



## TWO DAY FIDIC COURSE

### THE PRACTICAL USE OF THE 1999 FIDIC CONDITIONS OF CONTRACT FOR CONSTRUCTION (FIDIC RED & YELLOW BOOKS) IN MAPUTO, MOZAMBIQUE

#### FIDIC ACCREDITED TRAINING COURSE



#### MODULE 1:

### The Practical Use of the 1999 FIDIC Conditions of Contract & MDBs' Harmonised Construction Contract – 2006 Edition

Thursday, 28<sup>th</sup> to Friday, 29<sup>th</sup> August 2014  
Maputo, Mozambique

#### OVERVIEW

The FIDIC Conditions of Contract are increasingly used by the international construction Industry throughout the world and Mozambique in particular. With the rapid development of infrastructure and construction industry in Mozambique there is a challenge in the area of contract design and contract management.

The FIDIC training programme aims to address this challenge by providing a practical guide to understanding and use of the 1999 FIDIC Conditions of Contract and Multi-lateral Development Banks Harmonized Conditions of Contract that meet the employers and employee's requirement for a professional development.

#### COURSE MATERIALS

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

- FIDIC Conditions of Contract for Construction 1999 Edition, Red and Yellow Books.
- Copies of slides
- Work exercises

#### WHY SHOULD YOU ATTEND

FIDIC conditions of contract are accredited international program offered worldwide. It has been obviously that practitioners in Mozambique who attended these courses outside the country incurred higher cost. Therefore, the in-country training on FIDIC program will be affordable and can easily be sponsored by individual or employer for the benefit of many young and experienced practitioners who are involved in the contract management in Mozambique.

#### WHO SHOULD ATTEND

Professionals who are involved in the planning design and implementation of construction contracts are highly recommend from the following:

- Government Ministries and Agencies;
- Private Sector Employers;
- Consulting Engineers;

- Contractors;
- Quantity Surveyors & Architects;
- Legal Advisers;
- Academic institutions

#### COURSE RECOGNITION

The FIDIC training courses are regarded by FIDIC as part of the appropriate training for any person wishing to apply to the National Adjudicators' lists to FIDIC. The FIDIC President's approves the lists of Dispute Adjudicators.

#### COURSE FACILITATOR

Mr. Kevin Spence, (**BSc. Eng. (Civil)**) is FIDIC Accredited Trainer, Independent Consultant to various clients including: Kingsbourne (Pty) Ltd., the leading company in South Africa dealing with Arbitrations, Adjudications and disputes in the South African Construction Industry. At present Kevin is considered an expert on the FIDIC suite of contract documentation and presents seminars regularly on all these forms of contract documentation. Kevin is the only FIDIC accredited trainer in South Africa and has been intimately involved with most of the disputes on the Kusile Power Station Project, including matters which went to adjudication as well as arbitration. Kevin was a member of the Main Claims Committee for Eskom, Kusile for the past 5 years.

#### COURSE FEE PER PARTICIPANT

- **AEMC Non Member €450**
- **AEMC Member €420**
- Registration closes on **18<sup>th</sup> August 2014.**

*The fee covers tea breaks, lunch, refreshments, course materials (Copies of slides/manual, Red & Yellow Books) and certificate of participation.*

#### CONTACT

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**PROGRAMME OUTLINE**

**MODULE 1:**

**The Practical Use of the 1999 FIDIC Conditions of Contract & MDBs' Harmonised Construction Contract – 2006 Edition**

**Thursday, 28<sup>th</sup> to Friday, 29<sup>th</sup> August 2014**  
**Maputo, Mozambique**

<b>Day 1:</b>	<b>Thursday, 28<sup>th</sup> August 2014</b>	<b>Day 2:</b>	<b>Friday, 29<sup>th</sup> August 2014</b>
<b>8:30hrs</b>	<b>Session 1:</b>  Registration  Welcome and Introduction	<b>8.30hrs</b>	<b>Session 6:</b> <b>Clauses 8,9,10,11 &amp;12 (YB)</b> <ul style="list-style-type: none"> <li>• Commencement Procedure</li> <li>• Programme</li> <li>• Extension of time</li> <li>• Suspension</li> <li>• Taking over Certificate</li> <li>• Defects period &amp; Performance Certificate</li> </ul>
<b>9:00</b>	<b>Session 2:</b> <b>Introduction &amp; Principles</b> <ul style="list-style-type: none"> <li>• Background / History</li> <li>• Examination of Contracts</li> <li>• Basic Principles</li> <li>• Risk Analyses</li> <li>• Selection of Appropriate Contracts</li> </ul>	<b>10.45</b>	<b>Coffee Break</b>
<b>11.00</b>	<b>Coffee Break</b>	<b>11.15</b>	<b>Session 7:</b> <b>Clauses 12 (RB), 13, &amp; 14</b> <ul style="list-style-type: none"> <li>• Measurement</li> <li>• Evaluation</li> <li>• Variations</li> <li>• Payment</li> </ul>
<b>11.30</b>	<b>Session 3:</b> <b>Clauses 1 &amp; 2</b> <ul style="list-style-type: none"> <li>• General provisions</li> <li>• Responsibilities of the Employer</li> <li>• Funding by Employer</li> <li>• Claims by Employer</li> </ul>	<b>13.00</b>	<b>Lunch Break</b>
<b>13.00</b>	<b>Lunch Break</b>	<b>14.00</b>	<b>Session 8:</b> <b>Clauses 15,16,17,18 &amp;19</b> <ul style="list-style-type: none"> <li>• Termination by Employer</li> <li>• Suspension/Termination by Contractor</li> <li>• Risks and Responsibilities</li> <li>• Insurance</li> <li>• Force Majeure</li> </ul>
<b>14.00</b>	<b>Session 4:</b> <b>Clauses 3 &amp; 4</b> <ul style="list-style-type: none"> <li>• Responsibilities of the Engineer</li> <li>• Delegations by Engineer</li> <li>• Engineers Determinations</li> <li>• Responsibilities of the Contractor</li> </ul>	<b>15.30</b>	<b>Tea Break</b>
<b>15.30</b>	<b>Tea Break</b>	<b>15.50</b>	<b>Session 9:</b> <b>Clause 20</b> <ul style="list-style-type: none"> <li>• Contractor's Claims</li> <li>• Disputes Adjudication Board</li> <li>• Amicable Settlement Arbitration</li> </ul>
<b>15.50</b>	<b>Session 5:</b> <b>Clauses 5 (RB &amp; YB), 6 &amp; 7</b> <ul style="list-style-type: none"> <li>• Nominated Contractors (Red Book)</li> <li>• Design (Yellow book)</li> <li>• Contractors Documents (Yellow Book)</li> <li>• Labour Requirements</li> </ul>		<b>Differences between FIDIC &amp; MDB's Harmonised Construction Contract is Provided as AideMémoire</b>
	<b>Workshop</b>		
<b>17.00</b>	<b>End of Day 1</b>	<b>17.00</b>	<b>End of Day 2</b>

**Throughout the seminar there will be opportunities for questions and the use of the work exercises**