



In Partnership with

cornerstone
seminars

An outstanding two-day FIDIC Contracts Workshop

The FIDIC Contracts

A Practical Guide to Understanding and Using the FIDIC Conditions of Contract 1999

Cornerstone Seminars is a FIDIC Accredited Training Supplier

| Tbilisi, Georgia | 11-12 December 2014 |



Edward Corbett, Aisha Nadar & Daduna Kokhreidze are excellent speakers, highly qualified and experienced in the use of the FIDIC Contracts. They are authors of publications on the FIDIC Contract Conditions

Sponsored by:



International Construction Lawyers Ltd
www.corbett.co.uk



ნოდია, ურუმაშვილი და პარტნერები
NODIA, URUMASHVILI & PARTNERS
სამართლებრივი კომპანია

Nodia, Urumashvili & Partners, Georgia

Register: Online at www.cornerstone-seminars.com or email: register@cornerstone-seminars.com

Tel: +44 (0) 20 8614 6214 Fax: +44 (0) 20 8614 6222

About this workshop



This special two-day event has been designed to offer a complete up-to-date review of the effective understanding and use of the FIDIC Contracts currently in use. The FIDIC Contracts Module 1 Workshop programme has been designed to be highly practical and includes active participation in 'hands-on' workshops and discussion sessions.

The workshop leaders are highly qualified in their experience of the FIDIC Contracts and are authors of publications on the Contract Conditions.

The International Federation of Consulting Engineers (FIDIC) has, over the years, issued a number of standard documents for use on construction projects. The contracts which are currently in most common use around the world are: The Conditions of Contract for Construction (The 1999 Red Book); The Conditions of Contract for Plant and Design-Build (The 1999 Yellow Book); The Conditions of Contract for EPC Turnkey Projects (The 1999 Silver Book).

For more information about FIDIC, please go to www.fidic.org

Who should attend?

This event will be of great interest to all those actively involved in international projects, including representatives from Consulting Engineers, Contractors, Funding Agencies, Employers, Insurers, Manufacturing Organisations as well as representatives from the Legal and other Construction Professions.

Certificates and documentation

Participants will receive a FIDIC course completion certificate, copies of the FIDIC Red, Yellow & Silver 1999 contracts books referred to during the event, plus full written documentation.

Venues and date

Please check our website www.cornerstone-seminars.com for our current schedule. Cornerstone venue details are confirmed to delegates following registration. Workshops are held at outstanding venues.

Participants are issued with a FIDIC course completion certificate.

FIDIC Cornerstone workshops are organized wherever possible in cooperation with either a national FIDIC Member Association or a local association, to allow members of the association to enjoy certain benefits such as a reduced registration fee. If a reduced fee is available this will be indicated when a participant registers.

cornerstone also provide in-house FIDIC seminars which can be tailored to your company's needs. Email: info@cornerstone-seminars.com

About the speakers

Edward Corbett is the managing director of Corbett & Co International Construction Lawyers Ltd, a practice specialising in international construction law. His experience includes ICC arbitration, litigation and dispute adjudication as well as contract drafting and procurement strategy. He has worked for contractors as well as for employers, funders and consultants. He regularly advises some of Europe's major construction players and his usual caseload involves projects in Europe, Africa, South-East Asia, the Indian Sub-continent and the Middle East. He is a Fellow of the Chartered Institute of Arbitrators, an accredited adjudicator and mediator and a Panellist of the American Arbitration Association. He is the author of 'FIDIC 4th – A Practical Legal Guide'. He has lectured extensively on construction law and in particular on FIDIC's standard forms of contract. He is previous co-chair of the International Construction Projects committee of the International Bar Association and is a member of the

Working Group of FIDIC which drafted the Short Form of Contract and the Dredging Contract. Corbett & Co is an affiliate member of FIDIC.

Aisha Nadar joined Advokatfirman Runeland as a contract and dispute resolution consultant in September 2012, after having moved to Sweden. For over 25 years, Aisha has been actively involved in all phases of the negotiation and implementation of large-scale cross-border infrastructure programs, primarily in the defence area. Her procurement and international contract management experience includes holding senior level positions in the US, the Middle East and Europe. Aisha advises parties on noncontentious procurement matters (contracts, procurement strategy and program management), including dispute prevention. She also acts as arbitrator, mediator and adjudicator and is retained regularly by parties, party counsel and arbitral tribunals in matters involving international arbitration, mediation and dispute

boards. Aisha currently serves as a member and a principal drafter of FIDIC's Update Task Group updating the FIDIC 1999 Red, Yellow and Silver Conditions of Contract and as the Special FIDIC Procurement Advisor on Multilateral Development Bank matters. She also currently serves as a member of The Standing Committee of the ICC International Centre for Expertise and ICC Task force for review of ICC ADR Rules, the ICC Rules for Expertise and the ICC Dispute Board Rules. She is an officer of the International Construction Projects Committee of International Bar Association. She is a regularly invited speaker at FIDIC International Users' Conferences.

