

Construction and Real Estate

Due to our years of specialisation in the areas of construction and real estate, we are most familiar with the legal questions posited by those involved in construction activities. We have especially broad experience at our disposal with the establishment, enforcing, and safeguarding of building law.

Successful planning and execution of building projects depend upon numerous legal regulations. The investor is also interested in the rapid and legally secure establishment of building rights, through effective integration in public planning. We advise and represent our clients from the planning to the implementation, to the marketing of building projects, as well as with the securing and development of existing buildings and properties.

We use our technical competence and practical experience for publications and for continuing/professional development sessions for architects and construction engineers, as well as for lecturing activities at the Dortmund University of Applied Sciences in the areas of public construction and planning law, and in the urban planning Master's degree program in European environmental law.

Our main areas of focus are:

Planning and Construction Law

- Legal planning to accompany project development
- Urban land-use planning (project-related and other land-use plans, surface utilisation plans), including legality review proceedings
- Sector planning (planning permits, plan approvals, plan cancellation or abandonment), especially for railway, airport and harbour facilities
- Exemption from railway operating
- Interior and exterior construction
- Construction approvals, outline building permit, partial building permit
- Construction supervision provisions (construction stoppages, demolition orders, usage prohibitions)
- Neighbouring rights
- Apportionment proceedings

Environmental Law and other regulations relevant to construction law

- Environmental examinations and environmental impact assessments
- Conservation law (including flora-fauna habitats and bird species protection guidelines)
- Emissions control law
- Landmark preservation law
- Land-use law
- Water law
- Laws of traffic and right-of-way
- Mining law
- Tax law

Government Liability and Compensation for Damages

- Compensation for damages and indemnification for planning errors
- Expropriations and reinstatement of expropriated property
- Advising and representation for acquisitions by private contract

State Aid and Procurement Law

- EU-conforming financing of construction, expansion, and operation of construction facilities (especially for railway, airport and harbour facilities)
- Due diligence pursuant to laws for state aid for acquisitions, sales and concessions of the right to use real estate
- Proceedings for tender
- Review proceedings before public procurement tribunals and the courts of appeal

Real Estate Law

- Contracts for sale of real property
- Commercial renting law and leasing
- due diligence for construction planning and pursuant to building ordinances, upon acquisition of real estate and real estate companies

For further information, please contact your legal advisor at BSU Legal.