Pennsylvania Court Finds the Statute of Repose Applies Even When the Building Code was Not Followed and How Massachusetts Courts Have Similarly Addressed the Issue

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The statute of repose is an important protection for design professionals that provides an end point beyond which claims cannot be brought. Many jurisdictions have adopted variations of the statute of repose. The basic premise in construction law is that a statute of repose will bar any claims that relate to negligence for the construction of a property after a certain period of time has passed since the completion of building such property. Recently, a Pennsylvania court found that the Pennsylvania statute of repose applies even if a contractor does not follow the applicable building code.

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