Aisha's broad educational background includes a BS Electrical Engineering from University of Nebraska, an MBA from University of Texas-Austin and an LL.M. in International Commercial Dispute Resolution from Queen Mary, University of London.

Daduna Kokhreizze is a Partner at law firm Nodia, Urumashvili & Partners. She joined the firm in 2005 and leads real estate practice, specializing in construction law and dispute resolution. She deals with construction disputes and construction contracts, including FIDIC forms. Daduna has successfully represented clients in relation to construction disputes both in litigation and arbitration. She graduated from the Faculty of Law of Tbilisi State University and holds an MSc. in Construction Law and Dispute Resolution from King's College London. Prior to that, she studied as an exchange student at Rochester Community and Technical College, USA and read non-degree law courses at Groningen University (The Netherlands) and Cambridge University (UK). Daduna is a Fellow of the Chartered Institute of Arbitrators, a member of the Georgian Bar Association, Georgian Arbitrators Association (GAA) and an overseas member of the Construction Law Society of the UK.



is recognised as one of the principal law practices dealing with international arbitration and the FIDIC forms of contract. The company works all over the world advising on procurement, drafting and negotiating FIDIC contracts, on dispute avoidance and dispute resolution. Areas of practice include large projects in the energy, infrastructure, transport, building and civil engineering sectors. The practice was founded in 1993 by Edward Corbett. You can find more information at www.corbett.co.uk phone +44 (0)20 8614 6200 email: info@corbett.co.uk

FIDIC Contracts Workshop Programme

Day one

0830 Registration & coffee

0900 Start of seminar

1 Overview of the FIDIC Contracts

- Conditions of Contract for Construction / MDB Harmonised
- Conditions of Contract for Plant and Design-Build
- Conditions of Contract for EPC Turnkey Projects
- The Short Form of Contract and The Dredging Contract

2 Which form to use?

- Allocation of functions, particularly design
- Allocation of risks
- Methods of payment
- Measurement

Refreshments

3 Workshop 1

- Choosing the right procurement method

4 The roles of the Employer and the Engineer

- Employer's financial arrangements
- Duties and authority of the Employer and the Engineer
- The changed role of the Engineer
- Determinations

Networking lunch

5 The risk of delay

- The contractor's obligation
- Extensions of time for completion
- Acceleration
- Penalties for delay

6 FIDIC in Georgia - Civil law approach to:

- Extension of time and money claims
- Penalties for delay
- Suspension and termination
- Limitation / Prescription

Refreshments

7 Contractor's Claims for Money

- Contractor's claims: clause 20 procedure
- Unforeseeable physical conditions
- Prolongation and disruption

8 Workshop 2

- The FIDIC 2010 Pink Book

1730 End of Day One

1800



Drinks sponsored by:

CORBETT & CO

International Construction Lawyers Ltd

www.corbett.co.uk

Powerdoc

Powerdoc FIDIC contracts for your PC. Red, Yellow and Silver 1999 Books. Also the Green Book and the Red Book 4th Edition including FIDIC 4th - A Practical Legal Guide by Edward Corbett. See www.powerdoc.co.uk

Day two

0900 Start of Day Two

1 Ending the project

- Taking over and commissioning
- Defect notification period
- Suspension and termination

2 Procedure for payment, Variations

- Payment and non payment
- Value engineering
- Variation procedure
- Evaluation

Refreshments

3 Design-Build Contracting

- Design responsibility
- Fitness for purpose
- The Employer's requirements

4 Workshop 3

- The FIDIC 1999 Yellow Book

Networking lunch

5 Employer's Claims

- Delay damages
- Shortfalls in performance
- Defects period
- Performance bond

6 Disputes and their resolution (1):

- The Disputes Adjudication Board "DAB"
- The Terms of Appointment: A Tri-Partite Contract
- The Procedural Rules

Refreshments

7 Disputes and their resolution (2)

- Amicable settlement
- Arbitration under the ICC Rules
- Key points to successful arbitration

8 Workshop 4

- Employer and Contractor Claims

1730 End of Day Two

Construction Law International comes out 4 times a year and is full of updates and articles that anyone involved in international construction should know about. Edited by Edward Corbett and others.

Nael Bunni is on the editorial board.
www.constructionlawinternational.com



