



23rd Conference of the Working Commission of International Construction Law (Arbeitskreis Internationales Baurecht)

Thursday, **May 19, 2022, 12:00 p.m. – 06:00 p.m. CET, online and in Hamburg**

Construction and IT – Challenges and advantages of digitalisation in construction

PROGRAM – PART 1 – GERMAN (all time slots are CET)

- 11:30 a.m. **Virtual arrival and virtual greeting**
- 12:00 p.m. **Welcoming words and organisational matters**
Tobias Voigt (host und AK chairman) und Dr. Jan-Bertram Hillig (AK chairman)
- 12:15 p.m. **BIM and public procurement law in public construction**
Birgit Lotz (GvW Graf von Westphalen, Dusseldorf)
- 01:00 p.m. **Software escrow agreements in construction projects**
Dr. Martin Hossenfelder (GSK Stockmann, Berlin)
- 01:45 p.m. 15 minutes break
- 02:00 p.m. **The agile construction contract – cooperation and digitalisation with ÖNORM B 2110**
DI Mag. Ursula Gallistel (Bau Betrieb Digital GmbH, Vienna)
- 02:45 p.m. **On the way to the digital construction contract – automation of payment transactions in the construction industry using BIM und Smart Contracts (BIMcontracts)**
Dr. Inga Maaske (Kapellmann Rechtsanwälte, Dusseldorf)
- 03:30 p.m. 30 minutes break

PART 2 – ENGLISH

- 04:00 p.m. **Planning tools for project planning and forensic delay analysis**
Vasudev Bhagavatula (Accuracy, London)
- 04:45 p.m. **Smart contracts in construction, special view on deeds**
Kirsty Potts (University of Exeter, Exeter)
- 05:30 p.m. **Closing remarks and potential discussion**
by AK chairmen Tobias Voigt, Dr. Jan-Bertram Hillig, Dr. Oliver Koos, and Dr. Jörn Zons
- 06:00 p.m. **Wrapping up with opportunity to toast**

Modern construction is in a state of upheaval. Digitalisation comes with new challenges for construction professionals, which also have to be met contractually. New project management procedures such as BIM or new technologies such as software applications in building management systems or general technical building equipment make contractual and legal solutions necessary that are actually only known from other industries and now have to be transformed. But IT also offers opportunities for better project management and the goal may even be Smart Contracts. The Working Commission of International Construction Law is therefore dedicating an event to this topic in order to exchange views on possible solutions.

TIME: Thursday, **May 19, 2022**, 12:00 p.m. – 04:00 p.m. CET (part 1, in German),
approx. 04:00 p.m. – 06:00 p.m. CET (part 2, in English)

LOCATION: Online as well as at **Carneades Legal, Überseering 4 in 22297 Hamburg**

Hybrid event: Please let us know with your registration whether you would like to participate online or in presence. **CAUTION:** due to the current COVID-19 situation* the **number of places in Hamburg is limited to 25** and will be assigned chronologically according to the date of receipt of the registration! FFP2 masks are mandatory on site.

* short-term changes will be announced by e-mail

For the physical well-being will be provided: drinks, cake and snacks.

You can easily register by e-mail:

ak-international@arge-baurecht.com

For further questions, please contact Madlen Schirmer: +49 40 6364550-0

FEE: none

CONFERENCE PROGRAM RESPONSIBLE: Tobias Voigt

Certificate of attendance according to § 15 (German) FAO possible (subject to decision by the Bar Association)

REGISTRATION:

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23rd Conference of the Working Commission of International Construction Law

REGARDING THE CONFERENCE

- The conference will be conducted in **hybrid format**. You can participate in Hamburg or online. Due to the current COVID-19 situation, the number of places in Hamburg is limited to 25, so please indicate when registering whether you would like to participate in presence or online. If you participate in Hamburg, wearing a FFP2 mask is mandatory. No further requirements exist.
- All participants will receive a link to the event in due time before May 19, 2022.
- The committee meetings take place every six months (usually on the Thursday before the conference of ARGE Baurecht, which takes place at the same time). This event has a different date for organisational reasons.
- Please **feel free** to pass this invitation on to **colleagues** and **lawyer friends** who might be interested in the topics of the Working Commission of International Construction Law.
- On request, a confirmation of participation will be issued (§ 15 FAO) (subject to examination by the Bar Association)

OUTLOOK:

The next conference is planned for: **November 3rd, 2022 (Berlin)**.
Please feel free to bring suggestions for topics we should discuss.

