



# Technical Deliveries

## Practice area

Technical deliveries typically include both sales and installations and individual design and manufacturing according to customer specifications as well as after sales service. They often involve requirements to functional performance and interfaces to other technical designs and deliveries. Such designs and deliveries may concern state of the art engineering work in complex relation to services provided by other parties.

A perfect team effort is crucial to the success of a technical project, and this also applies to the necessary legal and commercial part of the delivery or the contract. Plesner's team has experience in collaborating closely with the teams of clients and technical advisors when it comes to terminology, functional requirements, deadlines, services and finances.

We have practical and legal expertise from projects involving industrial plants and industrial machinery, production and packaging plants, food processing, ventilation and climate control, hospitals, power plants and purification plants, trains, signals and railway material, ground equipment for airports, defence and emergency equipment, traffic regulation equipment, elevators and lifts, surveillance equipment, boilers, pumps and sluices, motors, gears, bearings, pipes and cables, CTS management, Scada, etc. We are involved in projects in Denmark, Greenland and the Nordic countries - in fact worldwide in matters involving leading technology.

In our advice we place great emphasis on the commercial requirements related to the technical complexity characterising technical deliveries in order to secure, for instance, liability in interfaces and the correct correlation between payment instalments, liquidated damages and permanent functionality/"uptime". Plesner's

Technical Deliveries team advises our clients in close collaboration with Plesner's other specialist teams, in particular the Construction and Infrastructure teams. This enables us to provide highly specialised legal advice with respect to all parts of complex technical services.

Our assistance comprises negotiation and enforcement of agreements on technical deliveries and installations as well as dispute resolution, including litigation and arbitration proceedings, often involving significant digital elements as well as general conditions and standard terms, for instance:

- FIDIC Yellow Book
- NL 17 and NLM 19
- Orgalime, including SI14, S2012 and model forms
- Directive 2006/42/EC on machinery and the Danish Executive Order on machinery
- ISO Standards
- AB18(building and construction works), ABT18 (design and build contracts), ABR18 (consultancy services for building and construction works)
- FRI (the Danish Association of Consulting Engineers) Descriptions of Services

**Case News**

Nordjyllandsværket (North Jutland Power Plant) - Kaefer Isoleringsteknik A/S - award in favour of the client in arbitration proceedings

**Case News**

Copenhagen Metro, phases 1 and 2 - COMET I/S - award in favour of the client in arbitration proceedings

**Case News**

Ship conversion - Victor Lenac Shipyard - assistance regarding a court appointed expert evaluation and successful settlement

**Case News**

Petrol pumps - manufacturer - High Court judgment in favour of the client in legal proceedings

**Case News**

Packaging production line - fashion manufacturing - assistance with preparation of tender and conclusion of contracts

**Case News**

Purification plant - legal proceedings concerning technical deliveries for a purification plant in Sri Lanka under a FIDIC contract

**Case News**

Fish box cleaning plant - Danish Seafood - legal proceedings concerning conditions for and operation of an automatic fish box return and cleaning plant

**Case News**

Slaughterhouse - GVL Enterprise A/S - assistance concerning court appointed expert evaluation and settlement

**Case News**

Wind turbines - Ja-Ke - award in favour of the client in arbitration proceedings

**Case News**

Cement plant - Middle East - legal proceedings concerning defects and production disruptions, etc.

Case News

Ship engines - Skaugen - award in favour of the client in ICC arbitration proceedings

Case News

Bio-power plants - Lisbjerg - assistance with the assignment and passing of contracts



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## Ratings



2024

The Legal 500

"Ability to understand complex issues and translate into actionable guidance and advice. Clear and concise presentation of claims and argumentation in litigation"

"Always available. Quick response. Proficient in understanding and addressing complex professional issues. Down-to-earth advice that considers the scope of the subject and the customer's needs"

"Very accommodating and ready to take all matters seriously"

"Plesner has provided a 360-degree full service for us. They have a big back office and have efficiently provided us with the best knowledge in their legal house across the different specialties"

**2023      The Legal 500**

"Very professional team. Confident and friendly advisers, deal driven, accurate due diligence, strong legal base for negotiations, targets well achieved"

"Plesner have a strong team with specialists in all constructions matters, they are impeccable"

"They have the ability to comprehend complex challenges, and have a good sense of the construction market in general"

**2022      The Legal 500**

"Highly professional, key insights, flexible and constructive. Allocates resources so the job can be done within agreed timeframes, to the point communication and although cases can be complicated, Plesner do not add to the complications"

"Quick, competent, quality conscious and business-focused team, they know their client and their law and the businesses, and pleasant people to work with"

"Always ready, quick to follow up on requests. Sharp and up to date on relevant legal issues"

"Always quick to see the big picture and understand complex issues. Nice to have the same point of contact. Good service in house and in all matters of correspondence"