



Fédération Internationale
des Ingénieurs – Conseils



Contract and Claims Management GmbH,
Austria



ECV Consultancy Ltd
UK

present

International FIDIC Contracts Training Course

at the

HOTEL ASTORIA VIENNA (AUSTRIA)

19th & 20th October 2020

Two-day course on

“The Management of Contract Claims and the Resolution of Disputes”

under the 1999 FIDIC Contracts (Red & Yellow Book)

Presented by:

Marcus Theil

For further information contact CCM

E - Mail: office@ccm-austria.com

Tel + 43-1-904 20 49

ESSENTIAL KNOWLEDGE FOR USERS OF THE FIDIC 1999 CONTRACTS

Visit Websites:

www.fidic.org/seminars

www.ccm-austria.com

www.ecvglobal.com

“The Management of Contract Claims and the Resolution of Disputes”

under the 1999 FIDIC Contracts (Red & Yellow Books)

OVERVIEW

With all FIDIC contracts there will be claims. This training course is designed to provide practical assistance to those working with the FIDIC Contract Conditions (1999 Editions) in the management of claims and achieving resolution to claims both in terms of Time & Costs

It is applicable to all the Parties involved within a 1999 FIDIC Contract – the Employer, the Contractor, the Engineer, and the DAB Members. By having a professional understanding of the responsibilities and rights of the Parties under a FIDIC Contract and the procedures to manage claims, the resolution of claims will be achieved more successfully.

Should claims become disputes then the course explains the establishment of the Dispute Adjudication Board, DAB, both as a “Full Term” or “Ad Hoc” DAB. The DAB Agreement with the Parties is assessed & the DAB Procedural Rules explained with the use of Work Exercises & Case Studies. Funding Agencies like the World Bank require a Dispute Adjudication Board on the same basis as the FIDIC Contract as detailed in the “MDB’s Harmonised Construction Contract”. Notes on which are included in the course.

Reference will be made to the changes in the FIDIC 2017 Contracts & in particular the renaming of the DAB to DAAB, Dispute Avoidance/Adjudication Board

SEMINAR TUTOR:

Marcus Theil, Dipl.-Ing. C.Eng.
Managing Director, CCM

The tutor is provided by ECV Consultancy Ltd (ECV) and CCM Austria, in association with FIDIC. ECV specialises in training and management consultancy to the international construction and infrastructure industries. The ECV tutors have provided training courses in 85 countries involving over 30,000 professionals’ worldwide since 2000. CCM Austria specialises in contract and claims management to the international construction industry from commencement & throughout a Contracts life.

Marcus Theil is a very experienced Austrian engineer, who has extensive involvement with FIDIC claims, disputes, adjudication, and arbitration procedures throughout the world.

COURSE MATERIALS

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

- FIDIC Conditions of Contract for Construction (Red Book) 1999 edition
- FIDIC Conditions of Contract for Plant & Design-Build (Yellow Book) 1999 edition
- Schedule of overheads used during the seminar – to be used as “Work Book”
- Work Exercises for use within the course

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 International Projects.

**ALL COURSES AND TUTORS ARE ACCREDITED BY FIDIC
AND FIDIC / ECV CERTIFICATES ARE PROVIDED TO THE DELEGATES**

Programme

Day 1: 09.00 – 17.00

- 08:30 **Registration of Participants**
- 09:00 **Session 1:**
Project Risks & Causes of Claims
- Project Risk Management
 - Selection of Contract
 - FIDIC Risk allocation
 - Causes of Claims
 - Legal Issues
- 10:45 **Coffee Break**
- 11:15 **Session 2:**
Claims and Contractual Procedures
- Clause 2.5 Employer's Claims
 - Clause 20.1 Contractor's Claims
 - Clause 3.5 Engineer's Determination
- 13.00 **Lunch Break**
- 14:00 **Session 3:**
Time related Entitlements
- Employer's Entitlement
 - Programme
 - Extension of Time
 - Justification of Time Claims
- 15.30 **Coffee Break**
- 15:50 **Session 4:**
Additional Payment Claims
- Employer's Claims
 - Contractor's Claims
 - Substantiation
 - Evaluation by Engineer
 - Prolongation and disruption Claims
- 17:00 **End of Day 1**

