



and the

INDUNA

TRAINING & CONSULTING SERVICES

in Association with



International Federation of Consulting Engineers
The Global Voice of Consulting Engineers

FIDIC Module 1– Practical Use of FIDIC Conditions of Contracts

1st – 2nd or 4th – 5th October 2018

University of Technology, Jamaica



Kevin Spence
Course Facilitator

Major Benefit Attending:

UNDERSTAND how to utilize FIDIC Contracts to the maximum advantage of your employer and client.

Day 1

WELCOME NOTE AND INTRODUCTION COURSE OVERVIEW Course Outline

Session 1: Introduction and Overview

Introduction and Overview
Advantages of FIDIC Contracts
Rules
Reasonableness

Session 2: Signatories and parties to the contract

Selecting the FIDIC Contract
Signatories to the Contract
Parties to the Contract

Session 3: Responsibilities of the main parties

General Provisions
Delayed Drawings or Instructions
The Employer
The Engineer
The Contractor

Session 4: Responsibilities of the main parties

Nominated Sub-contractors (Red Book)
Design (Yellow Book)
Evidence of Payments

END OF DAY ONE

Day 2

Session 5: Management of Projects

Staff and Labour
Plant, Materials and Workmanship
Commencement, Delay and Suspension
Tests, defects and defects liability

Session 6: Financial Procedures

Clause 12 [Measurement and Evaluation]
Clause 13 [Variations and Adjustments]
Clause 14 [Contract Price and Payment]

Session 7: Suspension and Termination

Employer's right to terminate the contract
Contractor's right to suspend or terminate the contract

Session 8: Risk, Liability and Force Majeure

Risk
Liability
Force Majeure

Session 9: Claims Disputes and Arbitration

Claims
Disputes
Arbitration

END OF DAY TWO

Workshop Overview

This practical training course, provided by a FIDIC International Accredited Trainer with extensive international experience, explains and illustrates the use of FIDIC Conditions of Contract for Construction (the "Construction Contract 2017 Red Book") and the FIDIC Conditions of Contract for Plant and Design-Build (the "Design-Build Contract 2017 Yellow Book"). The course is designed to help participants who are employers, consultants or contractors to have confidence in working with these documents. This two-day training course will also cover case studies to enhance participants' understanding.

Why You Should Attend?

This is a special two-day practical training course, provided by a FIDIC International Accredited Trainer to explain and illustrate the use of FIDIC Conditions of Contract 2017 Red Book. The course is designed to help participants increase their confidence in working with these documents.



Who Should Attend?

This course will be of interest to those of all levels involved in construction and engineering projects, including:

- Employers / Owners and their Representatives
- Government Ministries, Department and Agencies
- Private Developers
- Contractors (and their Subcontractors and Suppliers)
- Engineer / Architect Consultants
- Quantity Surveyors
- Lawyers – advising Employers, Contractors and Consultants
- Project / Construction Managers
- Contract Managers
- Commercial Directors
- Project Funding Agencies
- Lenders and Insurers

Course Facilitator

Kevin Spence

Introduction

Kevin is a registered Professional Civil Engineer, Mediator, Adjudicator and Arbitrator with over 45 years' experience in the Construction Industry. His experience spans across Earthworks, Freeway Construction, Airport Runway Rehabilitation, Civil and Building Construction, Dams, Water Retaining Structures, Power Projects, Pipeline Construction, Concrete Structures, Asphalt and Concrete Road Surfacing.

With a passion for the law and extensive construction experience, Kevin completed the Fellowship of Arbitrators Qualification and the Specialisation in Construction Law [Post Graduate Course offered by the Association of Arbitrators] and currently specialises in large scale Construction Claims and Dispute Resolution.

Kevin is considered an expert on the FIDIC suite of contract documentation as well as the other three forms of contract prescribed by the South African Construction Industry Development Board (CIDB), namely GCC, NEC and JBCC. He facilitates regularly on all the four types of contract documentation both locally and internationally. He is the only FIDIC accredited trainer in South Africa.

In the past 5 years, Kevin has conducted training in the FIDIC Suite of Contracts to over 600 delegates in Southern Africa.

Kevin is an admitted member of the FIDIC President's List of Adjudicators

Over the last 15 years, Kevin has been involved as Mediator, Adjudicator, Arbitrator and expert witness on approximately 60 dispute matters.

Presently appointed on Dispute Adjudication Boards (DAB) in numerous matters in and out of South Africa.

