



Shoosmiths Mobility Sector:

# Rail

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## Michelle Craven-Faulkner | Partner and Rail Sector Lead

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### Rail Sector specialism:

- All aspects of contract work relating to rolling stock, light rail projects and underground projects within the UK, ranging from manufacturing and renovation, freight, service and parts supply functions.
- Regulatory matters including management of Depot Licenses, Track Access Agreements, Depot Access Agreements, Depot Leases, Connection Agreements, Depot Access Conditions and Annexes and general liaison with the ORR and DFT
- Wide scale sector knowledge and insight.

Michelle joined the rail industry in 1999 working in-house for Alstom Transport and in her time there worked on projects across the world including spending time as the contract manager for the Northern and Jubilee lines. With a wealth of contracting experience in the rail industry whilst acting for OEMs and various members of the industry supply chain Michelle continues to focus on both rolling stock and infrastructure and all other matters which impact the rail sector.

Michelle has been the Vice-Chair of the Rail Forum for a number of years now having joined the Board in 2004. She also supports the rail industry by way of regular liaison with members of BEIS and DFT, supporting cabinet office on queries concerning the sector and is a regular speaker at rail industry events, in particular on regulatory matters and points affecting SMEs in the supply chain.



## Jo McGuinness | Partner

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### Rail Sector specialism:

- Commercial Property
- Depot refurbishment, development, use and occupation
- Station redevelopments.

Jo has considerable experience as a Real Estate lawyer in the rail sector. Jo has advised on all matters concerning the refurbishment, development, use and occupation of light maintenance depots on the Great Western and East Coast routes in the UK, including agreements for leases and leases for new and existing depots, connection agreements, access agreements, sidings agreements and demarcation agreements.

Jo has also advised on all matters relating to stations, including drafting and consulting on material change proposals for station redevelopments, station lease surrenders, easements, design services agreements, collaboration agreements with train operating companies and facility ownership agreements.



## Michael Briggs | Partner

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### Rail Sector specialism:

- Recruitment / appointment in accordance with the Senior Manager Regime
- Disciplinary and poor performance
- Whistleblowing
- Best practice, governance and culture
- Diversity and inclusion.

Michael is a very experienced, emotionally intelligent, strategic and commercial Partner and, as a result, is known to be a 'go-to' employment lawyer within the Midlands region and beyond. He also chairs the CBI's East Midlands Future Leaders Network, having been recognised previously as being a 'Future Leader'. At all times, Michael works in absolute partnership with his HR and senior management client teams and supports a number of Clients within the rail sector having excellent background knowledge of the matters which cause them difficulties.

Noted as being a Next Generation Partner in the latest Legal 500 rankings, he "works as an extension of my HR Team, he understands our business and helps us to make sensible decisions," and "is very knowledgeable about our organisation and has supported a number of my colleagues throughout the year".

In addition to his day-to-day role as head of Shoosmiths' Nottingham Office and Nottingham Employment Team, he also leads the Firm's PROUD Network which is Shoosmiths' LGBT+ Staff Network. As an advocate in this area he also works with a number of his clients and other local businesses to help further their own staff networks. As a result of his efforts over the last year, he has been shortlisted for the Equality and Diversity Champion Award at the Law Society awards.



## Hayley Saunders | Partner

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### Rail Sector specialism:

- Health and Safety
- Regulatory Investigations
- Environmental.

Hayley is an experienced regulatory lawyer who is familiar with the challenges those working in rail construction and maintenance face from overseeing and operating multi-contractor sites in a safe way, having advised clients in relation to serious health and safety matters involving internal investigations and crisis management.

Hayley has advised clients in relation to regulatory investigations, interviews under caution, prosecutions and inquests. Examples of Hayley's work include advising a train operating company in relation to an investigation by the ORR in relation to rail vehicle maintenance, advising a train manufacturer in respect of the Coroner's inquiry into the Croydon tram disaster in 2016, and advising a world leader of locomotive technology on their licensing obligations for operating light maintenance depots.



