

INFRASTRUCTURE PROJECTS

The secret to successful infrastructure projects is planning, and we work with you long before the first shovel hits the dirt. We work where public authorities, private investment and finance intersect, and help you negotiate the complex legal, regulatory, financing and construction issues that arise in infrastructure projects or in public-private partnerships.

When you think Wolf Theiss, think cross-border. We can provide you with a single point of contact for any project in the CEE/SEE region. Our aim is to build a true partnership with you throughout the project life cycle: From project structuring to securing project financing, drafting and negotiating construction and other agreements, public procurement issues, and acquiring or disposing of an existing project. Your industry and business goals determine the team and strategy we implement.

AREAS OF SPECIALISATION

Development & Structuring

We partner with you to advise on any kind of infrastructure project (green- or brownfield) from conception to success. We can advise you during the whole life cycle; from contract review and negotiation through the completion and warranty phase. This also includes structuring advice, PPP/concession contracts, management and development agreements, tax benefits, permitting and compliance matters and cross-border investment issues.

Construction Contracts & Related Agreements

We can advise you on drafting construction, general contractor and subcontractor agreements, Guaranteed Maximum Price and general planner agreements, as well as general terms and conditions for constructors and manufacturers. Our team has experience with all commercial agreements specific to your industry. This includes EPC/O&M contracts, PPP/concession contracts, and supply and off-take agreements.

Litigation & Arbitration

Claims for securing evidence, (additional) compensation, defects and damage claims, contractual penalties, disputes on geological and other risks and claims under securities: we have experience in litigating or arbitrating all these and more. Our direct knowledge and industry experience helps us to identify risks and opportunities so we can develop the litigation or arbitration strategy you need to win.

Regulatory & Environmental Law

We advise you on all environmental, permitting and licensing issues dealing with the construction and operation of infrastructure assets, including unbundling aspects and

compliance with market rules. Our contacts with relevant authorities and regulators become your strengths as we guide you through the labyrinth of administrative proceedings.

Project Finance

Each project calls for a customised financing solution. We can help you look into anything from traditional LMA acquisition and project finance structures, to different forms of structured finance and debt restructuring techniques such as project bonds, monetisation of revenue streams, securitisations, and derivatives products.

Public Procurement

Contracting authorities frequently trust us as a full-service provider through all stages of an infrastructure project: from tenders for architectural work to procuring project management and controlling services, planning services, construction and infrastructural works to tendering technical and infrastructural facility management services. You are a bidder? We advise on securing the compliance of your bid, negotiate with contracting authorities, and, if necessary, challenge unfair tender provisions and award decisions.

Disposals & Acquisitions

We can assist you in getting the most value of your asset while avoiding unnecessary due diligence. You can rely on our advice for structuring issues, due diligence, drafting, negotiating and implementing sales/acquisition agreements and related pre-closing and post-closing restructuring work, as well as all aspects of takeover, merger control and securities laws; so you can focus on getting your project off the ground.



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Respected international firm with a strong presence in the market. Frequently advises construction and project companies on concession agreements and PPP projects. Also assists financial institutions with regulatory and compliance advice in connection with projects. Additional expertise in representing clients in projects-related disputes.

Chambers Europe