



Fédération Internationale  
des Ingénieurs – Conseils



Contract and Claims Management GmbH,  
Austria



European Construction  
Ventures Ltd, UK

present

## International FIDIC Contracts Training Course

at the

HOTEL ASTORIA VIENNA (AUSTRIA)

**27<sup>th</sup> & 28<sup>th</sup> May 2013**

Two-day course on

### ***“The Management of Contract Claims and the Resolution of Disputes”***

***under the 1999 FIDIC Contracts and Multilateral Development  
Banks’ Harmonised Construction Contract 2010***

Presented by:

**David Heslett and Marcus Theil**

For further information contact CCM

E - Mail: [office@ccm-austria.com](mailto:office@ccm-austria.com)

Tel + 43-1-90292-1123

Visit Websites:

[www.fidic.org/seminars](http://www.fidic.org/seminars)

[www.ccm-austria.com](http://www.ccm-austria.com)

[www.ecvglobal.com](http://www.ecvglobal.com)

# **“The Management of Contract Claims and the Resolution of Disputes”**

*under the 1999 FIDIC Contracts and Multilateral Development Banks’  
Harmonised Construction Contract 2010*

---

## **OVERVIEW**

With all FIDIC contracts there will be claims. This training course is designed to provide practical assistance to those working with the New FIDIC Contract Conditions (1999 Editions) in the management of claims and achieving resolution to claims and in particular the workings of the Dispute Adjudication Board.

It is applicable to all the Parties involved within a New FIDIC Contract – the Employer, the Contractor, the Engineer, and the DAB Members. By having a professional understanding of the responsibilities and rights of the Parties under a New FIDIC Contract and the procedures to manage claims, the resolution of claims will be achieved more successfully. The World Bank and the IFI’s also require a Dispute Board on the same basis as the FIDIC Contract as detailed in the “MDB’s Harmonised Construction Contract”. The principal tutor of the course is a very experienced British engineer, who has extensive involvement with FIDIC claims, disputes, adjudication, and arbitration procedures throughout the world.

## **SEMINAR TUTORS:**

**David Heslett BSc (Hons) C.Eng, FICE**

*Managing Director, ECV*

**Marcus Theil, Dipl.-Ing. C.Eng.**

*Managing Director, CCM*

The tutors are provided by European Construction Ventures (ECV) and CCM Austria, in association with FIDIC. ECV specialises in training and management consultancy to the international construction and infrastructure industries. The ECV tutors have provided over 250 training courses throughout the world in the last 5 years on the use of FIDIC documents. CCM Austria is specialized in contract and claims management in the construction business.

## **COURSE MATERIALS**

All delegates will be provided the following materials, in English:

- FIDIC Conditions of Contract for Construction (Red Book) 1999 edition
- FIDIC Conditions of Contract for Plant & Design-Build (Yellow Book) 1999 edition
- Schedule of overheads used during the seminar – to be used as “Work Book”
- Work Exercises for use within the course
- Notes on changes incorporated in the MDBs’ Harmonised Construction Contract, 2006

## **WHO SHOULD ATTEND?**

The training course provides the necessary knowledge for professionals from Government Ministries and Agencies, Private Sector Employers, Consulting Engineers, Contractors, Quantity Surveyors, Architects, Legal Advisers and all involved with the next generation of International Projects. It is particularly important where FIDIC and DAB procedures shall be implemented and adjudication is available to resolve disputes.

**ALL COURSES AND TUTORS ARE ACCREDITED BY FIDIC  
AND FIDIC / ECV CERTIFICATES ARE PROVIDED TO THE DELEGATES**

# Programme

## Day 1: 09.00 – 17.00

- 09:00 **Registration of Participants**
- 09:30 **Session 1:**  
**Project Risks & Causes of Claims**
- Project Risk Management
  - Selection of Contract
  - FIDIC Risk allocation
  - Causes of Claims
  - Legal Issues
- 11:00 **Coffee Break**
- 11:30 **Session 2:**  
**Claims and Contractual Procedures**
- Clause 2.5 Employer's Claims
  - Clause 20.1 Contractor's Claims
  - Clause 3.5 Engineer's Determination
- 13.00 **Lunch Break**
- 14:00 **Session 3:**  
**Time related Entitlements**
- Employer's Entitlement
  - Programme
  - Extension of Time
  - Justification of Time Claims
- 15.30 **Coffee Break**
- 15:50 **Session 4:**  
**Additional Payment Claims**
- Employer's Claims
  - Contractor's Claims
  - Substantiation
  - Evaluation by Engineer
  - Prolongation and disruption Claims
- 17.00 **End of Day 1**

