to also highlight that tickets go on sale for the SCL Lunch in London (Friday 15 February 2019) at **10.00hrs Tuesday 2 October 2018**.

Finally, I'm delighted that we have been able to include details of the Frances Paterson Scholarships in this edition of the newsletter. My thanks go to Professor Anthony Lavers and others on the University Liaison and Grants Sub-Committee for their hard work in developing these scholarships, which will no doubt be of great benefit to the Society for many years to come.

I look forward to seeing as many members as possible at one of our events over the autumn.

Jonathan Cope – Chair  
[jonathan.cope@mcms.co.uk](mailto:jonathan.cope@mcms.co.uk)

## **SCL Hudson Prize Competition 2018**

Entries are now invited for the 2018 Competition from all entrants with an interest in construction law and an idea which they wish to share. The judging panel places emphasis on originality of thought and approach. The length of essay is a maximum of 5000 words. (While footnoting or other methods of referencing sources does not count towards this total and is encouraged, some recent entrants appear to have tried to avoid the word limit by loading footnotes with matters of substance, sometimes running to several paragraphs, in a disproportionate and inappropriate way. This is almost always counter-productive).

Eligible subjects can be drawn from any part of construction law widely defined, including (but not restricted to) construction and engineering contracts, contract administration, claims, arbitration, adjudication and dispute resolution, construction litigation, the law of torts, company law, property law, procurement, professional negligence, taxation (although this must be related to construction) and any other aspect of law or procedure relevant to the construction industry. **First prize is £2,500 and Second prize is £1,250.** Entrants can also be Highly Commended or Commended. The award of prizes or commendations, or the decision not to award them, is in the absolute discretion of the Society through its judging panel. All who are awarded prizes or commendations receive a year's free membership of the Society. The Society may decide, at its discretion, to publish the successful papers, in hard copy and/or electronic format.

Past winners have included members of almost all the disciplines relating to construction law including barristers (including pupils), solicitors (including a trainee), quantity surveyors, engineers, academics, architects, and several hybrids qualified in more than one discipline.

**Further information and entry details can be found on the website [www.scl.org.uk](http://www.scl.org.uk) or obtained from Jill Ward [admin@scl.org.uk](mailto:admin@scl.org.uk).** The closing date for essay submission is Thursday 3<sup>rd</sup> January 2019. Any queries can be referred to the panel via Jill Ward in the first instance.

## **FRANCES PATERSON SCHOLARSHIPS**

### **SCL awards for Ph.D candidates in Construction Law**

As a tribute to her distinguished contribution to construction law, and to the work of SCL, the Society has decided to offer a scholarship bearing Frances Paterson's name. The purpose of the scholarship is to support doctoral research in the field of construction law at a UK university.

1. The Scholarship is intended to assist with the payment of university fees for the duration of a Doctorate and has therefore been set at 50% of the annual course fee, up to a maximum of £2,500 per year (£1,250 for a part-time candidate).
2. Applicants must be registered for a Doctorate, or for a Master's leading to transfer to a Doctorate, at a university in Great Britain or Northern Ireland, undertaking research in construction law, within the broad definition given in the SCL Hudson Prize guidance.
3. The intention is that the award will be renewed annually, based on confirmation of satisfactory progress being provided by the holder's supervisor. Subject to this, it is intended that the award will be for 3 years for a full-time candidate and for 4 years for a part-time candidate.
4. No extension of the duration of the award is envisaged. An application for an extension would only be considered if the candidate's supervisor could demonstrate exceptional circumstances which the University Liaison and Grants Sub-Committee regarded as justifying an extension.
5. Applications for award (and renewal of an existing award) must be made at least eight working weeks before the start of the term of the year of the award.
6. Applications must be on the pro-forma available on the SCL web-site, or from the SCL Administrators, Jill Ward and Frances Whitehead. Applications must be accompanied by a reference from the university supervisor, or prospective supervisor of the candidate as to: a) the academic record and quality of the candidate; b) the value of the research, including prospects for publication; and c) the prospects of completion within 3 years (full-time) and 4 years (part-time).
7. All decisions on awards, and renewal of awards, will be at the absolute discretion of SCL Council, on the recommendation of the University Liaison and Grants Sub-Committee. An independent academic reviewer may be used in the initial award process. The Society cannot enter into communication with applicants regarding the merits of decisions on applications and/or renewals.
8. On successful completion of the Doctorate, the holder of the award may be invited to make a presentation to a meeting of SCL and will be required to provide a written summary of the results within the format of a SCL paper.

To mark the launch of the scholarships in the year of Frances's death, the Society proposes to offer TWO full-time awards (or part-time equivalents) for Doctorates commencing in Autumn 2018 (commencement in January 2019 will also be accepted). In future years, starting in September 2019, ONE further full-time award (or part-time equivalent) per year is intended, subject to suitable applications being received.

### **SCL Advocacy Course – London**

Thursday 22 and Friday 23 November 2018

Akin Gump, Ten Bishops Square, London, E1 6EG

The Society is pleased to announce that it will be holding its very popular Advocacy Training Course again on the evening of 22 November and a full day on 23 November 2018.

