

South West Region Newsletter



The ICM – *keeping you informed*

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April 2019

AGM and Dinner Dance is on the 6th July 2019, at the Wiltshire Hotel, Vastern, Royal Wootton Bassett, Wiltshire. SN4 7PB.



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Fees are due, I draw your attention under the Rule 3 (C) and (D) Fees were due 1st January and to be paid in full by the 31st March 2019 any member who has not paid by that Date is under suspension. Some members were Expelled in January for not paying their 2018 fees.

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Somerset



Avalon/Glastonbury

My quest began in Glastonbury, the Somerset town known for its annual music festival. Seen

from the top of Glastonbury Tor, the hill that rises above the town, the Somerset Levels — a great swath of wetlands and plains — stretch out like a patchwork quilt of green cotton squares pulled over the bodies of soundly sleeping giants. Even the National Trust’s normally restrained website promotes the tor as a seat of sacredness: “Glastonbury Tor is known as being one of the most spiritual sites in the country,” it claims, adding mysteriously: “Its pagan beliefs are still very much celebrated.” The ICM had a caravan rally at Pedwell and toured the area visiting the Mucheleiney Abbey



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Law

Limitation is a legal concept which determines how long a party must bring a claim before the defendant can defeat the claim by pleading lapse of time.

Last year the government accepted proposals to change the law and the Ministry of justice is preparing a new consultation, due to be published later this year.

So what are the likely changes to the limitation rules? The vast majority of construction claims are for breach of contract or in the tort of negligence.



The similarities between the existing regime for latent defects and the proposals are unmistakable.

The concept of the 'date of knowledge' is fundamental to the proposals and is examined in more detail.

The proposals define the date of knowledge as the date on which the claimant knows or ought reasonably to have known:

1. The facts that give rise to the cause of action.
2. The identity of the defendant: and
 1. That the injury, loss or damage sustained by the claimant of the benefit received by the defendant was significant. When will injury, loss, damage or benefit be considered to be significant? The suggested definition under the new proposals is
 2. When the claimant knows the full extent of the injury, loss, damage or benefit: or
 3. If a reasonable person would consider it worth bringing a claim against a defendant who does not dispute liability and who has the means to satisfy a judgment. Knowledge for the purpose of the proposals include both The concept of the 'date of knowledge' is fundamental to the proposals

London

SES wins £9m Westfield subcontract
12 hours Building services contractor SES Engineering Services (SES) has been appointed by Unibail-Rodamco-Westfield to deliver the £9m mechanical services package at its M7 commercial development in Stratford, East London.



Building A will mostly house government offices

Wates subsidiary SES will provide all shell and core, domestic and major plant services, including a basement district heating plant, water and ventilation systems, across the 28,000 square-metre office scheme next to Stratford's Westfield shopping complex. The site, known as Building A, will have a 1,395 square-metre winter roof garden. Eight of the building's 12 storeys are to be lease to HM Revenue & Customs for government offices.

Construction has already begun, with SES starting on site in December 2018. Completion is expected for August 2019.

David Jenkins, SES' business director for London and the southeast, said: "This latest project win, our first with Westfield, demonstrates the strength of our offering in delivering Grade A commercial developments across the capital, which continues to be a key driver for our business.

"Securing a role on such a pivotal regeneration scheme is testament to our teams' energy and expertise, with our proven track record in completing complex projects efficiently and thorough planning proposals, both key factors in the clients' decision to appoint us."

Commercial property developer Westfield was taken over by French real estate giant Unibail-Rodamco last year.

Gran Canarias

A consortium has been awarded the £131m construction contract for a stretch of highway on the Spanish Island of Gran Canarias. It is the first major construction project to be let following the signing of a road agreement between the Canary Island and the Spanish government. The contract involves building a second phase of the Aldea highway an 8.5m-long route between El Risco and Agaete and carrying out improvements to a 0.5km stretch of the existing highway.

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