The Working Commission of International Construction Law has its own website:
<https://arge-baurecht.com> → Menu item “Events” → “AK Internationales Baurecht”
On this website you can register in the list of interested persons. All interested persons receive invitations to the conferences, which take place twice a year.

BOARD OF THE WORKING COMMISSION OF INTERNATIONAL CONSTRUCTION LAW



Dr. **JAN-BERTRAM A. HILLIG** is a German lawyer and English solicitor with the commercial law firm GSK STOCKMANN in Berlin. He advises on real estate project developments and plant construction projects, often those with cross-border implications (inbound and outbound). He is the author of the chapter “Cross-Border Construction and Planning Contracts” in the commentary “Privates Baurecht” by Messerschmidt / Voit.

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Dr. **OLIVER KOOS** is a German lawyer and partner at the commercial law firm GSK STOCKMANN in Frankfurt / Main. He advises on private construction and architectural law, plant construction and project development. His practice focuses on project conception and the support of major construction projects. He is also a lecturer in real estate and construction contract law.

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TOBIAS VOIGT is a managing partner of CARNEADES LEGAL Rechtsanwälte Voigt und Kruse PartG mbB in Hamburg, specialising in international contract and claim management in plant construction as well as M&A. For more than 20 years he has been involved in complex plant construction projects worldwide. He is the chairman of the Offshore Dispute Resolution Committee of the World Forum Offshore Wind.

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Dr. **JÖRN ZONS** is a lawyer and partner in the law firm Friedrich Graf von Westphalen & Partner mbB in Cologne. His practice focuses on advising clients and contractors in German and international construction and plant engineering projects “from the cradle to the grave”, including dispute resolution. He is co-editor of Bock / Zons, Rechtshandbuch Anlagenbau.

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SPEAKERS AT THE CONFERENCE



BIRGIT LOTZ, LL.M. (Bristol) is a specialist in public procurement law and an associate partner at GvW Graf von Westphalen in Dusseldorf. She advises both public contracting authorities and private companies on the preparation and implementation of or participation in Europe-wide procurement procedures and national tenders, including representation in review proceedings, particularly in the health sector and for construction services



Dr. **MARTIN HOSSENFELDER** is a lawyer at the law firm GSK Stockmann. He has many years of experience in data protection law and in advising on complex IT contracts. His work focuses in particular on drafting and negotiating software contracts and advising on digitalisation concepts in the real estate, construction and PropTech sectors.



DI Mag. **URSULA GALLISTEL** is Managing Director of Bau Betrieb Digital GmbH in Vienna. She studied cultural engineering and water management at the University of Natural Resources and Life Sciences Vienna. After several years in a planning office, she studied law at the University of Vienna and was an assistant at the Institute for Interdisciplinary Construction Process Management at TU Wien for 4 years. Her research and work focuses on construction contract law and cooperative project management



Dr. **INGA MAASKE** is a lawyer at Kapellmann Rechtsanwälte in Dusseldorf, where she is a member of the construction and architects' Law, IP, IT and data protection practice groups and the start-up, digital transformation and smart building competence team. She advises companies on all issues of data protection and IT law and assists clients with technology-based projects, particularly in the area of smart building. Her work also includes private construction law.



VASUDEV BHAGAVATULA is a director at Accuracy in London. Vasudev specialises in live and forensic construction programming, project advisory, claims advisory and dispute resolution for infrastructure, buildings, engineering, construction, energy & utilities and oil & gas projects. He has many years of professional experience in planning and project controls on projects such as Dubai Metro Rail Project.



KIRSTY POTTS, (MA Cantab) is a barrister (non-practising), mediator, lecturer and writer in property and construction law. Kirsty is a lecturer in law at the University of Exeter, lectures in LLB Land, Trusts and Contract Law and is undertaking a DPhil by publication in technology and online justice in the property and construction context. Kirsty is an examiner and content writer for the Bar Standards Board and the Solicitors' Qualifying Exam. Kirsty is a fellow of the HEA.