Understanding DABs – FIDIC Adjudication Boards Seminar

“Enabling parties, their representatives, Engineers and Dispute Board members to understand and manage the DAB process.”

Assisted by: Aisha Nadar, FIDIC Updates Task Group, Senior Consultant, Runeland Law, Sweden
Jim Perry, PS Consulting, France
Leo Grutters, Engineer, Accredited Dispute Adjudicator FIDIC President’s list, Germany
Taner Dedzade, Corbett & Co, International Construction Lawyers Ltd, UK

Venue: Athénée Palace Hilton Bucharest, 10 & 11 March 2015

Day 1 - March 10th

<table>
<thead>
<tr>
<th>Time</th>
<th>Topic</th>
</tr>
</thead>
</table>
| 9.00 | Introduction
  | • DRB v DAB
  | • Dispute avoidance v dispute resolution
  | • Standing v ad hoc |
| 9.45 | Appointment of Standing Boards
  | • Who?
  | • How?
  | • Dispute Adjudication Agreement, fees etc
  | • Objections |
| 10.30 | Coffee |
| 10.45 | Dispute Avoidance
  | • Site visits
  | • Opinions and reports
  | • Dispute avoidance in practice |
| 11.30 | Workshop 1 – Challenges and conflicts of interest |
| 12.45 | Lunch |
| 13.45 | Disputes and their resolution
  | • Definition of “dispute”
  | • Operation of clause 20
  | • DB Rules – FIDIC, ICC etc.
  | • Alternative methods for dispute resolution |
| 14.30 | Ad Hoc DABs
  | • Appointments
  | • Considerations – who to appoint?
  | • Refusal to sign the DAA
  | • Jurisdictional objections |
| 15.15 | Tea |
15.30 Workshop 2 – Jurisdictional challenges
17.00 Q&A
17.15 Close of Day 1

---

**Day 2 - March 11th**

<table>
<thead>
<tr>
<th>Time</th>
<th>Topic</th>
</tr>
</thead>
</table>
| 9.00 | The Course of the Referral  
• Notice of intention to refer  
• Timetable  
• Submissions  
• Powers |
| 9.45 | Evidence  
• Factual witnesses  
• Experts  
• Documentation |
| 10.30 | Coffee |
| 10.45 | The Hearing  
• Or documents only?  
• Presenters  
• Who should attend?  
• Agenda and format  
• Site visit? |
| 11.15 | Workshop 3 – Evidential issues |
| 12.45 | Lunch |
| 13.45 | The Decision  
• Deadline and extension  
• Form  
• Enforcement  
• Majority decision and dissent |
| 14.30 | Termination and Resignation, Liability  
• Normal ending of appointment  
• Dismissal or resignation; replacement  
• Liability of DAB members |
| 15.15 | Tea |
| 15.30 | Workshop 4 – Mock DAB Hearing |
| 17.00 | Q&A |
| 17.15 | Close of Workshop |