

Invitation

WEBINAR

4 October 2023

Duration: 10:00 – 11:30 a.m.

Civil proceedings before Polish courts – key information. Guidelines on how to claim a higher contract price due to increased costs

Target audience: company presidents,, management board members, company owners,
executive staff, directors, in-house lawyers,



Generally, civil proceedings in Poland rely on standard solutions operating in other European countries as well. However, our experience in working with foreign clients shows that steps taken by the parties involved in the proceedings (in particular courts) often come as a surprise to foreign entities who have not been previously involved in court proceedings in Poland. In our view, some issues are so important that they should be considered already at the stage of devising certain internal procedures in companies.

We'll show you what certain stages of court proceedings in Poland (regarding civil disputes) look like, and we'll give you practical tips that might help you avoid fundamental mistakes that may result in the proceedings being extended or even a claim being dismissed. The webinar will be based on our extensive experience in the courtroom.

The webinar won't focus on how to apply the provisions of the Civil Procedure Code but –relying on years of our experience in working with foreign clients – we'll explain the practical differences between proceedings in Poland and other countries, which will be helpful for preparing for a dispute in Poland. The webinar will give you peace of mind because if one day you'll have to be involved in court proceedings in Poland, you'll know what to expect.

Additionally, due to the current economic situation around the world and in Poland, most businesses face the problem of increased prices and inflation. This determines what claims are being asserted in courts. For this reason, during the webinar, we'll explain to you what legal mechanisms are available in Poland to minimise the negative financial consequences of the difficult market situation.

Agenda:

- 1.Pre-litigation procedure – when do you go to court in Poland?
- 2.Civil proceedings in Poland and practical guidance on how to prepare for them.
- 3.Commercial proceedings, including key differences.
- 4.How to protect against inflation – tools available under Polish law.

Webinar speakers:



Kinga Zagrajek
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Attorney-at-law in the Litigation and Arbitration Team, the Infrastructure Team. She specialises in complex court disputes, including in particular infrastructure disputes (with some claims exceeding PLN 250 million). Her experience includes legal advice to leading, entities (mainly international companies) from the construction and infrastructure sectors especially regarding the performance and settlement of construction works, including based on FIDIC standards, withdrawal from construction contracts, post-withdrawal payments for works, contractual penalties for delay and payments for additional works. She also advises entities from the industrial sector.



Justyna Solarska
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Attorney-at-law in the Litigation and Arbitration Team, the Infrastructure Team. She represents clients in proceedings before common courts, regarding in particular infrastructure disputes, including cases based on FIDIC standards, with respect to contractual penalties for withdrawal from construction contracts and for delay and remuneration for additional and substitute works. She has represented clients before common and arbitration courts in civil, criminal and commercial (including in particular corporate disputes) proceedings. She also has experience in advising businesses in compliance procedures.



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Partner, Attorney-at-law in the Litigation and Arbitration Team, the Infrastructure Team. He represents clients in court and arbitration disputes, a vast majority of which concerns large infrastructure and large-size construction projects or supply of high-tech machinery (e.g. claims relating to unjustified contractual penalties, unsubstantiated use of a guarantee by an investor, refusal to pay for additional works). His experience also includes representation in disputes heard by international arbitration courts (e.g. a dispute before the ICC concerning a project carried out for an Asian counterparty on the African continent), including as part of investment disputes (BIT). In some cases, the value of claims exceeds PLN 200 million. He excels at conducting trials based on promissory notes and in proceedings regarding declaration of enforceability of judgments of foreign courts, including arbitration courts. In 2016 laureate of the prestigious competition "Rising Stars Lawyers – leaders of tomorrow".

JDP Law Firm

Is a leader in the sector of legal advice to and representation of contractors, private investors and subcontractors regarding complex infrastructure projects. JDP experts advise on complex projects across the energy, railway, road, bridge, gas, public and industrial facilities projects. We have been handling several dozen landmark court and arbitration proceedings regarding construction or infrastructure projects, shaping thereby Polish case-law. JDP is regularly recognised in international legal rankings: Chambers Global, Chambers Europe and Legal 500 in the Construction (Band 1); Public Procurement; Dispute Resolution; Arbitration and Commercial and Corporate & M&A categories.

Provision of all required data is a condition to participate in the webinar.

All registrations will be reviewed. We will accept participants who register using company email domains only. The webinar is free of charge.