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BIOGRAPHY

Katy has experience in both contentious and non-contentious construction matters. She has extensive experience working with employers, contractors and sub-contractors on a wide range of construction matters.

AREAS OF FOCUS

- Logistics & Industrial

SPOKEN LANGUAGES

- Chinese (Cantonese)
- Chinese (Mandarin)
- English

ADMISSIONS

- Hong Kong

RELATED PRACTICE AREAS

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The new security of payment regime in Hong Kong – key issues to consider before its implementation

With the Hong Kong Development Bureau's (DevB) contractual security of payment regime coming into effect from 31 December 2021 (the SOP regime), we now examine some important challenges which facing the Hong Kong construction industry as it comes to grips with the new contractual environment. The SOP regime is set out in the Technical Circular (Works) No.6/2021 published by DevB on 5 October 2021 for the implementation of security of payment provisions in public work contracts (the Circular) and will take effect in two stages, commencing on 31 December 2021 and 1 April 2022. For our earlier articles looking at the particulars of the SOP regime, please see Security of Payment in Hong Kong - pilot programme for public works contracts and Security of payment circular issued by the Development Bureau of Hong Kong – to take effect from 31 December 2021.

Insights

Oct 12, 2021

Security of payment circular issued by the Development Bureau of Hong Kong – to take effect from 31 December 2021

On 5 October 2021, the Development Bureau (DevB) published the Technical Circular (Works) No.6/2021 for the implementation of security of payment provisions in public work contracts (Circular). The Circular promulgates a contractual regime to implement "the spirit of the Security of Payment Legislation" in public works construction contracts and sub-contracts (the SOP regime). For affected contracts, the Circular (i) regulates payment application and certification processes, and (ii) enshrines adjudication as an interim dispute resolution mechanism.

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