

## CONSTRUCTION

# Adjudication Lifecycle

An Adjudicator reaches a decision within 28 days of referral of the matter or such longer period as is agreed by the parties after the dispute has been referred; The Adjudicator can extend the period of 28 days by up to 14 days, with the consent of the party by whom the dispute was referred.

	Referring Party	Responding Party	Silver Shemmings Ash Expertise
Pre-Action	<ul style="list-style-type: none"> <li>• Is there a construction contract?</li> <li>• Is it subject to the Housing Grants Construction and regeneration Act 1996 (the "Act")?</li> <li>• Is the dispute ready to be referred to adjudication?</li> <li>• What rules will apply to the adjudication?</li> </ul>	<ul style="list-style-type: none"> <li>• Identify and manage issues</li> <li>• Consider payment notices</li> <li>• Resolve the dispute without recourse to adjudication</li> <li>• Consider contract's adjudication terms</li> </ul>	<ul style="list-style-type: none"> <li>• Advice on:               <ul style="list-style-type: none"> <li>• Operation of contract;</li> <li>• Whether you should</li> <li>• Adjudicate</li> <li>• What your chances of success may be</li> </ul> </li> <li>• Provide you with national coverage.</li> </ul>
Adjudication Procedure	<ul style="list-style-type: none"> <li>• Serve Notice of Adjudication</li> <li>• Appoint Adjudicator</li> <li>• Prepare Referral Notice</li> <li>• Assess Response</li> <li>• Deal with Adjudicator requests</li> <li>• Consider Decision</li> </ul>	<ul style="list-style-type: none"> <li>• Receive Notice of Adjudication</li> <li>• Assess whether the Adjudicator has jurisdiction</li> <li>• Assess Referral Notice</li> <li>• Prepare Response</li> <li>• Deal with Adjudicator Requests</li> <li>• Consider Decision</li> </ul>	<ul style="list-style-type: none"> <li>• Advice on:               <ul style="list-style-type: none"> <li>• Technical legal issues</li> <li>• Procedural issues</li> <li>• Pleading your case</li> </ul> </li> <li>• Reduce disruption to your business</li> <li>• Support throughout the entire process</li> </ul>
Challenges/ Enforcement	<ul style="list-style-type: none"> <li>• Dealing with challenges</li> <li>• Enforcing the Decision</li> <li>• Enforcement Proceedings</li> <li>• Final Resolution</li> </ul>	<ul style="list-style-type: none"> <li>• Challenging the Decision</li> <li>• Basis of challenge</li> <li>• Cost consequences</li> <li>• Final Resolution</li> </ul>	<ul style="list-style-type: none"> <li>• Advice on:               <ul style="list-style-type: none"> <li>• Possibility of challenges</li> <li>• Resisting enforcement</li> <li>• Costs</li> <li>• Commercial settlement</li> </ul> </li> </ul>