



ADINE ABRO

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Academic Qualifications:

- University of Johannesburg
- Bachelor of Laws (LLB) 2000 - 2004
- Public Notary 2010
- Cambridge University
- Construction Law Summer School 2013
- University of Pretoria
- Advanced Certificate Construction Law 2020 AOA Advanced Construction Law
- Royal Institution of Chartered Surveyors
- Diploma in Adjudication (South Africa)

Membership of professional institutions

- Association of Arbitrators Southern Africa
- Society of Construction Law South Africa
- Royal Institution of Chartered Surveyors

Experience

- Engineering & construction contracts (JBCC, GCC, FIDIC & NEC) training for: Stefanutti Stocks Botswana, Public Sector Supply Chain Management Kaefer Thermal Contracting Services Kaefer Energy Projects



- FIDIC Rainbow Suite of Contracts 2017 Specialised JBCC Training - Edition 6.2 2018, (PBA, N/S Subcontract Agreement) Edition 1 May 2020 Small & Simple Works Contract Direct Contractors Contract.
- Guest lecturer at University of the Witwatersrand, presenting: Engineering and Construction Contracts (JBCC, GCC, FIDIC & NEC), Building & Engineering procurement law
- Specialist knowledge of construction contracts & construction litigation

Contract Drafting

- Drafted three bespoke construction contracts for a leading property development company, namely the main contract, subcontract, and nominated sub-subcontract. South Africa's massive housing shortage with a backlog of about 3.7 million units is
- compounded by potential homeowners being unaware that they qualify for home loans and subsidies. I utilized bespoke artificial intelligence to automate the generation of these contracts and cater for electronic signatures.
- Advised Housing Corporation Zimbabwe on a variety of matters including the drafting of investor Memorandums of Understanding, Housing Off Take Agreements, and Sale of Land Agreements. Housing Africa Corporation Zimbabwe is an affordable housing investment company whose core business is affordable housing and infrastructure on the African continent
- Serviced a Top 40 JSE FMCG manufacturer with a footprint across Africa and internationally. Their mandate to build a new processing plant necessitated special conditions for a design build contract in terms of the new FIDIC Yellow 2017. This was possibly the very first time that the Second Edition of the Yellow Book was used in South Africa.
- Facilitated legal documentation between a major property development company and a JSE-listed energy and chemical company for the construction of a fuel station and convenience center. Drafted the Head Lease Agreement including the Construction Contract (JBCC, Special Provisions), Also drafted professional service agreements appointing the Principal Estate Agent, Architect, and Quantity Surveyor
- I was commissioned by the Master Builders Association to vet and comment on the Master Builders South Africa Domestic Subcontract Draft Agreement, May 2018



- Review and comment on the Construction & Erection Contract to be entered into between the subcontractor and contractor on the Redstone 100MWe Solar Thermal Power Plant Project in the Northern Cape, South Africa
- **High Court Litigation** - Represented Aveng Africa, Met Builders, KAEFER Energy, and ENZA Construction in the High Court interdicting calls on performance bonds as well as interdicting construction mafia from accessing various sites.
- **Tender Review Proceedings** -Represented Airport Bookshops t/a Exclusive Books in three review proceedings brought against Airports Company South Africa SOC Limited. The review proceedings were in connection with three tender awards for bookshops operating from designated premises at OR Tambo International Airport Departures and at the Domestic and International departures at Cape Town International Airport. The matters were extremely important to my client given brand exposure at the various airports as well as the revenue stream generated by these stores. The matter was intensified by South Africa's legendary and ongoing tender irregularities and corruption. All three tender review applications were brought to trial and settled in my client's favour
- **Private Arbitration** - Due to the confidential nature of arbitrations, herewith a summary of pertinent key cases:
 - ZAR100m Quantum Dispute: Represented an international construction firm in a cross-border uranium mine dispute. I achieved a commercial settlement, including negotiation of a highly lucrative contract between the parties
 - ZAR400m Quantum Arbitration: Led a team presided over by a three-member panel concerning highly technical engineering concepts in connection with the Kusile Power Station, and settled the case strongly in my client's favour
 - ZAR280m Quantum Arbitration: Represented a leading insulation contractor in three separate arbitrations concerning Medupi Power Station. Arbitration awards of ZAR275m were dealt in my client's favour
- Represented a ceiling partition contractor involved in the new Fourways Mall construction. Subsequent to filing, the main contractor capitulated and paid my client full claim value
- Represented a leading building contractor constructing the Dr. Pixley Ka Isaka Seme Memorial Hospital in KZN. Delayed by 106 days, my client was awarded their full extension time claim and associated P&Gs



- **Supreme Court Judgment** - Represented Exclusive Books in a Supreme Court lease agreement matter, resulting in non- eviction from their premises at O.R. Tambo International Airport. Reference: ACSA vs Exclusive Books [1945/2015][2016]ZASCA 129

Represented my client Gijima Technology in a question surrounding the ability of a state organ setting aside its own decision, relying on the Principle of Legality vs The Promotion of Administrative Justice Act.

Reference: State Information Technology Agency vs Gijima [641/2015] [2016] ZASCA 143

- **Supreme Court Judgment (Zimbabwe)** - Represented Housing Corporation Zimbabwe in private arbitration proceedings, damages of US\$35m were ultimately awarded. The arbitration was referred to the High Court of Zimbabwe for an enforcement award, then appealed by the NSSA at the Supreme Court of Appeal, Zimbabwe.
- **Labour Court Matters** - Represented Aveng Africa (Pty) Ltd in multiple matters relating to site unrest and strike actions Represented Gibela Rail Transport Consortium in defence of review applications. I have defended review applications for numerous individuals over the last 8 years