## Business Programme

### Day 1 - Morning March 12

**FIDIC AND PUBLIC PROCUREMENT**

<table>
<thead>
<tr>
<th>Time</th>
<th>Session</th>
<th>Chairpersons</th>
</tr>
</thead>
<tbody>
<tr>
<td>08:40 - 12:55</td>
<td><strong>MORNING SESSIONS CHAIR: ENRICO VINK</strong></td>
<td></td>
</tr>
<tr>
<td>08:40 - 8:55</td>
<td><strong>Welcome and Opening Speech</strong></td>
<td>Enrico Vink, FIDIC, Michael Stanciu, ARIC, Jan Van der Putten, EFCA</td>
</tr>
<tr>
<td>09:00 - 9:45</td>
<td><strong>The New EU Procurement Directives</strong></td>
<td>Jaap de Koning, EFCA, Netherlands, Bogdan-Paul Dobrin, President of National Agency for Regularisation and Monitoring of Public Procurement</td>
</tr>
<tr>
<td>09:50 - 10:30</td>
<td><strong>EU Procurement Rules and their impact on FIDIC contracts</strong></td>
<td>Gunther Thaler, StrabagAG, Austria, Diana Antofie, Vice President ARIC</td>
</tr>
<tr>
<td>10:30 - 10:45</td>
<td><strong>Coffee Break</strong></td>
<td></td>
</tr>
<tr>
<td>10:45 – 11:25</td>
<td><strong>Current Use of FIDIC under the EU Procurement Rules</strong></td>
<td>Jakub Bialochowski, Poland, Dr. Karoly Lederer, Transinvest, Dispute Adjudicator on FIDIC President’s List, Hungary, Adriana Spassova, EQE Control, Bulgaria</td>
</tr>
<tr>
<td>11:30 – 11:55</td>
<td><strong>Use of FIDIC contracts in Roads Infrastructure</strong></td>
<td>Narcis Neaga, General Manager, Romanian National Company of Motorways and National Roads, Laurentiu Plosceanu, President ARACO</td>
</tr>
<tr>
<td>12:00 – 12:55</td>
<td><strong>EU Funding for Infrastructure</strong></td>
<td>Benoît Nadler, European Commission, DG Regional and Urban Policy Romania, Doina Frant, JASPERS, Ioan Rus, Minister of Transport, Pasquale Staffini, JASPERS, Head of Roads Division and Operations Manager for Greece and IPA countries</td>
</tr>
<tr>
<td>13:00 - 14:00</td>
<td><strong>Lunch break</strong></td>
<td></td>
</tr>
</tbody>
</table>

### Day 1 - Afternoon March 12

**FIDIC – DIFFERENT LAW SYSTEMS APPROACH – NEW RULES**

<table>
<thead>
<tr>
<th>Time</th>
<th>Session</th>
<th>Chairpersons</th>
</tr>
</thead>
<tbody>
<tr>
<td>14:00 - 17:15</td>
<td><strong>AFTERNOON SESSIONS CHAIR: AISHA NADAR</strong></td>
<td></td>
</tr>
<tr>
<td>14:00 – 14:15</td>
<td><strong>Outline of FIDIC Main Contracts</strong></td>
<td>Siobhan Fahey, Accredited Mediator(CIArb), Member FIDIC Contracts Committee, FIDIC Accredited International Trainer</td>
</tr>
</tbody>
</table>
14:20 – 14:40 **Modifying FIDIC: implications;** what and when can still be added to or modified, to observe the public law, without distorting FIDIC’s philosophy
- **Aisha Nadar**, Senior Consultant, Member FIDIC Updates Task Group, Runeland AB, Sweden
- **Giorgiana Tecuci**, Tecuci & Paltineanu, Romania

14:45 – 15:25 **Comparison: the operation of the FIDIC contracts under civil and common law**
- **Edward Corbett**, FIDIC Adjudicator and Accredited Trainer, Corbett & Co International Construction Lawyers, UK
- **David Brown**, Clyde & Co., France
- **Cremona Cotovelea**, Tecuci & Paltineanu, Romania

15:30 – 15:45 - Coffee Break

15:50 – 16:35 **Discussions on application of FIDIC contracts in other EU States**
Other civil law countries as mirror
- **Tomasz Latawiec**, President SIDIR Poland
- **Lukas Klee**, Metrostav, Czech Republic
- **Valeriu Severin**, President ARMIC, Moldova

16:40 - 17:00 **Licensing of FIDIC in National situations**
including translation, adaptation and harmonization with National legislation
- **Eugen Teodorovici**, Minister of European Funds