Education

2008 – Specialisation in Construction Law. Post Graduate course offered by the Association of Arbitrators (Southern Africa)

2004 – Fellowship Course – Association of Arbitrators (Southern Africa) 1989
– MAP (Wits) [Short Course MBA]

1977 – B.Eng. (Civil) (University of the Witwatersrand)

Professional Associations

Member CESA: Consulting Engineers South Africa
Registered Professional Engineer

Member, South African Institution of Civil Engineers Fellow,
Institute of Quarrying

Fellow, Association of Arbitrators (Southern Africa)
Affiliate Member: FIDIC

Other

Past Director – South African Bitumen Association

Past Director – ASPASA (Aggregate and Sand Producers Association of South Africa)

Member: FIDIC Presidents List of Adjudicators

Member-Presidents List for approved Mediators, Adjudicators and Arbitrators-SAICE

(South African Institution of Civil Engineering)

Member- Presidents List for approved Mediators, Adjudicators and Arbitrators-CESA

(Consulting Engineers South Africa)

Senior Adjudicator-National Adjudicators List, Namibia

Director-Association of Arbitrators (Southern Africa)

Feedback from delegates who have attended Kevin's Workshops:

A very knowledgeable facilitator, with the outstanding ability to transfer complex knowledge and share experiences.

Very knowledgeable and energetic facilitator. Well-detailed material that was easy to understand. I learned a lot! Great knowledge, sharing and a superb presentation.

An engaging course that makes learning FIDIC simple. Very substantial material conveyed in a user-friendly way.

I have been rejuvenated. I appreciate all and wish to have further opportunities to attend further training.

Direct Line: (876) 970 5688

Contact Nigel Cooper/Trudy-Ann Walters

Mobile: (876) 825 6598 (WhatsApp/Call)

Email: cobamconsultancy@utech.edu.jm

Registration Form

FIDIC Module 1—Practical Use of the FIDIC Contracts
1st – 2nd or 4th -5th October, 2018

Preferred Dated

<input type="checkbox"/> October 1 -2, 2018	USD 1,500
<input type="checkbox"/> October 4 – 5, 2018	USD 1,500

Fee inclusive of course documentation, luncheons, and refreshments

DELEGATES' DETAILS

Name: _____

Position: _____

Email: _____

*Company Details

Organisation: _____

Address: _____

Tel: () _____ Email _____

Declaration:

I, _____ (name/Surname)

have read and accept the TERMS and CONDITIONS as stipulated in this REGISTRATION form.

Signature: _____

Date: _____

*Authorisation

Signatory must be authorised to sign on behalf of contracting organisation.

Name: _____

Position: _____

Signature: _____

Date: _____/_____/_____

This registration form is invalid without signature & company stamp

INDEMNITY

Should for any reason outside the control of FIDIC, INDUNA Training and Consulting Services and the Caribbean Procurement Training Centre and Consultancy (CPTCC) at the University of Technology, Jamaica the venue or trainers change or the event be cancelled due to Extreme Weather Conditions or Industrial Action; FIDIC, INDUNA Training and Consulting Services and the CPTCC will endeavor to reschedule but the client hereby indemnifies FIDIC, INDUNA Training and Consulting Services and the CPTCC from any and all costs, damages and expenses.

TERMS AND CONDITIONS

❖ REGISTRATION

- Participants may register by e-mail with payment by DIRECT DEPOSIT.
- Please complete and send this form to: cobamconsultancy@utech.edu.jm
Closing date for the REGISTRATION and PAYMENT is 4 weeks before the course begins and is subject to space

❖ COURSE COST (tick)

- US\$1,500.00
(Includes copy of RED BOOK 2017)

❖ PAYMENT DETAILS

University of Technology, Jamaica

Acc. No.: 371277358

Name of Bank: National Commercial Bank

Address: Matilda's Corner Branch

15 Northside Plaza

133 Old Hope Road

Kingston 6, Jamaica W.I.

Bank Name: Bank of New York Mellon, New York

ABA Routing#: 021000018, SWIFT Code:

IRVTUS3N, Account Name: National

Commercial Bank Jamaica limited

A/C #:8033407727, SWIFT Code: JNCBJMKX, For

Further Credit to:

University of Technology, Jamaica

Account #: 376089223

❖ CANCELLATION & TRANSFER

- Refunds before 4 weeks 100 percent refund less any banking fees, 4 to 2 weeks 50 percent refund less any banking fees, 2 weeks or less no refund Substitutions may be made at anytime
- We reserve the right to cancel the event if it is under subscribed or for any other reason.
- In the event of cancellation, we will endeavor to give delegates 2 weeks' notice and payments received will be refunded in full less bank charges.



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