

FIDIC Contracts

Training Course in English language

17 – 18 March 2017

Two days course on:

**“Practical use of the 1999 FIDIC
Conditions of Contract in Albania”**

FIDIC 99 EDITIONS – ESSENTIALS FOR WORKING IN INTERNATIONAL PROJECTS

FIDIC has always exercised its mandate in the production of various documents, contract forms, guides and manuals to assist Consulting Engineers, Employers, Contractors and other factors all over the world to perform and deliver services to their clients.

These publications have facilitated the business practice of Consulting Engineers to establish standards or norms which are used by an increasingly large number of Consulting Engineers and their clients. FIDIC 1999 Conditions of Contract are used all over the world. These conditions of Contract are used in Central and Eastern Europe, where countries in the cohesion process to the EU are using FIDIC 99 conditions of Contract, in Africa, and Asia where Multi-Lateral Development Banks, including World Bank, Islamic Bank of Development, Asian Development Bank have adopted FIDIC 1999 Edition the New Red Book with modifications.

In the present context of the highly competitive field, knowing the Contracts and the rights and obligations of the Parties will avoid future problems. Some of the documents are very specific, while others are more of a guideline. Almost inevitably, all of the FIDIC products have had the benefit of a large number of members contributing to the total effort in developing such Contracts by FIDIC.

The scope of the training is to explain and illustrates how to use de FIDIC 99 Conditions of Contract. The Course path through practical issues on the FIDIC 1999 Conditions of Contract including the New Red Book, Yellow Book, Silver Book and Pink Book.

During the course the participants will have the opportunity to open discussions in order to clarify some of the practical issues.

Tutor

The tutor is accredited FIDIC trainer, provided by AB Resolution in association with FIDIC. The training is conducted by Bogdan Oprea a FIDIC accredited trainer.

He is a Member of the Dispute Resolution Board Foundation, of the Romanian Association of Consulting Engineers and on the Association of Consulting Engineers and Experts - Poland (SiDIR).

Mr. Oprea is listed on the DRBF President List of Dispute Boards Member, Romanian national list of adjudicators, Polish national list of adjudicator, and he is an accredited mediator.

He has served recently as Mediator, Negotiator and Adjudicator under FIDIC Conditions of Contract on several International Contracts.

He has trained extensively for FIDIC as an accredited FIDIC trainer in Europe, Middle East, Asia, South America and Africa, specializing on FIDIC contracts and the management of claims and the resolution of disputes.

Trainings provided by AB Resolution cover the following aspects:

Training Materials

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

- Training Course
- Work Exercises

Who should attend?

The course provides the necessary information for professionals from the Government, Employers, Contractors, Private Sector, Engineers, and Consulting Engineers.

It is also addressed to Quantity Surveyors, Legal Advisers, and Architects. It is important for the peoples involved in preparing and implementing projects under FIDIC Conditions of Contract.

Program 2 days:

Module 1 Practical use of FIDIC 99 Edition of Contract

Contract

- ☐ General issues
- ☐ Contracting strategy- Balanced Contracts
- ☐ Law and the Contract

Introduction to the 1999 FIDIC documents (Construction Contract; Plant and Design-Build, Turn Key, Short Form Contract)

- ☐ Background and reasons for change
- ☐ Examination of format and content of General Conditions
- ☐ Examination of Guide to Particular Conditions
- ☐ Annex to documents
- ☐ Selection of appropriate Contract

Responsibilities of Main Parties

- ☐ General issues
- ☐ Responsibilities of the Employer
- ☐ The Engineer
- ☐ The Contractor

Management of Projects - Key Areas Workmanship and Time

- ☐ Staff and Labor
- ☐ Plant, Materials and Workmanship
- ☐ Commencement, Delays and Suspension
- ☐ Tests and Defects liability
- ☐ Tests on completion
- ☐ Employer Taking Over
- ☐ Defect Liability

Financial Clauses and Procedures

- ☐ Measurement and Evaluation,
- ☐ Variation and Adjustment
- ☐ Contract Price and Payment

Risks, Force Majeure & Termination

- ☐ Termination by Employer
- ☐ Suspension & Termination by Contractor
- ☐ Risks and Responsibilities
- ☐ Insurance
- ☐ Force Majeure

Claims Disputes & Arbitration

- ☐ Claims procedures
- ☐ Disputes Adjudication Board
- ☐ DAB Agreement & Procedures
- ☐ Amicable Settlement and Arbitration

MDBs' Harmonized Construction Contract as aide memoire

- ☐ Principal amendments
- ☐ Contractual implication

Questions and answers

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