

SUCCESS STORY – DIVING AND SUBSEA SERVICES PROVIDER

BWS have undertaken a number of short-term roles for a Diving and Subsea Services Provider over the last 5 years, including the following :

1) Contractual Risk Assessment (2009)

Project: Offshore Wind Farm

SoW Subsea Installation of “J-Tubes” to the monopile foundations.

BWS SoW: Review and report on the proposed contract documentation to highlight liabilities and responsibilities.

Report highlighted many contractual/commercial liabilities which the management used in their contract negotiations.

Contract subsequently awarded on less onerous criteria.

Major risks exposed

- non-payment for weather downtime.
- non-payment for stand-by time due to third parties.
- excessive insurance liabilities

2) Claim Management(2011/12)

Project: Offshore Wind Farm

SoW Subsea Installation of “J-Tubes” to the monopile foundations.

BWS SoW: Preparation and negotiation of contractual claim for loss and expense due to unforeseen circumstances.

After negotiations broke down BWS prepared a Notice of Arbitration under the terms of the BIMCO Standard Contract which brought the parties back to the negotiation table and a successful conclusion was reached.

3) Contractual Risk Assessment (2011)

Project: Intertidal Joint Repair

SoW Recovery of heavy duty subsea cable for repair by specialist sub-contractor and return to seabed. Cable damage caused by fishing vessel or anchor.

BWS SoW: Review and report of the proposed contract documentation to highlight liabilities and responsibilities.

Report highlighted many contractual/commercial liabilities which the management used in their contract negotiations.

4) Contract Administration (2014-present)

Project: Offshore Wind Farm

SoW Subsea installation of “J-Tubes” to monopile foundations.

BWS SoW: Provide services of a senior QS to administer the contract, submit interim valuations, authorise sub-contractor payment applications, maintain records, prepare commercial/contractual correspondence, etc.

Global project and consultancy services to the construction, petrochemical, power and process engineering industries.