Day 2: 09.00 – 17.00

- 09:00 **Session 5:**
Establishment of Dispute Adjudication Boards (DAB)
- Types of DAB
 - Terms of Agreement
 - Payment Conditions
- 10:45 **Coffee Break**
- 11:15 **Session: 6:**
DAB Procedural Rules (PR)
- Procedural Rules
 - DAB Decision Process
 - Position Papers / Hearing
- 13:00 **Lunch Break**
- 14:00 **Session 7:**
DAB Decision
- Format of Decision
 - Dissatisfaction with Decision
 - DAB Work exercises
- 15:30 **Tea Break**
- 15:50 **Session 8:**
Engineer as DAB, Amicable Settlement & Arbitration
- Engineer as DAB
 - Amicable Settlement
 - Arbitration
- Aide Mémoire on MDB's amendments to FIDIC procedures
- 16:30 **End of Day 2**

Throughout the seminar there will be opportunities for questions, and work exercises will be used in each session.

Attendance Fees

Delegate Fee EUR 980 - (+ 20% VAT)
(including lunch on both days, refreshments and all course materials)
For 2 or more delegates from the same organisation Delegate Fee EUR 880,- (+20% VAT)
(Please check with local Customs & Excise for information about reclaiming VAT)

Seminar Venue

Hotel Astoria
Kärntner Straße 32-34
A-1010 Vienna, Austria
Telephone: +43-1-515 77 89



Registration Form
Two day course on *“The Management of Contract Claims and the Resolution of Disputes”*
under 1999 FIDIC Contracts (Red & Yellow Book)

In Vienna on
Monday 19th – Tuesday 20th October 2020



Delegate details

First name:

Family name:

Organisation name:

Country:

Organisation address:

.....

Post Code:

Telephone:

Facsimile:

E-Mail:

I confirm payment of EUR 980,- (+ 20% VAT = EUR 1.176,-) For 2 or more delegates from same organisation I confirm payment of EUR 880,- (+ 20% VAT = EUR 1.056,-) per delegate.

Payment by:

Cheque / Bank Transfer payable to:
CCM-Consulting GmbH
BANK AUSTRIA
Jakov-Lind-Straße 13
A-1020 Vienna, Austria
BIC (Swift Code): BKAUATWW
IBAN: AT90 1200 0515 9656 6801

Credit Card
Participants may register online for payment by credit card at www.ecvglobal.com

Please complete this form and send by E-mail to:
elias.theil@ccm-austria.com

CCM Consulting GmbH
Mahlerstraße 5, A-1010 Vienna, Austria

Terms and Conditions

1. Registrations: Participants may register by E-Mail to CCM offices with payments by cheque bank transfer or credit card (see details below)

2. Payment receipts: All registered delegates will receive an acknowledgement of registration, together with confirmation of payment.

3. Cancellations: Cancellations by delegates must be made in writing and received two weeks before the seminar. It is regretted that no refunds will be made or invoices cancelled after this date and the full Registration fee will be payable. Substitutions may be made at any time.

4. Cancellation by organisers: 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 two weeks notice and the fee will be refunded in full. We cannot be held liable for any pre booked travel or accommodation costs.

5. Hotel Accommodation: Participants will be responsible for organising their own hotel accommodation and payment thereof.

A limited number of rooms at special rates is available in the Hotel Astoria for delegates. For reservation please contact the hotel at the address below:

Hotel Astoria
Kärntnerstraße 32-34
A-1010 Vienna, Austria
Tel: +43-1-515 77 88
Fax: +43-1-515 77 582
Mail: reservierung.astoria@austria-trend.at

I have read and accept the Terms and Conditions

Name:

Position:

Date / Signature: