



FIDIC in Partnership with the EPA Present

THE MANAGEMENT & ADMINISTRATION OF FIDIC CONTRACTS:

Based on the FIDIC Approved Module 4 Workshop

SAFARI COURT HOTEL
WINDHOEK 25-26 October



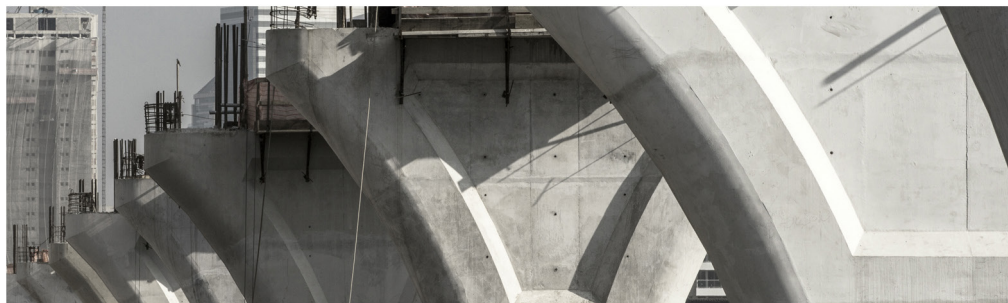
Facilitated by Accredited FIDIC Trainer, Dispute Resolution, Professional Registered Engineer and FIDIC Specialist, **Kevin Spence.**

CPD Accreditation

Accredited by Consulting Engineers of South Africa For 2 CPD Credits.
Validation Number: CESA-803-12/2018



INDUNA
TRAINING & CONSULTING SERVICES



ABOUT THIS COURSE

The 1999 FIDIC Conditions of Contract are being increasingly used by the international Construction Industry throughout the World. The Multi-Lateral Development Banks, including the World Bank, Islamic Bank for Development and the Asian Development Bank have adopted the 1999 FIDIC Conditions of Contract for Construction with modifications.

This practical training course, provided by professional engineers with extensive international experience, explains and illustrates the use of the FIDIC Conditions of Contract for Construction (the “Construction Contract”) and the FIDIC Conditions of Contract for Plant and Design-Build (the “Design-Build Contract”). The course is designed to help the participants have confidence in working with these documents whether representing Employers, Consultants or Contractors. It provides extensive checking measures and work exercises to give all delegates a comprehensive understanding of the Contracts.

COURSE MATERIAL

Delegates will be provided the following materials, in English:

- FIDIC Conditions of Contract for Construction 1999 Edition (Red Book)
- FIDIC Conditions of Contract for Plant & Design-Build, 1999 Edition – (Yellow Book)
- Schedule of overheads used during the seminar – to be used as “Work Book”
- Work Exercises - Accompanying electronic material

FACILITATOR



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, Civil and Building Construction, Concrete Structures, Asphalt and Concrete Road Surfacing and Claims Preparation and Defence.**

Kevin was the Managing Director of various Group Companies at LTA Construction before acquiring and building his own business, **Spray Pave (Road Surfacing)**, which was sold to a listed construction company in 2007.

With a passion for the law and extensive construction experience, Kevin completed the Fellowship of Arbitrators Qualification and currently **specialises in large scale Construction Claims and Dispute Resolution.** He is an independent consultant to **Kingsbourne (Pty) Ltd.**, the leading company in South Africa dealing with Arbitrations, Adjudications and disputes in the South African Construction Industry.

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 numerous matters in and out of South Africa.



He is an accredited trainer for **Induna Consulting** and provides seminars throughout the year world wide on the **FIDIC** suite of contracts. 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 is an admitted adjudicator on the FIDIC's President's List as well as **the only FIDIC accredited trainer in South Africa**.

WHO SHOULD ATTEND

- Employers
- Funding Agents
- Consulting Engineers
- Legal Professionals
- All those involved in the construction industry-Contractors, Sub-Contractors, Engineers, Quantity Surveyors

REGISTRATION DETAILS

The course will be held at the **Safari Court Hotel in Windhoek on 25-26 October 2016**
The cost for the two days is **N\$7500 for Non EPA Member ; N\$7000 for EPA Member**

REGISTER:

epa@africaonline.com.na

Contact Tanja Bednarek at epa@africaonline.com.na

or Samuel Mwamsamali at smwamsamali@fidic.org



FIDIC MODULE 4: THE MANAGEMENT & ADMINISTRATION OF FIDIC CONTRACTS

Programme Outline **DAY ONE: 08:30 – 17:00**

Session 1:

Contract Documents & Award

- Contract Award Procedures
- Contract Documents
- Role and Authority of Engineer
- Performance Security

Coffee Break

Session 2:

Contract Start Up

- Pre Commencement Date
- Appointments
- Programme
- Insurances
- Drawings
- Start Up Meeting

Lunch Break

Session 3:

Post Commencement Date Administration

- Access & possession of Site
- Site security
- Contractor's Mobilisation
- Nominated Sub Contractor
- Records
- Progress Reports

Tea Break

Session 3 (Cont):

Post Commencement Date Administration

- Local Laws
- Design & ER Scrutiny
- Contractor's Documents
- Plant, Materials & Workmanship

END OF DAY ONE

Programme Outline

DAY TWO

Session 4:

Financial Controls & Disciplines

- Measurement
- Variation Orders
- Value Engineering
- Interim Payment Certificate
- Final Payment Certificate

COFFEE BREAK

Session 5:

Claims, Suspension & Termination

- Contractor's Claims
- Engineer's Responses
- Employer's Claims
- Determinations
- Suspension by Engineer / Contractor
- Instruction by Employer / Contractor

LUNCH BREAK

Session 6:

Disputes, Amicable Settlement & Arbitration

- Establishment of DAB
- Procedures of DAB
- Amicable Settlement procedures
- Arbitration procedures

TEA BREAK

Session 7

Taking Over the Works and Defects Notification Period & Contract Completion

- Taking Over Certificate
- Defects in DNP
- Performance Certificate
- Contract Completion issues

Differences between FIDIC & MDB's Harmonised Construction Contract

END OF DAY TWO