

From the Editor

John Green



Welcome to the 45th issue of BuildLaw® in which we draw on the experience and expertise of leading experts in the field to bring you commentary, articles and reviews on topical matters relating to construction law.

In this issue, Jo O'Dea looks at extension of time claims and how blame for the delay was a relevant consideration when assessing what was "fair and reasonable" in *CAJ v CAI* [2021] 5 GCA 102. Belinda Green explains how failure to follow a simple construction contract procedure resulted in a hollow dispute outcome for all in the case *Cairns Building and Construction v Kaminaras* [2021] QCAT 374.

In Case in Brief, Michelle Rubaduka outlines a recent Supreme Court case, where the road to a claim for constructive acceleration was laid in Australia when a project manager, heavily influenced by a principal and their agents, failed to act impartially and fairly. Sam Dorne reminds us of how liability in tort depends upon proof of a personal breach of duty, with one true exception, vicarious liability. Along with further articles touching on developments in the UK relating to cladding and building safety, construction payment disputes and limitation for payment claims, there is plenty in this edition of BuildLaw for all our readers.

I wish to take this opportunity to thank all our contributors. We are most grateful for the support we receive from dispute resolution professionals, law firms, and publishers, locally and overseas, that allows us to share with you papers and articles of a world-class standard, and to bring you a broad perspective on the law and evolving trends in the delivery and practice of domestic and international dispute resolution and construction law.

Contributions of articles, papers and commentary for future issues of BuildLaw® are always welcome. I do hope you find this issue interesting and useful. Please feel free to distribute BuildLaw® to your friends and colleagues – they are most welcome to contact us if they wish to receive our publications directly.

Warmest regards

A handwritten signature in blue ink, appearing to read 'J Green', written in a cursive style.

John Green

Editor and Director Building Disputes Tribunal

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