



INTERNATIONAL FEDERATION OF
CONSULTING ENGINEERS

Training Course on **PRACTICAL USE OF THE FIDIC CONDITIONS OF CONTRACTS**

30 - 31 May 2017
Banquet Hall, Hotel Citadel, Bengaluru

1- 2 June 2017
Henry Maudslay Hall, Anna University, Guindy, Chennai



Organised by



Consulting Engineers
Association of India

In Association with

THE Masterbuilder
Nobody Covers Civil Engineering Better



ABOUT ORGANISER - **CEAI**

Consulting Engineers Association of India (CEAI) is an apex body of consulting engineers of about 500 members comprising consulting engineering organisations both private and public sector firms and eminent engineering consultants. It is the only member association representing the Indian engineering consultancy fraternity at the International Federation of Consulting Engineers (FIDIC), Switzerland the global forum of consulting engineers. The mission of CEAI is to promote consulting engineering profession nationally and internationally and upgrade engineering knowledge and skills.

Masterbuilder, our media partner and associate for the programme is managing all Logistics and coordinating with local authorities.

The FIDIC 1999 Conditions of Contract are being used the world over where multi-lateral development banks provide the funding. With a number of large and complex projects going on in the country and also in the offing, coupled with a highly competitive arena in which the consultants, contractors and vendors have to provide their services, it is necessary that each party to the contract is clear about their rights as well as their obligations. For this to be so, it is imperative that project personnel of each party understand the implications of each clause of the contract and take timely action of the due performance and implementation of their obligation under the contract for the proper and effective progress of the project and to avoid any issues which can adversely affect any of the parties or the project.

In a contract some documents serve as general guidelines where as others are specific. This differentiation and the implications must also be understood by the parties concerned.

The training course will serve to explain and illustrate how to use the FIDIC Conditions of Contract, administer and manage it.

OBJECTIVE



FACULTY: **Mr. MALITH S. MENDIS**



Mr. Malith S. Mendis received his Bachelor of Engineering degree in Civil Engineering and Master of Science (Engineering) degree from University of Liverpool, U.K.

Mr. Mendis is FIDIC Accredited Trainer and FIDIC trained Adjudicator. He is a member of Dispute Resolution Board and Country Representative in Dispute Resolution Board Foundation. In addition he is fellow and member of many committees in Sri Lanka, UK and USA. He had many Honorary positions as President and Chairman in various associations and immediate Past President of Association of Consulting Engineers, Sri Lanka.

Mr. Mendis has more than 30 years experience in Design, Project Management and Contract Administration in large and complex projects in many countries.

He has conducted extensive contract workshops and training courses on FIDIC Conditions of Contract in Sri Lanka, Maldives, Timor Leste, Brunei, Fiji, Seychelles, Samoa, Solomon Islands and Nepal.

- ◆ Consulting Engineers ◆ Architects ◆ Quantity Surveyors
- ◆ Contractors / Sub contractors ◆ Central and State Government departments/Ministries involved in projects
- ◆ Owners ◆ Funding agencies ◆ Insurers ◆ Construction professionals ◆ Lawyers' ◆ Executives of PSUs of Infrastructure Sector ◆ Builders / Developers / Suppliers

WHO SHOULD ATTEND



PROGRAMME SCHEDULE

DAY 1

FIDIC Contract Documents: Introduction and Principles

- ◆ Introduction to FIDIC
- ◆ Background to FIDIC Contracts
- ◆ Harmonisation based on the Type of Project
- ◆ Features of the 1999 Editions
- ◆ Structure of the Documents
- ◆ Forms
- ◆ Main Differences between the 1999 Construction Contract and the 1987 Red Book
- ◆ The FIDIC Conditions of Contract for Construction Multilateral Development Bank Harmonised Edition June 2010
- ◆ User Friendliness
- ◆ Preparation of Conditions of Contract
- ◆ The Legal Character of FIDIC Conditions of Contract
- ◆ Relationship between FIDIC Conditions of Contract and Legal Systems
- ◆ Risk Analysis
- ◆ Which form to use?
- ◆ Overview of the 1999 Contracts

* Construction Contract

* Main Differences between the Construction Contracts

Responsibilities of the Main Parties

- Clause 1 - General Provisions and General Issues
- Clause 2 - The Employer
- Clause 3 - The Engineer
- Clause 4 - The Contractor
- Clause 5 - Construction Contract: Nominated Subcontractors
- Clause 5 - Plant and Design-Build Contract: Design

Management of Projects

- Clause 6 - Staff and Labour
- Clause 7 - Plant Material and Workmanship
- Clause 8 - Commencement Delays and Suspension
- Clause 10 - Employer's Taking Over; Defects Liability

DAY 2

Tests on Completion

- Clause 9 - Tests on Completion
- Clause 11 - Plant Contract: Tests after Completion

Financial Clauses and Procedures

- Clause 12 - Construction Contract: Measurement and Evaluation
- Clause 13 - Variations and Adjustments
- Clause 14 - Contract Price and Payment

Suspension and Termination

- Clause 15 - Termination by Employer
- Clause 16 - Suspension and Termination by Contractor

Risk, Liability and Force Majeure

- Clause 17 - Risk and Responsibility,
- Clause 18 - Liability and Insurance
- Clause 19 - Force Majeure

Claims and Disputes and Arbitration

- Clause 20 - Claims, Disputes and Arbitration
- Inherent Project risk
- Contractor's Claims and Employer's Claims; Claims procedures
- Disputes
- Amicable Settlement
- Dispute Adjudication Board
- Arbitration





REGISTRATION FEE

CEAI Member - ₹ 16,000 + Service Tax @15%

Non Member - ₹ 18,000 + Service Tax @ 15%

5% Discount would be extended if there are 5 or more participants from same organization

PAYMENTS

Account Name : **Consulting Engineers Association of India**
Bank Name : HDFC Bank Ltd
Account No : 50100033126466
Branch Code : 0679
Branch Address : 50 Masoodpur, Main Road, Vasant Kunj,
New Delhi 110070
MICR Code : 110240097
SWIFT Code : HDFCH0000679
IFSC/RTGS Code : HDFC0000679



CEAI being the only Indian member association of FIDIC is authorized to issue certificates with the FIDIC name and logo.

For More Information

CONSULTING ENGINEERS ASSOCIATION OF INDIA

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REGISTRATION FORM

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Venue: Banquet Hall, Hotel Citadel, Bengaluru

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Name Designation
Organization Contact Address
Ph Mob E-mail

Date:

Signature of the Applicant

REGISTRATION FEE

Course Fee: **CEAI Member** - ₹ 16,000 + Service Tax @15% | **Non Member** - ₹ 18,000 + Service Tax @ 15%

- It is a Non Residential course. ♦ 5% Discount would be extended if there are 5 or more participants from same organization.
- Certificate will be issued to those who attend both days training programme.
- Cheque / DD should be drawn in favour of "**Consulting Engineers Association of India**" payable at Delhi.

PAYMENT CAN ALSO BE MADE BY BANK TRANSFER

Account Name : **Consulting Engineers Association of India** | Bank Name : HDFC Bank Ltd.
Account No : 50100033126466 | Branch Code : 0679 | Branch Address : 50 Masoodpur, Main Road, Vasant Kunj,
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