The course is open to all members of the Society who have no, or little advocacy experience. This includes in-house counsel, junior counsel and pupil barristers as well as junior solicitors, together with construction professionals wishing to conduct their own advocacy at mediation or adjudication.

The Course will give each advocate the opportunity to present and oppose applications in a range of construction law scenarios, and the emphasis will be on hearings replicating an adjudication hearing.

The course is free of charge but **ONLY** open to SCL members.

We do have a limit on the numbers for this event, so early sign up is essential. Once your place has been secured further papers will be sent for you to prepare for the hearings. Please note the Course takes place on the evening of 22 November between 6.00pm – 9.00pm and between 9:00am – 5:00pm on 23 November.

For further details and/or to express an interest in securing a place, contact Jill Ward at [admin@scl.org.uk](mailto:admin@scl.org.uk) and Hamish Lal at [hamish.lal@akingump.com](mailto:hamish.lal@akingump.com). This event carries 6 CPD points.

## **Collaborating for Value – 5 October 2018**

This conference offers practical tools and examples that build on recommendations in the Government Construction Sector Deal, Hackitt Report, Procuring for Value and P13 Blueprint. Speakers will demonstrate how the use of right procurement models and contractual techniques can make collaboration work better. <http://acarchitects.co.uk/asg-conference-and-fac-1-masterclass-5-6-october-2018/>

## **FAC-1 Masterclass – 6 October 2018**

The early uptake of FAC-1 and TAC-1 on procurements worth £12 billion has led to creating a Masterclass explaining how integrated teams using these contracts can create improved value and support collaborative working. <http://acarchitects.co.uk/asg-conference-and-fac-1-masterclass-5-6-october-2018/>

## **ICLA Construction Law Conference Moscow 16-17 October 2018**

The ICLA Moscow Conference 2018 (the 5th bi-annual ICLA Conference) will be a rare opportunity to compare and contrast the approaches of a diverse range of legal jurisdictions and families (including Russian, Chinese, French, German, English) to a wide range of topics in construction law. For further information please contact [emma.honeysett@base-quantum.co.uk](mailto:emma.honeysett@base-quantum.co.uk)

## **Professionalism and Ethics in Construction Conference 21-22 November 2018 (London)**

The London South Bank University and the CIB Task Group 95 on Professionalism and Ethics in Construction are the main organisers of the international conference on "Professionalism and Ethics in Construction" in London on 21-22 November 2018.

This conference will have both an academic-research, and a practice stream.  
For full details go to <https://www.lsbu.ac.uk/conferences/construction-professionalism-ethics>

## **International Construction Disputes: Are we falling behind our Peers?**

The international construction legal community is notably diverse, with men and women from many jurisdictions and cultures practising construction law at a senior level. The same is true for engineers and other construction professionals. Yet this diversity does not always translate into diverse tribunals, dispute boards and adjudication panels, which are often restricted to a narrow portion of the wider community. The international arbitration community has made great efforts in recent years to address diversity issues in arbitration. But anecdotal observations suggest that construction disputes – in arbitration, before dispute boards and in adjudication – are still decided by panels who do not reflect the diversity of those practising in this area.

A number of organisations, including Global Arbitration Review, ArbitralWomen, other SCLs and Women in Arbitration, have therefore launched a global survey of the users of construction arbitration, dispute boards and adjudications, which is being coordinated by the International Advisory and Dispute Resolution Unit at 3 Verulam Buildings. The aim is to see if anecdotes match reality, and if so, to understand why we are falling behind, and what can be done to improve both gender and cultural diversity going forward.

Participants who complete the survey will be entered into a draw for one free registration to the next GAR Live Construction Disputes event, kindly offered by Global Arbitration Review.

Link: [https://www.surveymonkey.co.uk/r/Construction\\_Disputes\\_Diversity](https://www.surveymonkey.co.uk/r/Construction_Disputes_Diversity)



## Papers

Online is a paper entitled *Drones: The Legal Frontier – the Opportunities and Risks of Taking Flight* (D213) by **May Winfield**. It is based on a presentation to the Society of Construction Law and the Chartered Institute of Building at a joint meeting in London on 17 April 2018. The paper provides a useful review of the current legal position in the UK regarding commercial drones and their current and potential use in the construction industry. The author examines the potential legal risks in areas such as insurance, compliance with regulations, privacy, trespass and property damage and makes suggestions about how drone users might mitigate these risks, generally and contractually, and in terms of the specific operation of drones.

Online and printed is **Ralph Goodchild's** joint second prize winning entry in the Hudson essay competition 2017. *Proven by Computer? System Dynamics and Disruption Claims* (212) was presented in London on 8 May 2018. The paper evaluates the potential for system dynamics (SD) modelling to be used as a form of delay and disruption analysis. Ralph Goodchild explains how SD modelling seeks to provide a computer simulation of a construction project to analyse the impact of disruption as an alternative to the analysis of 'real' project records. He goes on to discuss the challenges of bringing a disruption claim based on an SD model, such as admissibility, the tension with witnesses of fact and the relationships between SD model evidence and traditional delay analysis.

