

FIDIC CONTRACTS - A PRACTICAL APPROACH

21-22
February 2018

Country Club Johannesburg,
Woodmead

An outstanding
INTERACTIVE
two-day
WORKSHOP
on FIDIC Contracts

BEE Level 4 Contributor
Accredited Training Provider – MERSETA
Central Supplier Database: MAAA0321383



INTERACTIVE WORKSHOP
facilitated by **Kevin Spence**

Pr Eng, BSc Eng (Civil)(Wits), MSAICE, FAARb, FIQ
Reg. Professional Engineer, Mediator,
Adjudicator & Arbitrator
Accredited FIDIC Trainer

In Partnership with



WHO SHOULD ATTEND

The course will benefit all built environment practitioners (engineers, quantity surveyors, lawyers, project managers, etc.) Funding agents, such as Development Banks will also benefit enormously from the workshop.

COURSE OVERVIEW

This two day programme is based on the FIDIC Approved Module 1 Workshop and introduces the FIDIC Suite of Contracts.

It examines the roles of both the Employer and the Engineer and highlights the essential differences between the various contract documents. The responsibility for design is dealt with and a substantial amount of time is devoted to the issue of extensions of time, variations and certification.

Dispute resolution under the FIDIC Contracts is highlighted and the issues of notices, claims and time bars are discussed in detail. This practical course is supplemented by true life case studies and group discussions ensure that delegates come away with a good understanding of the FIDIC philosophy.

Kevin is a registered Professional Engineer, Mediator, Adjudicator and Arbitrator with over 40 years' experience in the Construction Industry. His experience spans across Freeway Construction, Airport Runway Rehabilitation, Dams and Water Retaining Structures, Pipelines, Civil and Building Construction, Concrete Structures, Asphalt and Concrete Road Surfacing and most recently Claims Preparation and Defence.

Throughout Kevin's professional career he has managed various business units of one of the largest construction companies in South Africa, owned a Road Surfacing Company which was later sold to a listed company before moving into dispute resolution and claims consulting.

Kevin completed the Fellowship of Arbitrators Qualification and currently specialises in large scale Construction Claims and Dispute Resolution. Over the last 10 years Kevin has been involved as Mediator, Adjudicator, Arbitrator and expert witness on approximately 60 dispute matters. He is presently appointed on Dispute Adjudication Boards (DAB) in South Africa and Africa in numerous matters. Kevin is an admitted member of the FIDIC President's List of Adjudicators.

Kevin is considered an expert on the FIDIC suite of contract documentation as well as the other three forms of contract prescribed by the CIDB. He facilitates regularly on all the four types of contract documentation both locally and internationally. He is the only FIDIC Accredited Trainer in South Africa.

REVIEWS

Kevin shows passion for his work especially on DABs, would be great to have Mr Spence as a mentor. ~ MD Contracts Consultant
Kevin was a true professional, an expert in the industry. ~ Raubex
Kevin Spence has been such an excellent facilitator and gives constructive trainings. ~ World Food Programme

REGISTER

www.indunatraining.co.za OR info@indunatraining.co.za OR smwamsamali@fidic.org
Register by 20 JANUARY 2018 and receive Early Bird Discount of R1000

COURSE OUTLINE

DAY ONE

Session 1

Introduction and Overview

- Advantages of FIDIC Contracts
- Rules
- Reasonableness

Session 2

Signatories and parties to the contract

- Selecting the FIDIC Contract
- Signatories to the Contract
- Parties to the Contract

Session 3

Responsibilities of the main parties

- General Provisions
- Delayed Drawings or Instructions
- The Employer
- The Engineer
- The Contractor

Session 4

Responsibilities of the main parties

- Nominated Sub-contractors (Red Book)
- Design (Yellow Book)
- Evidence of Payments

Session 5

Management of Projects

- Staff and Labour
- Plant, Materials and Workmanship
- Commencement, Delay and Suspension
- Tests, defects and defects liability

DAY TWO

Session 6

Financial Procedures

- Clause 12 [Measurement and Evaluation]
- Clause 13 [Variations and Adjustments]
- Clause 14 [Contract Price and Payment]

Session 7

Suspension and Termination

- Employer's right to terminate the contract
- Contractor's right to suspend or terminate the contract

Session 8

Risk, Liability and Force Majeure

- Risk
- Liability
- Force Majeure

Session 9

Claims, Disputes and Arbitration

- Claims
- Disputes
- Arbitration

COURSE INCLUDES

- * A copy of the **FIDIC RED BOOK** and/or **YELLOW BOOK** (Valued at R800 or R1600)
- * Anticipated **changes** to the **FIDIC Red and Yellow BOOKS**
- * Pre course questionnaire
- * Post workshop FIDIC Accredited Assessments and case studies for the year as well as access to Accredited FIDIC Trainer and dispute resolution expert.

CPD
CREDITS

Accreditation Reference:
SACPCMP/CPD/17/020

SACPCMP
The South African Council for the Engineering Professions

Accreditation Reference:
ASAQS CPD 2015/020/1

The Association
of South African
Quantity Surveyors

CPD ACCREDITATION
Accredited by Consulting Engineers of South Africa
for 2 CPD credits.
Validation no. Cesa-520/04/2017

CESA
Consulting Engineers South Africa

COURSE COST

R7,550 EXCL. VAT / INCL. RED & YELLOW BOOK | **R8,550** EXCL. VAT / INCL. RED or YELLOW BOOK
US\$660 INCL. RED & YELLOW BOOK | **US\$600** INCL. RED or YELLOW BOOK