

CONTRACTUAL, COMMERCIAL, PROGRAMME AND DELAY AWARENESS

0900 - 1700

£355 plus VAT
per delegate

7th March 2023
Manor Hotel, Solihull

16th March 2023
12 Bloomsbury Sq (CIArb) London

Educational training seminar on the understanding and administration of the various forms of construction contracts. Referencing standard form contracts, such as the JCT 2016 and the NEC Engineering and Construction Contract, we consider issues commonly encountered during the course of a contract.

CONTENT

Formation of contract

- Letters of intent
- Offer and acceptance
- Executed under hand; Executed by Deed
- Incorporation of changes to the standard terms

Entire agreement provisions

- Price (lump sum or adjustment)
- Contractor Design
- Liability - fitness for purpose or reasonable skill and care?
- Submission and approval procedure
- Conflict between Employer's Requirements & Contractors Proposals

Variations

- Power to order change (additional/

omission of work)

- Omission of work and appointing another contractor to perform
- Assessment of changes

Notification

- Conditions precedent
- Time bars
- Mode

Quantum Claims - Assessing

- Causes
- Loss and/or expense
- Compensation events
- Damages/ Liquidated damages
- Records

Payment

- Payment mechanisms and the requirements of Housing Grants, Construction & Regeneration Act 1996 as amended

- Amount Due, basis of calculation
- Payment Schedules and the problem with their use
- Payment application, notice requirements and consequence of failing to notify

Time & Programme

- Commencement, planned Completion, Completion
- Preparing an Initial Programme - Good Practice
- Programme Updating / Revisions - Good Practice

Delay claims

- What makes a "good claim"
- Delay Assessment (Critical Path Methods - Advantages and Disadvantages)
- Demonstrating Causation
- Trickier issues: Float and "Concurrent causes" of delay

SPEAKERS



Scott Milner BSc (Hons), MSc, PG Dip, Grad Dip, MRICS, MCIArb, Solicitor (not-practising) Chartered Quantity Surveyor, Director



David Waddle DiplCARb, FCIOB, FAPM, AMICE, MCIArb, Chartered Construction Manager, Director



David Fogarty MSc, BA (Hons), FdSc, APMP, MACostE Associate Director