**Day 2 – Morning March 13**

**MANAGEMENT OF CLAIMS, PREVENTION AND RESOLUTION OF DISPUTES**

**08:45 - 12:50 EARLY MORNING SESSIONS CHAIR: TANER DEDEZADE**

08:45 – 09:00 **Managing Variation Claims under FIDIC Conditions of Contract within the constraints imposed by Particular Conditions and Public Procurement Law in Romania**
- **Marcello Viglino**, Salini – Impregilio, Italy; and DRBF

09:05 – 09:50 **Variation Orders**
- **Hamish Dow**, Ascot, UK & **Nicoleta Danga**, RNCMNR, Romania
- **Karen Gough**, 39 Essex Chambers, UK

09:55 – 10:25 **Contract Price vs contract value.Variation**
- **Alexis Gressier**, EIB, Luxembourg

10.30 – 10:45 **Claims Management**
- **Taner Dedezade**, FIDIC Accredited Trainer, Accredited TECBAR Adjudicator, Corbett & Co International Construction Lawyers, UK
- **Chris Miers**, MD Probyn Miers, Adjudicator FIDIC President’s List, UK and President DRBF Region II

10:30 – 10:45 Coffee break
08:45 - 12:50  **LATE MORNING SESSIONS CHAIR: CHRIS MIERS**

10:45 – 11:25  **DAB provisions in FIDIC**
the importance of properly trained and assessed adjudicators; case study/ies
- **Leo Grutters**, Engineer, Dispute Adjudicator on FIDIC President’s List, Germany
- **Taner Dedezade**, FIDIC Accredited Trainer, Accredited TECBAR Adjudicator, Corbett & Co International Construction Lawyers, UK

**DAB decisions upheld in arbitration – DAB a cheaper and faster way to deal with Disputes**
- **Fiorin Niculescu**, Engineer, Romania

11:30 – 12:00  **DABs - proactive dispute avoidance**
- **Chris Miers**, MD Probyn Miers, Adjudicator FIDIC President’s List, UK and President DRBF Region II

**Adjudication – general aspects**
- **Simona Neagu**, Clifford Chance Badea, Romania

12:05 – 12:35  **DAB in Action (mock hearing)**
- **Aisha Nadar**, Edward Corbett, Leo Grutters, Taner Dedezade, David Brown

12:40 – 13.00  Limitsations and constraints imposed by Romanian Law on FIDIC Conditions of Contract - A Contractor's dilemma while performing Public Works in Romania
- **Giovanni di Folco**, Techno Engineering, Romania

13:00 – 14:00 Lunch break

### Day 2- Afternoon March 13

**14.00 – 17.00  AFTERNOON SESSIONS CHAIR: SIOBHAN FAHEY**

**INTEGRITY**

14.00 – 14.30  **General Aspects**
- **Diana Antofie**, Vice President, ARIC

**NIA “PREVENTs” conflicts of interest**
- **Ioana Lazar**, National Integrity Agency, General Director, Legal, Public Relations and Communication General Direction

14.35 – 15.00  **Abnormal Low Tenders**
- **Graeme Clark**, EBRD, UK
- **Liviu Staniloiu**, Search Corporation, Romania

**TRAINING**

15.05 – 15.30  **Training on FIDIC contracts**
Accredited training
- **Siobhan Fahey**, Accredited Mediator(CIarb), Member FIDIC Contracts Committee, FIDIC Accredited International Trainer
- **Edward Corbett**, FIDIC Adjudicator and Accredited Trainer, Corbett & Co International Construction Lawyers, UK

15.30 – 15.45 Coffee break
## USE OF FIDIC

<table>
<thead>
<tr>
<th>Time</th>
<th>Session</th>
<th>Speakers</th>
</tr>
</thead>
</table>
| 15.50 - 16.35 | **Experience from CIS states**                                          | Svitlana Teush, Arzinger, Ukraine  
Evgeny Smirnov, Senior Procurements Specialist, EBRD, UK  
Ilya Nikiforov, Egorov Puginsky Afanasiev & Partners, Russia |
| 16.40 – 16.50 | **Design stage – crucial for a successful FIDIC contract**             | Valentin Stoica, Search Corporation, Romania                                                  |
| 16.55 – 17.05 | **Conclusion**                                                       | Summary of Key Issues; Action Items; Way Forward  
Enrico Vink, FIDIC                                                                 |
| 17.05   | **End of conference**                                                 |                                                                                             |