



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)**

**4<sup>th</sup> & 5<sup>th</sup> November 2019**

**NEW**

**ECV Module 2 - 2 Course**

***“The Management of Contract Claims and  
Disputes under the 2017 FIDIC Contracts”  
Construction, Plant & Design-Build Contracts”  
(Red & Yellow Books)***

**CONTRACTS NOW ADOPTED BY WORLD BANK**

Presented by:

**David Heslett and Marcus Theil**

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[www.fidic.org/seminars](http://www.fidic.org/seminars)

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# **“The Management of Contract Claims and Disputes” Under the 2017 FIDIC Contracts**

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## **OVERVIEW**

With all FIDIC contracts there will be claims. This training course is designed to provide practical assistance to those working with the New 2017 FIDIC Contract Conditions in the management of claims and achieving resolution to claims and in particular the workings of the Dispute Avoidance Adjudication Board. (DAAB)

The 2017 FIDIC Contracts are substantially different from their 1999 Contracts when dealing with claims. The new Contracts require the Employer to be treated in the same manner as the Contractor. The Engineer is given greater powers in accessing claims where he is required to act in a “Neutral” manner between the Parties

The dispute resolution requirements are also new with a Dispute Board required to be appointed from the commencement of the Contract and encouragement for the Parties to seek “avoidance” of disputes through a DAAB “opinion”

The World Bank has adopted these contracts

## **SEMINAR TUTORS:**

**David Heslett BSc (Hons) C.Eng, FICE**

*Managing Director, ECV*

**Marcus Theil, Dipl.-Ing. C.Eng.**

*Managing Director, CCM*

The tutors are 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 87 countries involving over 30,000 professionals’ worldwide since 2000. CCM Austria is specialized in contract and claims management in the construction business.

## **COURSE MATERIALS**

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

- Training Edition of FIDIC Conditions of Contract for Construction (Red Book) 2017 edition
- Training Edition of FIDIC Conditions of Contract for Plant & Design/Build (Yellow Book) 2017 edition
- Schedule of overheads used during the seminar – to be used as “Work Book”
- Work Exercises for use within the course
- Aide Memoires with flow charts of procedures and schedules

## **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

<u>Day 1: 09.00 – 17.00</u>		<u>Day 2: 09.00 – 17.00</u>	
08:30	<u>Registration of Participants</u>	09:00	<u>Session 5:</u>
09:00	<u>Session 1:</u> <b>Construction Project Risks &amp; Causes of Claims</b> <ul style="list-style-type: none"><li>• Project Risk Management</li><li>• Selection of Contract</li><li>• FIDIC Risk allocation</li><li>• Causes of Claims</li><li>• Legal Issues</li></ul>		<b>Establishment of Dispute Avoidance Adjudication Boards (DAAB)</b> <ul style="list-style-type: none"><li>• Types of DAAB</li><li>• Warranties</li><li>• Establishment Procedures</li><li>• Dispute Avoidance Procedure</li><li>• Opinion standing</li></ul>
10:45	Coffee Break	10:45	Coffee Break
11:15	<u>Session 2:</u> <b>Claims and Contractual Procedures for both Parties</b> <ul style="list-style-type: none"><li>• Clause 20.1 Employer's &amp; Contractor's Claims</li><li>• Clause 20.2 Claim Procedures</li></ul>	11:15	<u>Session: 6:</u> <b>DAAB Agreement with Parties</b> <ul style="list-style-type: none"><li>• General Conditions</li><li>• Warranties</li><li>• Confidentiality</li><li>• Payment</li><li>• Challenges</li></ul>
13:00	Lunch Break	13:00	Lunch Break
14:00	<u>Session 3:</u> <b>Time Related Entitlements &amp; Concurrent Delays</b> <ul style="list-style-type: none"><li>• Employer's Entitlement</li><li>• Programme</li><li>• Extension of Time</li><li>• Justification of Time Claims</li></ul>	14:00	<u>Session 7:</u> <b>DAAB Procedural Rules</b> <ul style="list-style-type: none"><li>• Meetings and Site Visits</li><li>• Communications</li><li>• Powers of DAAB</li><li>• Hearings</li><li>• Termination</li></ul>
15:30	Coffee Break	15:30	Tea Break
15:50	<u>Session 4:</u> <b>Additional Payment Claims &amp; Cost Estimation</b> <ul style="list-style-type: none"><li>• Contractor's Claims</li><li>• Substantiation</li><li>• Evaluation by Engineer</li><li>• Prolongation and disruption Claims</li></ul>	15:50	<u>Session 8:</u> <b>DAAB Decision, Amicable Settlement &amp; Arbitration</b> <ul style="list-style-type: none"><li>• Decision procedures</li><li>• DAAB Decision</li><li>• Dissatisfaction procedures</li><li>• Amicable Settlement</li><li>• Arbitration</li></ul>
17:00	<u>End of Day 1</u>	16:30	<u>End of Day 2</u>

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

### Attendance Fees

Delegate Fee EUR 1200  
(including lunch on both days, refreshments and all course materials)  
For 2 or more delegates from the same organisation Delegate Fee EUR 1050

### 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 Disputes”**  
**UNDER THE NEW 2017 FIDIC CONTRACTS**  
In Vienna on  
**4<sup>th</sup> – 5<sup>th</sup> November 2019**



**Delegate details**

First name: .....

Family name: .....

Organisation name: .....

Country: .....

Organisation address: .....

.....

Post Code: .....

Telephone: .....

Facsimile: .....

E-Mail: .....

**I confirm payment of EUR 1200  
For 2 or more delegates from same organisation I confirm payment of EUR 1050 per delegate.**

**Payment by:**

**Cheque / Bank Transfer** payable to:  
**ECV Consultancy Ltd**  
Nat West Bank  
High Street  
Bedford MK40 1NE  
EURO Account No: 550 / 01 / 650 17919  
Sort Code No 60 02 13  
Swift Code NWBKGB2L  
IBAN: GB83NWBK 6072 1165 0179 19

**Credit Card**  
Participants may register online for payment by credit card at [www.ecvglobal.com](http://www.ecvglobal.com)

**Please complete this form and send by E-mail to:**  
David Heslett, Managing Director  
ECV Consultancy Ltd, Treegrove - Northbrook Ave.  
St Giles Hill - Winchester - SO23 0JW - UK  
**E-mail: [david.heslett@ecvglobal.com](mailto:david.heslett@ecvglobal.com)  
or [dheslett@aol.com](mailto:dheslett@aol.com)**  
Website: [www.ecvglobal.com](http://www.ecvglobal.com)

**Terms and Conditions**

**1. Registrations:** Participants may register online, by E-Mail or Fax to ECV 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 complete the attached form and send directly to:

Hotel Astoria  
Kärntnerstraße 32-34  
A-1010 Vienna, Austria  
Tel: +43-1-515 77 89  
Fax: +43-1-515 77 82  
Mail: [reservierung.astoria@austria-trend.at](mailto:reservierung.astoria@austria-trend.at)

**I have read and accept the Terms and Conditions**

Name: .....

Position: .....

Date / Signature: .....