



Emmanuelle Menard
Partner

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Bordeaux Bar (1993)
Partner since 1999

INSURANCE – CIVIL LIABILITY

Emmanuelle Ménard co-manages the Insurance-Civil Liability team. More specifically, she acts in both an advisory and dispute resolution capacity with respect to construction insurance (building damage, ten-year civil liability, general civil liability, overall building site policies, non-owner builder insurance), fire, accident and multi-risk insurance (mainly, fire risk and product civil liability) and life insurance/pensions (individual and group). Regarding civil liability, Emmanuelle is more specifically involved in construction law and product civil liability on behalf of suppliers and manufacturers.

EXPERIENCE

- Managing serial litigation relating to construction insurance (solar panels, swimming pools, domestic wind turbines)
- Managing serial litigation relating to product defects risks (cladding, solar panels).

AREAS OF EXPERTISE

- Construction law and construction insurance
- Fire, accident and multi-risk insurance
- Life insurance and pensions
- Civil liability law

CAREER

- First secretary of the Bordeaux Bar's Conférence du stage, 1995
- Partner with SCP BURAUD prior to joining Racine in 1999

EDUCATION

- Masters (DESS) in Business and Tax Law
- Bar admission exam (CAPA), 1993

LANGUAGES

French, English

OTHER

Professor on construction insurance at ICH-CNAM Aquitaine since 2002
Communication in the context of training and seminars on insurance law on behalf of ICH-CNAM Aquitaine and DALLOZ FORMATION
Communication in the context of seminars organised by insurance companies on the topic of prescriptions in construction insurance and on current topics in the areas of construction law and construction insurance
Training on the topic of construction insurance and complex issues, organised by the MONITEUR Group

PUBLICATIONS

Published work: Constructors' Liability, pub. L'Harmattan 2003 (jointly with Sabine Bertolaso)
Publications on constructor liability law and construction insurance:
"Work on existing buildings: builders' warranties and insurance", Constr.-urb., chron. May 2007
"What happens to the subcontractor after the decree of 8 June 2005" (in collaboration with Sabine Bertolaso), Constr.-urb., Chron. Nov. 2006.

“Regulatory worksite commencement declaration (DROC) or worksite commencement: Discussions aren’t over yet”, Constr.-urb., chron. Nov. 2005
“2012 Energy Regulations and builders’ liability”, (Sheets 1/6 to 6/6), Published in May and June 2011 in “Le Moniteur”
“Energy renovations stand the test of civil liability”, (jointly with Sabine Bertolaso), Constr.-urb., no. 2, February 2016, case study 3

RACINE’s Construction Insurance newsletter (jointly with Sabine Bertolaso): bi-monthly newsletter, nos. 1 to 9 – RACINE IARD (fire, accident and multi-risk insurance) bulletin (jointly with Sabine Bertolaso): quarterly publication, nos. 1 to 6

Articles published on LinkedIn: “Beneficiary of building defects insurance indemnities: a welcome turnaround!”, published in October 2016; “Building defects insurance: The scope of the sanction on defaulting insurers”, published in September 2016; “Building defects insurance: reminders on the time period within which to report the casualty”, published in June 2016; “Building defects insurance: The scope of the sanction on defaulting insurers”, November 2016; “Exclusion of replacement expenses for furnished property and/or remediation of defective work: Sleight of hand to the detriment of insurers”, published in November 2016; “Emergency expertise procedure and time limits: The race is over!”, published in December 2016; “Builder’s fraudulent misconduct: Unfinished business”, published in January 2017; “Validity of warranty conditions and exclusions: Sailing in murky waters”, published in January 2017; “Respective domains of 1792-7 and 1792 of the French Civil Code: First clarification!”, published in February 2017