Melbourne University Law School

Construction Masters Programme

Deconstructing Risk

Guest presentation by **Professor Doug Jones AO** and **Professor Janet Walker CM**

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Outline



Our perspectives

Doug

- Transactional and dispute project lawyer for 40 years
- Full-time arbitrator for the past eight years

Janet

- Professor for 25 years specialising in conflict of laws and comparative procedure
- International arbitrator for 20 years

1. Identifying the risks

Clear identification of project objectives

Who are the stakeholders in achieving these objectives?

Collaboratively plan the preparation of a risk matrix Use the matrix as a living document with the stakeholders

Identifying the risks

Allocating the risks

Case Study – A new hospital



For further information: <u>https://www.hinfra.health.nsw.gov.au/news/latest/latest/construction-underway-on-new-\$658-million-sydney-c</u>

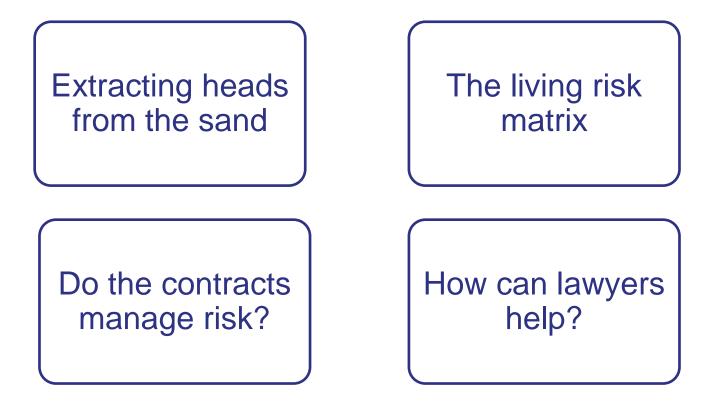
Redeveloped Randwick Children's Hospital

Identifying the risks

Allocating the risks

- Choice of project delivery model
- Contract structure bespoke, standard form or hybrid
- Interrelationships Designers, project managers, suppliers, subcontractors, end users
- Some key risks cost, time, performance/quality

3. Managing the risk



Issue and dispute resolution – its place in the process

Identifying the risks

Allocating the risks





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