

FIDIC Contracts Training Courses:

“The Practical Application of the 2017 FIDIC Conditions of Contract for Construction & Design-Build” (Module 1)

01st & 02nd August 2022

“The Contract Management and Administration of FIDIC Contracts (2017 Editions)” (Module 4)

03rd & 04th August 2022

“Management of service agreements under FIDIC contracts” (Module 0)

05th & 06th August 2022

Venue:



BAGATELLE
MALL OF MAURITIUS

The course will be run under the aegis of the CIDB Training Centre and MQA approval is in process.

For further information

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“The Practical Application of the 2017 FIDIC Conditions of Contract for Construction & Design-Build” - Module 1

01st & 02nd August 2022

01 Day 1: 8.30 – 17.00

08.30	Registration of Participants
09.00	Session 1: Introduction & Principles <ul style="list-style-type: none">• Background / History• Examination of Contracts• Basic Principles• Risk Allocation• Selection of Appropriate Contracts
10.30	Coffee Break
11.00	Session 2: Clauses 1 & 2 <ul style="list-style-type: none">• General provisions• Responsibilities of the Employer• Employer’s Financial Arrangements• Site Data• Employer-Supplied Materials & Equipment
13.00	Lunch Break
14.00	Session 3: Clauses 3 & 4 <ul style="list-style-type: none">• Responsibilities of the Engineer• Authorities & Delegation by Engineer• Engineers Determinations• Responsibilities of the Contractor
15.30	Tea Break
15.50	Session 4: Clauses 5, 6 & 7 <ul style="list-style-type: none">• Subcontracting• Labour Requirements• Workmanship
17.00	End of Day 1

02 Day 2: 9.00 – 17.00

09.00	Session 5: Clauses 8, 9, 10, 11 <ul style="list-style-type: none">• Commencement Procedure• Programme• Extension of time• Suspension• Taking over Certificate• Defects Liability & Performance Certificate
10.45	Coffee Break
11.15	Session 6: Clauses 12, 13, & 14 <ul style="list-style-type: none">• Measurement• Evaluation• Variations• Payment
13.00	Lunch Break
14.00	Session 7: Clauses 15,16,17,18 &19 <ul style="list-style-type: none">• Termination by Employer• Suspension / Termination by Contractor• Exceptional Events• Insurance
15.30	Tea Break
15.50	Session 8: Clauses 20 & 21 <ul style="list-style-type: none">• Employer’s & Contractor’s Claims• Disputes Avoidance & Adjudication Board• Amicable Settlement• Arbitration
17.00	End of Day 2

“The Contract Management and Administration of FIDIC Contracts (2017 Editions)” - Module 4

03rd & 04th August 2022

01 Day 1: 8.30 – 17.00

08.30	Registration of Participants
09.00	Session 1: Contract Documents & Award <ul style="list-style-type: none">• Contract Award Procedures• Contract Documents• Role and Authority of Engineer• Performance Security
10.30	Coffee Break
11.00	Session 2: Contract Start Up <ul style="list-style-type: none">• Pre-Commencement• Appointments• Programme• Insurances• Drawings• Start Up Meeting
13.00	Lunch Break
14.00	Session 3: Post Commencement Date Administration <ul style="list-style-type: none">• Access & possession of Site• Site security• Contractor s Mobilisation• Nominated Sub Contractor• Records• Progress Reports
15.30	Tea Break
15.50	Session 3 (Cont): Post Commencement Date Administration <ul style="list-style-type: none">• Local Laws• Design & ER Scrutiny• Contractor’s Documents• Plant, Materials & Workmanship
17.00	End of Day 1

02 Day 2: 9.00 – 17.00

09.00	Session 4: Financial Controls and Disciplines <ul style="list-style-type: none">• Measurement• Variation Orders• Value Engineering• Interim Payment Certificate• Final Payment Certificate
10.45	Coffee Break
11.15	Session: 5: Suspension Termination and Claims <ul style="list-style-type: none">• Suspension by Engineer / Contractor• Termination by Employer / Contractor• Contractor’s Claims• Engineer’s Responses• Employer’s Claims• Determinations
13.00	Lunch Break
14.00	Session 6: Taking Over the Works and Defects Notification Period and Contract Completion <ul style="list-style-type: none">• Taking Over Certificate• Defects in DNP• Performance Certificate• Contract Completion issues
15.30	Tea Break
15.50	Session 7: Disputes, Amicable Settlement & Arbitration <ul style="list-style-type: none">• Establishment of DAAB• Procedures of DAAB• Amicable Settlement procedures• Arbitration procedures
17.00	End of Day 2

