

# Client Alert

## Construction

22 December 2021

### Video series (Episode 1 - Adjudication)

K. K. Cheung

Our Construction practice has introduced a new video series to keep our clients updated on the latest industry developments as well as updates in the law of Construction in Hong Kong.

In this client alert, we have included our first episode on “Adjudication” and some key takeaways for our clients’ reference.

Please click [here](#) to watch the video.

#### Takeaways:

1. Adjudication can take many forms. It is described as:
  - Adjudication is a simple, effective, and swift method of resolving disputes.
  - Adjudications are conducted by a sole adjudicator in accordance with the Rules and terms of the contract and its applicable law.
  - Adjudicators make decisions which are binding on the parties. In most cases, the decision of an adjudicator can be revised in another forum such as arbitration. Adjudication is common in construction disputes.
2. A simple comparison of the characteristics of adjudication with litigation and arbitration:

	Technical Expertise	Time	Costs	Confidentiality	Damage on relationship	Binding effect
Litigation	No	Longest	Very high	No	Greatest	Highest
Arbitration	Yes	Longer	High	Yes	Greater	High
Mediation	Yes	Short	Lowest	Yes	Smallest	Non-binding, unless a settlement agreement is signed
Adjudication	Yes	Shortest	Lower	Yes	Neutral	Temporarily binding until reviewed by another tribunal (usually arbitration)

## Want to know more?

**KK Cheung**  
Partner  
k.k.cheung@deacons.com  
+852 2825 9427

**Joseph Chung**  
Partner  
joseph.chung@deacons.com  
+852 2825 9647

**Justin Yuen**  
Partner  
justin.yuen@deacons.com  
+852 2825 9734

**Stanley Lo**  
Consultant  
stanley.lo@deacons.com  
+852 2826 5395

The information contained herein is for general guidance only and should not be relied upon as, or treated as a substitute for, specific advice. Deacons accepts no responsibility for any loss which may arise from reliance on any of the information contained in these materials. No representation or warranty, express or implied, is given as to the accuracy, validity, timeliness or completeness of any such information. All proprietary rights in relation to the contents herein are hereby fully reserved.

1221© Deacons 2021

[www.deacons.com](http://www.deacons.com)