## Charles Arrand | Partner

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Rail Sector specialism:

- Health and Safety
- Regulatory Investigations
- Environmental.

Charles is an experienced regulatory lawyer who is familiar with the challenges those working in rail construction and maintenance face from overseeing and operating multi-contractor sites in a safe way, having advised clients in relation to serious health and safety matters involving internal investigations and crisis management.

Charles has advised clients in relation to regulatory investigations, interviews under caution, prosecutions and inquests. Examples of Charles' work include advising on the Tebay disaster, a double fatality at Hednesford, a de-railment at Leamington Spa, a near miss close to Warwick as well as an electrocution at Liverpool Street. Charles and colleagues have also advised a large food retailer in relation to the investigation which arose out of the Gerrard's Cross Tunnel Collapse in 2005 – a matter involving unusually complex engineering.



## Michael Bennett | Legal Director

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Rail Sector specialism:

- Disputes
- Adjudication
- Property Litigation.

Michael specialises in commercial property litigation and has advised clients in relation to various disputes in the rail sector. Examples of Michael's experience includes advising an airport owner in relation to a dispute with Network Rail, advising a major national developer in relation to a dispute with a train producer over a new warehouse facility, advising a major national developer in relation to their access agreements and asset protection agreements at a new train production facility, and advising a local authority in three adjudications relating to a railway underbridge under the West Coast Mainline.



## Julia Ishak | Legal Director

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Rail Sector specialism:

- Outsourcing Arrangements
- Contracting with TOCs
- Contractual Joint Venture/Collaboration Agreements
- Supply contracts within rail network.

Julia has experience in contracting within the rail sector, including putting in place key contracts with TOCs and validating the prospectus in respect of the privatisation of the intercity west coast railway and structuring and drafting introducer arrangements for the potential sale of Porterbrook rolling stock. Julia also advises on outsourcing arrangements, supplies of goods and services, supply chain and risk management, procurement/framework and joint venture/collaboration arrangements.



## Natalie Maye | Legal Director

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Rail Sector specialism:

- Construction and Engineering
- Joint Ventures
- Network Rail Framework Agreements.

Natalie has considerable experience as a Construction lawyer in the rail sector. Natalie has advised on a broad range of matters concerning the design and construction of the UK railway system and has advised on national framework agreements/construction contracts for electrification, renewals, plain line maintenance, light rail and ETCS.

Natalie advised on the construction contract for the High Speed 2 enabling works civils delivery packages and has also advised on setting up joint ventures for the delivery of rail construction projects including East West Rail, the National Electrification Programme and High Speed 2. Natalie has also advised Cellnex on the construction aspects of its concession contract with Network Rail to provide continuous connectivity along the London – Brighton mainline route.



## Jennifer Clarke | Legal Director

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Rail Sector specialism:

- Public Procurement
- Public-Private Sector Contracting
- Rolling Stock Procurement
- Rail Franchising
- Grant Funding.

Jennifer specialises in public procurement and contracting in the rail sector. Prior to joining Shoosmiths, Jen gained extensive experience advising central government on projects such as the East Anglia rail franchise and local government on various PPP projects, including Nottingham Express Transit System Phase Two and Sheffield Tram-Train.

Jennifer has advised Cellnex on its concession contract with Network Rail to provide continuous connectivity along the London – Brighton mainline route, including negotiating the key subcontracts. Jennifer provides public procurement advice to a number of the firm's clients including Porterbrook.



## Steve Powell | Senior Associate

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Rail Sector specialism:

- Commercial Property
- Leases and Licences
- Acquisitions and Disposals.

Steve has a range of commercial property experience in the rail sector. Examples of Steve's experience include acting for Network Rail on any and all property enquiries and matters, drafting and negotiating deeds of easements and releases, advising on the development of Leeds Station south entrance and advising on railway crossing closures and re-routing.



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