“Management of service agreements under FIDIC contracts” - Module 0

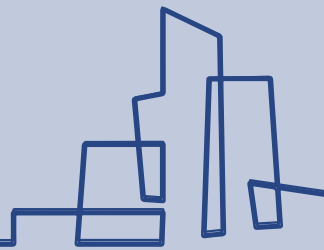
05th& 06th August 2022

01 Day 1: 8.30 – 17.00

02 Day 2: 9.00 – 17.00

08.30	Registration of Participants	09.00	Session 4: Joint Venture and Sub-Consultancy Agreements
09.00	Session 1: Introduction to FIDIC Professional Services Agreements		<ul style="list-style-type: none"> • Introduction • Preparation of joint venture and sub-consultancy agreements
	<ul style="list-style-type: none"> • Professional services • Definition of Scope of services • Overview of FIDIC Contracts and Agreements • Types of agreements • FIDIC philosophy 	10.45	Coffee Break
10.30	Coffee Break	11.15	Session 5: FIDIC Sub-Consultancy Agreement
11.00	Session 2: FIDIC Client/Consultant Model Services Agreement (The White Book)		<ul style="list-style-type: none"> • Purposes and Applicability • Principles • Features • General Conditions • Particular Conditions
	<ul style="list-style-type: none"> • Purposes and Applicability • Principles • Features • General Conditions 	13.00	Lunch Break
13.00	Lunch Break	14.00	Session 6: Management of a Sub-Consultancy Agreement
14.00	Session 3: Management of a Client/Consultant Model Services Agreement		<ul style="list-style-type: none"> • Taking Over Certificate • Interview and selection of sub-consultant staff; selection procedures • Coordinate sub-consultant staff mobilization to meet project schedule requirement • Establishing a steering committee • Establishing and following procedures for reporting routines and formats • Agreement on QA procedures • Performance monitoring • Early warning • Sub-consultant’s staff time expenditures • Agreement on invoicing and approval procedures • Payments of sub-consultant’s invoices • Addenda to sub-consultancy agreements
	<ul style="list-style-type: none"> • Review and clarification of agreement documents • Establish milestones and reporting requirements • Rules for staff mobilisation • Rules for time charges and reimbursable expenditures • Format and procedures for formal communications 	15.30	Tea Break
15.30	Tea Break	15.50	Session 7: FIDIC Joint Venture Agreement
15.50	Session 3 (Cont’d): Management of a Client/Consultant Model Services Agreement		<ul style="list-style-type: none"> • Purposes and Applicability • Principles • Features • General Conditions
	<ul style="list-style-type: none"> • Inception Report • Establishing and operating a management system • Establishing invoicing 	17.00	End of Day 2
17.00	End of Day 1		
	“Throughout the seminar there will be opportunities for questions and where appropriate, case studies will be introduced”	17.00	

“THE PRACTICAL APPLICATION OF THE 2017 FIDIC CONDITIONS OF CONTRACT FOR CONSTRUCTION & DESIGN-BUILD” (MODULE 1)



“THE CONTRACT MANAGEMENT AND ADMINISTRATION OF FIDIC CONTRACTS (2017 EDITIONS)” (MODULE 4)

“MANAGEMENT OF SERVICE AGREEMENTS UNDER FIDIC CONTRACTS” (MODULE 0)

OVERVIEW:

The 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, Inter -American Development Bank and Caribbean Development Bank have adopted the FIDIC Conditions of Contract for Construction with modifications known as Harmonised Construction Contract.

With the rapid development of infrastructure and construction industry there are challenges in the area of contract design and contract management. The FIDIC training programme aims to address these challenges by providing a practical guide to understanding and use of the latest FIDIC Conditions of Contract (2nd Edition 2017) which incorporate substantially more clarity and certainty compared to the 1st Edition 1999, and that meet the employers and employee’s requirement for a professional development. Also, FIDIC professional services agreements are introduced within the training programme to provide the delegates with practical knowledge understanding of this important aspect of the industry.

Module 1: It gives the delegates a sound understanding on the practical use of the FIDIC 2nd Edition 2017 Contracts with special emphasis on the Construction (Red Book). The procedures and application of the Contract clauses are explored and made realistic through practical examples and case studies. Delegates will be much more confident in using these complex Contracts after completing the course.

Module 4: This module is designed to give the delegates a sound grounding in the practical procedures and management disciplines required in undertaking FIDIC Contracts whether representatives of the Employer, Engineer or Contractor. It provides guidance and checking systems through all periods of the Contract from Award to Completion with all engineering work exercises for all the delegates.

Module 0: This 2-day program focuses on the implementation and management of FIDIC professional services agreements. This module was created in order to meet the demand to standardize the knowledge of consulting engineering business practices across national boundaries. It also enables the recognition of those individuals who understand and use these standard practices.

The module highlights how agreements for professional services should be handled, using FIDIC’s standard agreements as a basis. In order to gain a better understanding of the application of the theoretical framework, our trainers include case studies in this

module, which detail subjects such as sub-consultancy agreements, joint venture agreements and consultancy services agreements.

SEMINAR TUTOR:

Robert A. Werth holds a Diploma in International Commercial Arbitration issued from the Chartered Institute of Arbitrators and is Fellow of the Institute. He is also a diploma in Civil Engineering and Construction and is appointed on the FIDIC President’s List of Approved Dispute Adjudicators and has worked and practiced with the International Construction and Legal Industry for about three decades. In the first part of his professional career he was Principal Engineer and in company management responsibility for large and extra-large infrastructure projects before he became a full-time Dispute Resolution Practitioner. Since then he, serves as Arbitrator, Adjudicator or Dispute Board Member on International Contracts, frequently as Expert. He was involved when working with or on behalf of owners, operators, contractors, lawyers and consulting organizations, on numerous projects throughout more than twenty countries. Robert A. Werth has particular experience in complicated contract relations and in disentangling global claims to establish the relationship of particular cause and effect.

COURSE MATERIALS:

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

- FIDIC Construction Contract 2nd Edition (2017 Red Book) [Modules 1 & 4]
- Plant and Design-Build Contract 2nd Edition (2017 Yellow Book) [Modules 4 only]
- Client/Consultant Model Services Agreement 5th Edition (2017 White Book) [Modules 0 only]
- Modules presentations folder [All Modules]

WHO SHOULD ATTEND?

The training course provides the necessary knowledge for professionals from Government Ministries and Agencies, Private Sector Employers, Consulting Engineers, Contractors, Quantity Surveyors, Architects, Legal Advisers and all involved with the implementation and management of large Works Contracts. It is particularly important to those involved in preparing or managing infrastructure projects financed under MDBs’ Funds, the EU Cohesion and Structural Funds, as all their Works Contracts use the FIDIC Conditions of Contract.

REGISTRATION FEE PER DELEGATE / PER MODULE: MUR 30,000

Fee includes coffee, lunch and refreshments, certificate of attendance and course materials.