



Quiz

Construction Contractor's Win on Payment Claims Shows Successful Legal Process

A consideration of ASEA 1 Pty Ltd v Rudyard Pty Ltd [2020] VSCA 122

1. Which of the following was not argued by ASEA 1?
 - a. The payment claims had not been properly served
 - b. The payment claims failed to correctly identify the work done
 - c. The payment claims included charges for work not yet carried out
 - d. The payment claims were for work not carried out competently.
2. Which of the above arguments did Justice Woodward accept for Rudyard's payment claims 1 and 2?
 - a. A
 - b. B
 - c. C
 - d. D.
3. What does s 50 of the Building and Construction Industry Security of Payment Act cover?
 - a. Payment claims
 - b. Payment schedules
 - c. Service of notices
 - d. Stay of payments.

4. Who said 'pay now and argue later' about contractor payment disputes in the building industry?
 - a. Justice Woodward
 - b. Justice Vickery
 - c. Lord Denning
 - d. Rudyard's legal counsel.

5. The approach of NSW and Victorian courts has been the Security of Payment Act was supposed to ease the lives of
 - a. Developers
 - b. Owners
 - c. Councils
 - d. Contractors and sub-contractors.

Answers:

1. D 2. C 3. C 4. B 5. D