## SCL Astra

Two important qualities are required to succeed in the construction legal market (apart from avoiding hard hat hair):

1. Knowledge / an understanding of the wonderful world of construction law
2. A wide and varied network of contacts to assist in generating business and satisfying client demands

With that in mind, SCL Astra (formerly Junior SCL) was established to provide tailored opportunities to develop these qualities for SCL members who fall within one of the following categories:

- Up to 10 years post-qualification experience
- Recently moved or returned to the construction legal industry
- Young at heart

We organise a range of activities for our members, including seminars, social events, site visits and our bi-annual international conference. Previous conferences have taken place in Paris, Madrid and Dubai; the next is planned for mid-2020. We adopt the mantra that there are no stupid questions and foster an environment of learning and development. We also maintain strong links with RICS Matrics and CIOB Novus which permits the sharing of insights into various aspects of the construction industry. There is no additional cost to be part of SCL Astra – once you are an SCL member and meet one of the above criteria; we welcome you to our ranks!

If you are interested in registering as an Astra member, please sign up on the Astra page of the SCL website (note that you need to opt-in to receive communications regarding Astra events). Otherwise, watch out for upcoming Astra events in the SCL newsletter, on the website or SCL Astra Twitter handle (@SCLAstra).

Finally, if you are interested in being part of the Astra committee in your region, we would love to hear from you. Please email [swilliams@keatingchambers.com](mailto:swilliams@keatingchambers.com); [Rebecca.shorter@whitecase.com](mailto:Rebecca.shorter@whitecase.com) or [ladams@atkinchambers.com](mailto:ladams@atkinchambers.com).

## Social Media, E-mail and Keeping You Informed

In addition to keeping up to date via email, the newsletter and the website, the SCL has a presence on Twitter, LinkedIn and Facebook where you can find information, news and events:

LinkedIn group 'Society of Construction Law UK'

Facebook page 'Society of Construction Law UK'

Twitter name '@SCL\_UK' SCL Astra Twitter handle (@SCLAstra)

We always welcome feedback and comments, including via tweets and postings on how we can improve the service the SCL provides to its members. Contact details for all Council members can be found on the SCL's website. We would also take this opportunity to remind all members to update their online details and preferences to ensure you only receive the information you want from the SCL.

## General Data Protection Regulations (GDPR)

As many of our members will know, the GDPR came into effect on 25 May 2018 and are aimed at improving data protection for individuals. The SCL takes data protection seriously and we refer you to the SCL Privacy Policy which can be found at <https://www.scl.org.uk/privacy-policy>.

In order to ensure that we can still keep in touch with members and let you have information about the SCL including details of events and published papers, we require members' consent for SCL to process their data. We would therefore be grateful if you would log on to your account and confirm agreement to being contacted. To do this, visit your Profile page (Profile tab on your user account page), tick the 'Data consent' box in the 'Region, mailing & data preferences' section near the bottom of the form, and save the form."

If you prefer to provide confirmation by post, please fill in the details below and post it to SCL. If you fail to do so we may not be able to contact, you.

Data Consent – In confirm that the SCL can manage my data and contact me in accordance with the SCL Privacy Policy

Name (please print): \_\_\_\_\_ Signature: \_\_\_\_\_

Address: \_\_\_\_\_ Date: \_\_\_\_\_

## New Members

Finally, we are pleased to welcome the new members who recently joined the Society:

Wael Abdalla, UAE	Kevin Allardyce, South Africa	Neil Armstrong, Altrincham
Grant Austin, USA	Chadi Beydoun, UAE	Rajiv Bhatt, London
Angus Carlisle, West Yorkshire	Michael Connolly, Saudi Arabia	Andrew Cockle, Wimbledon
Corina Dragota, UAE	Richard Duan, Singapore	Julia Edwards, London
Jessica Evans, Bristol	Shani Gunawardana, London	Tom Green, London
Shaik Jakir Hussain, Oman	Danny Johnson, Kent	Andrew Keeley, Surrey
Terry Kim, South Africa	Nyagah Kithinji, Kenya	Nihat Can Koseoglu, Qatar
Konstantinos Lytos, London	Alan MacLachlan, Oman	Mary Liz Mahony, Ireland
David Mc Donagh, co. Galway	Hannah McCarthy, London	Paul McColgan, Belfast
George McGarry, Slough	Kevin McIver, London	Noe Minamikata, London
Holly Minney, Essex	Bahrin Mohammad, Brunei	Brian Moran, Wembley
Gerry O'Brien, Ireland	Andrew O'Connor, London	Eoghan O'Reilly, Co Down
Michael Oliver, London	John Peters, Trinidad and Tobago	Zoi Polyzou, London
Andreas J. Roquette, Germany	John Sharkey, Australia	Rohit Singhal, India
David Smith, South Africa	Kelly Smith, London	Ian Stokes, Dartford
David Turner, Manchester	Christopher Wheeler, Ireland	Bonar Whitlock, Surrey
Peidong Zhang, China		