

If at first you don't succeed...

[Luke Wygas](#) has co-authored an article with Mark Manning, Partner at [Ashfords LLP](#), exploring the implications for construction managers of *Rochford v Kilhan*.

In August 2018 Rochford Construction awarded a subcontract to Kilhan Construction for a reinforced concrete frame on a project at Richmond upon Thames College. A payment dispute arose, which centred on the validity of the payment notice.

The case of *Rochford v Kilhan* has subsequently left people scrabbling to check the payment provisions in their contracts comply with statutory requirements. Even the NEC has amended the provisions of certain contracts in the NEC4 suite; but do they work?

The full article is available to read on The Construction Index.

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