

WHITE & CASE



Railways

Global Transport Group





**Our clients rely on us to help them achieve their most ambitious railway and infrastructure objectives.**

We help our transport and infrastructure clients bring their projects from the drawing board to the real world. Projects, privatisations and transport issues demand foresight, flexibility and depth. Those are the qualities that set apart our Global Transport Group. It is what allows us to deliver results in even the most challenging conditions.

Railway projects face considerable obstacles – sensitive multilateral negotiations, uncertain political terrain, complex financial arrangements. We work not only to overcome these obstacles but to turn them into opportunities.

White & Case “operates at the cutting edge in terms of working through difficult issues and complex transactions”

*Chambers UK (2006)*

“It is in every sense a global firm, with its exceptional projects expertise shaping it into the outstanding international force it is today.”

*PLC Which Lawyer? Verdict (2005)*

**Transportation and Infrastructure Legal Adviser of the Year**

*Infrastructure Journal (2006)*

**Rail Finance Law Award**

*Jane's Transport Finance Awards (2006)*

“White & Case blows away most of the competition on emerging markets project financing and specialises in the toughest deals in difficult locations such as Russia, Africa and the Middle East.”

*IFLR (2004)*



## “awesome and outstanding” level of service

*Chambers UK (2006)*

“outstanding projects  
reputation”

*Chambers UK (2006)*

Lawyers “help to  
make commercial  
arguments and are like  
consultants and  
lawyers in one.”

*Chambers UK (2006)*

“highly recommended  
to sponsors or lenders  
seeking counsel on  
Middle Eastern,  
African or Russian  
transactions”

*Legal 500 (2005)*

### **Global Reach**

With an integrated global network spanning 28 countries, we deliver a powerful combination of the legal expertise and solution-oriented service required to address project structuring and financing issues, government regulation, EPC and other contract issues, local law coordination and other key elements of railway projects that extend across national and regional boundaries.

White & Case’s clients benefit from the collective experience of our network of more than 2,000 lawyers, no matter where they are based. The Firm’s global resources, shared knowledge and technology help our clients accomplish their objectives in domestic arenas, international financial capitals and emerging markets around the world.

### **Client Focus**

Our ability to handle the most challenging matters is the cornerstone of our reputation. We have a base of knowledge – a critical mass of skill around the world – that is tempered by our strategic perspective and business acumen. Few law firms can match our sweeping international reach which is coupled with strong domestic experience in each of the markets in which we operate. Our track record is marked by constant innovation and precedent-setting achievements on behalf of the world’s most notable businesses.

But it is our singular focus on client success that ultimately sets us apart. We commit to fully understanding our clients’ business – the long-term plans, competition, financial considerations, risk tolerance, the regulatory environment. Our lawyers also look beyond the immediate legal task at hand, and their own practice areas, so they can help to anticipate issues our clients may confront. By working together in a forward-thinking way, we deliver the results that clients want – in a way that makes sense for their business.

## Top of the Transport Global Legal Advisers League Table

*Infrastructure Journal*



### Complex issues? Innovative solutions...

Acknowledged as one of the world's leading transport and infrastructure law firms, White & Case is expert in every aspect of rail industry operation, restructuring, privatisation, regulation, development and financing.

Led by one of the world's pre-eminent railway lawyers, our Global Transport Group combines a unique blend of industry knowledge and financing expertise and has worked with train operators, infrastructure providers, rolling-stock builders, lessors, lessees, governments, regulatory bodies and financiers.

An integrated network of 37 offices across 24 countries allows our lawyers to offer a deep understanding of local law and regulations combined with unparalleled rail expertise to create realistic, effective and commercially astute solutions, in harmony with regional and national public policy objectives.

The ability to create solutions comes from the team's first-hand knowledge of the railway industry, including key business issues such as:

- privatisation, commercialisation, industry restructuring
- concessions and franchising
- regulation (including regulatory design), price control, capacity allocation and consumption
- rolling stock construction, procurement and financing
- safety accreditation
- infrastructure stewardship, operation, maintenance, renewal and development
- competition, access to and charging for essential facilities
- M&A
- dispute resolution, administrative proceedings and judicial review
- public policy and governmental relations
- station and depot development
- financing of rail projects

In addition, White & Case has consistently received independent recognition for its work on high profile complex projects and financings in the transport and infrastructure sectors.

In 2005, the firm was named **'Global Law Firm of the Year'** by *Project Finance International* and nine of the firm's projects also received **'Deal of the Year'** accolades.

"The firm's traditional strength is in its 'great emerging markets practice', and that "with excellent knowledge on how banks, governments and large companies work in the emerging markets"

*IFLR 1000 (2005)*

"Global Law Firm of the Year"

*Project Finance International*

"US Law Firm of the Year"

*The Lawyer*



“certainly has an intimate knowledge of the rail industry.”

*Chambers UK (2006)*

“While many of the magic circle firms will have larger London-based practices, the quality of the individuals at White & Case more than make up for this ”

*UK Legal 500 (2004)*

### **Experience in abundance**

White & Case’s rail transportation experience around the world is second to none.

Our global rail practice is led by Tom Winsor, a partner in our London office. Between 1999 and 2004, Mr Winsor was the Rail Regulator and International Rail Regulator in Great Britain and the senior member of the Convention of European Rail Regulators. He was intimately involved in the design of the commercial, economic, regulatory and legal matrix for the restructuring and privatisation of the British rail industry. As Rail Regulator, he reformed the regime in significant respects to ensure that it meets the needs of passengers, freight customers, railway industry players, government and taxpayers.

The firm’s experience in rail transport is deep and long-established, and extends to every continent of the world. A full deal list can be provided if required.

A small sample of the experience of the firm’s partners includes:

- UK - \$42.2 billion settlement for Network Rail, the national rail infrastructure company, for the operation, maintenance and renewal of the national network
- France-Spain – acting for the lead arrangers of the finance for the Perpignan-Figueras rail link
- Germany- Austria-Czech Republic – representation of the financial advisers and Czech railways in restructuring the financing of the Berlin-Prague-Vienna high-speed route
- Sweden – representing Government of Sweden in the financing, construction and operation of the rail connection to Arlanda airport
- UK – major reform to the regulatory, economic, contractual and legal regime for the British railway industry, establishing incentive regimes and sound public accountability, leading to strong improvements in performance, cost control and efficiency
- Philippines – representation of financial advisers to the Government of the Philippines on the establishment of a new concession for the extension of the Manila light rail transit system

## “Infrastructure Team of the Year”

*The Lawyer*



- UK – concessions and franchises for passenger services (inter-city, regional and urban)
- European rail company – review and report of the implementation of European structural and operational reform directives in six other European countries
- UK – judicial review of regulatory decision to allow open access competition and the charging regime for competitive services
- Israel – representing Government of Israel on Jerusalem light rail project
- US – Florida high speed rail - \$6 billion public-private partnership
- UK – West coast main line - \$12.3 billion upgrade of major route between London and Glasgow
- Taiwan – \$20 billion high speed rail line
- France – SNCF - \$2 billion lease financing of rail passenger information and ticketing equipment
- UK – arbitrations – major cases involving access rights, liability for economic loss, performance regimes, and rolling stock approval and accreditation processes.

“This “fantastic practice” is active throughout the world, advising public bodies such as governments and regulatory authorities as well as a range of telecommunications companies and networks”

*Chambers Global (2006)*

“The firm’s strength in telecommunications and infrastructure, and its continuing show of international commitment are the key drivers that have propelled it around the world”

*PLC Which Lawyer? Verdict (2005)*

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