



In Partnership
with



FIDIC CONTRACTS 2017 - A PRACTICAL APPROACH

15-16
July 2019

**Cresta Lodge
Corner Samora Machel &
Robert Mugabe Rd, HARARE**

An outstanding
INTERACTIVE
two-day
WORKSHOP
on FIDIC Contracts



WHO ARE WE

Vavaki Consultants (Pvt) Ltd. is a contracts advisory and project management practice established to help you **choose, negotiate and administer** construction contracts. “

WHO SHOULD ATTEND

The course will benefit all built environment practitioners (engineers, quantity surveyors, lawyers, project managers, etc.) Funding agents, such as Development Banks will also benefit enormously from the workshop.

COURSE OVERVIEW

It has been 18 years since the last release of the FIDIC Rainbow Suite. After many years of interaction with industry, the consulting profession and affected stakeholders, FIDIC formally announced the release of the new 2017 versions of the Red, Yellow and Silver Book contracts. Significant changes have been made to the 2017 additions adding to the already complex construction contract documents.

The contract document has essentially doubled in size, highlighting comprehensive and detailed rules under construction contracts, as well as make them more user friendly

Based on this much has changed within the new contract, specifically within the role of the Engineer, quality management, advanced warning and specifically the claims procedure.

It examines the roles of both the Employer and the Engineer and highlights the essential differences between the various contract documents. The responsibility for design is dealt with and a substantial amount of time is devoted to the issue of extensions of time, variations and certification.

Dispute resolution under the FIDIC Contracts is highlighted and the issues of notices, claims and time bars are discussed in detail.

This practical course is supplemented by true life case studies and group discussions ensure that delegates come away with a good understanding of the FIDIC philosophy and changes to the FIDIC Suite of Contracts.

INTERACTIVE WORKSHOP facilitated by **Kevin Spence**

Pr Eng, BSc Eng (Civil)(Wits), MSAICE, FAARb, FIQ
Reg. Professional Engineer, Mediator,
Adjudicator & Arbitrator
Accredited FIDIC Trainer

INDUNA
TRAINING SERVICES

Kevin is a registered Professional Engineer, Mediator, Adjudicator and Arbitrator with over 40 years' experience in the Construction Industry. His experience spans across Freeway Construction, Airport Runway Rehabilitation, Dams and Water Retaining Structures, Pipelines, Civil and Building Construction, Concrete Structures, Asphalt and Concrete Road Surfacing and most recently Claims Preparation and Defence.

Throughout Kevin's professional career he has managed various business units of one of the largest construction companies in South Africa, owned a Road Surfacing Company which was later sold to a listed company before moving into dispute resolution and claims consulting.

Kevin completed the Fellowship of Arbitrators Qualification and currently specialises in large scale Construction Claims and Dispute Resolution. Over the last 10 years Kevin has been involved as Mediator, Adjudicator, Arbitrator and expert witness on numerous matters. He is presently appointed on Dispute Boards (DB's) in South, Central and West Africa. Kevin is an admitted member of the FIDIC President's List of Adjudicators.

He is considered an expert on the FIDIC suite of contract documentation. He is the only FIDIC Accredited Trainer in South Africa.

REVIEWS

Kevin shows passion for his work especially on DABs, would be great to have Mr Spence as a mentor. ~ MD Contracts Consultant
Kevin was a true professional, an expert in the industry. ~ Raubex
Kevin Spence has been such an excellent facilitator and gives constructive trainings. ~ World Food Programme

REGISTER (limited seats)

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www.vavakiconsultants.com



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COURSE OUTLINE

DAY ONE

Session 1

Introduction and Overview

- Advantages of FIDIC Contracts
- Rules
- Reasonableness
- The FIDIC Golden Principles
- Overview of the changes: Sources and philosophies to the updates
- Major comparisons between the 1999 and 2017 Editions

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

- Subcontracting
- Design (Yellow Book)
- Evidence of Payments

Session 5

Management of Projects

- Staff and Labour
- Plant, Materials and Workmanship
- Commencement, Delay and
- Suspension
- Tests, defects and Taking-Over

DAY TWO

Session 6

Financial Procedures

- Measurement and Evaluation
- Variations and Adjustments
- Contract Price and Payment

Session 7

Suspension and Termination

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

Session 8

Care of the Works

- Indemnities
- Exceptional events
- Insurance

Session 9

Claims, Disputes and Arbitration

- Contractors Claims
- Employers Claims
- Agreement or deviation
- Disputes
- Establishment of a DAAB
- Procedures of a DAAB
- Amicable Settlement Procedures
- Arbitration Procedures

COURSE INCLUDES

- * A copy of the **FIDIC RED BOOK** or **YELLOW BOOK**
- * Pre course questionnaire
- * Post workshop FIDIC Accredited Assessments and case studies for the year as well as access to Accredited FIDIC Trainer and dispute resolution expert
- * **CERTIFICATE ON COMPLETION OF THE COURSE**

CPD
CREDITS



COURSE COST

US\$750 INCL. RED OR YELLOW BOOK

Register before 1 JUNE 2019 and receive Early Bird Discount of US\$50

REGISTRATION FORM



COURSE	FIDIC CONTRACTS - A Practical Approach
DATE	MONDAY 15th – TUESDAY 16th July 2019
VENUE	Cresta Lodge, Corner Samora Machel / Robert Mugabe Rd, HARARE

❖ PERSONAL DETAILS

Title _____
 Surname _____
 Name _____
 Cellular _____
 E-mail _____

❖ COMPANY DETAILS

Company Name _____
 VAT Number _____
 Postal Address _____
 Physical Address _____

❖ INVOICED ISSUED TO

Company Name _____
 Participant _____

❖ SPECIFIC REQUIREMENT

Dietary _____
 Disability Assistance _____
 Additional Notice _____

DECLARATION

I, _____ (Name/Surname)
 have read and accept the TERMS & CONDITIONS as stipulated in this
 REGISTRATION form.

SIGNATURE

DATE

TERMS & CONDITIONS

❖ REGISTRATION

- Please complete and send this form to:
michelle@vavakiconsultants.com or
gorden@vavakiconsultants.com

Closing date for the REGISTRATION and
 PAYMENT is 1 week before the course
 begins ie 8th July 2019 closing date
 due to the demand and for planning purpose

❖ COURSE COST

Registration FEE per participant

US\$ 750

- Include copy of **RED or YELLOW BOOK**

US\$ 700 (Early Bird registration)

- Include copy of **RED or YELLOW BOOK**

❖ PAYMENT DETAILS

- EFT**
- Account Name:** Vavaki Consultants
Address: 5 Rhino Close, Borrowdale West, Harare
Bank: CBZ Borrowdale
Account Number: 2924849650021

❖ CANCELLATION & TRANSFERS

- Cancellations by delegates must be in writing and received 1 week before the course begins.
- It is regretted that no refunds will be made or invoices cancelled after the 1-week period.
- Substitutions may be made at any time
- 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 endeavour to give delegates 2 weeks' notice and payments received will be refunded in full.
- VAVAKI CONSULTANTS & INDUNA CONSULTING cannot be held liable for any pre-booked travel or accommodation costs.