## Day 2: 09.00 – 17.00

- 09:00 **Session 5:**  
**Establishment of Dispute Adjudication Boards (DAB)**
- Types of DAB
  - Terms of Agreement
  - Payment Conditions
- 10:45 **Coffee Break**
- 11:15 **Session: 6:**  
**DAB Procedural Rules (PR)**
- Procedural Rules
  - DAB Decision Process
  - Position Papers / Hearing
- 13:00 **Lunch Break**
- 14:00 **Session 7:**  
**DAB Decision**
- Format of Decision
  - Dissatisfaction with Decision
  - DAB Work exercises
- 15:30 **Tea Break**
- 15:50 **Session 8:**  
**Engineer as DAB, Amicable Settlement & Arbitration**
- Engineer as DAB
  - Amicable Settlement
  - Arbitration
- Aide Mémoire on MDB's amendments to FIDIC procedures
- 17:00 **End of Day 2**

*Throughout the seminar there will be opportunities for questions, and work exercises will be used in each session.*

## Attendance Fees

**Delegate Fee EUR 900,- (+ 20% VAT)**  
**(including lunch on both days, refreshments and all course materials)**  
**For 2 or more delegates from the same organisation Delegate Fee EUR 800,- (+20%VAT)**  
*(Please check with local Customs & Excise for information about reclaiming VAT)*

## Seminar Venue

**Hotel Astoria**  
**Kärntner Straße 32-34**  
**A-1010 Vienna, Austria**  
**Telephone: +43-1-515 77 89**



**Registration Form**  
Two day course on *“The Management of Contract Claims and the Resolution of Disputes”*  
under the 1999 FIDIC Contracts and MDB’s  
Harmonised Construction Contract 2010



In Vienna on  
Monday 27<sup>th</sup> – Tuesday 28<sup>th</sup> May 2013

**Delegate details**

First name: .....

Family name: .....

Organisation name: .....

Country: .....

Organisation address: .....

.....

Post Code: .....

Telephone: .....

Facsimile: .....

E-Mail: .....

**I confirm payment of EUR 900,- (+ 20% VAT = EUR 1.080,-) For 2 or more delegates from same organisation I confirm payment of EUR 800,- (+ 20% VAT = EUR 960,-) per delegate.**

**Payment by:**

- Cheque / Bank Transfer** payable to:  
**CCM-Consulting GmbH**  
BANK AUSTRIA - CREDITANSTALT  
Hietzinger Hauptstraße 22  
A-1130 Vienna Austria  
BIC (Swift Code): BKAUATWW  
IBAN: AT36 1200 0515 9656 6803
- Credit Card**  
Participants may register online for payment by credit card at [www.ecvglobal.com](http://www.ecvglobal.com) or through [fidic.org/seminars](http://fidic.org/seminars)

**Please complete this form and send by E-mail to: [buchmueller@ccm-austria.com](mailto:buchmueller@ccm-austria.com)**

**Or by Fax to: + 43-1-90292-2123**

**YOU CAN ALSO REGISTER ONLINE:  
[www.ccm-austria.com](http://www.ccm-austria.com)**

CCM Consulting GmbH  
Mahlerstraße 5, A-1010 Vienna, AUSTRIA

**Terms and Conditions**

**1. Registrations:** Participants may register online, by E-Mail or Fax to CCM offices with payments by cheque or bank transfer (see details below)

**2. Payment receipts:** All registered delegates will receive an acknowledgement of registration, together with confirmation of payment.

**3. Cancellations:** Cancellations by delegates must be made in writing and received two weeks before the seminar. It is regretted that no refunds will be made or invoices cancelled after this date and the full Registration fee will be payable. Substitutions may be made at any time.

**4. Cancellation by organisers:** We reserve the right to cancel the event if it is under subscribed or for any other reason. In the event of cancellation we will endeavour to give delegates two weeks notice and the fee will be refunded in full. We cannot be held liable for any pre booked travel or accommodation costs.

**5. Hotel Accommodation:** Participants will be responsible for organising their own hotel accommodation and payment thereof.

A limited number of rooms at special rates is available in the Hotel Astoria for delegates. For reservation please complete the attached form and send directly to:

Hotel Astoria  
Kärntnerstraße 32-34  
A-1010 Vienna, Austria  
Tel: +43-1-515 77 89  
Fax: +43-1-515 77 82

Mail: [reservierung.astoria@austria-trend.at](mailto:reservierung.astoria@austria-trend.at)

**I have read and accept the Terms and Conditions**

Name: .....

Position: .....

Date / Signature: .....

