



In Partnership with

cornerstone  
seminars

An outstanding two-day FIDIC Claims Workshop

# FIDIC Claims

Managing, Defending and Making Claims under FIDIC Contracts

Cornerstone Seminars is a FIDIC Accredited Training Supplier



The expert workshop leader, **Edward Corbett**, will present together with a second FIDIC Claims Expert speaker. They are highly qualified and experienced in the use of the FIDIC Contracts and in managing, defending and making Claims under the FIDIC Conditions. They are authors of publications on the FIDIC Contract Conditions

Sponsored by:  
CORBETT & CO  
International Construction  
Lawyers Ltd  
[www.corbett.co.uk](http://www.corbett.co.uk)

Register: Online at [www.cornerstone-seminars.com](http://www.cornerstone-seminars.com) or email: [register@cornerstone-seminars.com](mailto:register@cornerstone-seminars.com)

Tel: +44 (0) 20 8614 6214 Fax: +44 (0) 20 8614 6222



# About this workshop

**This special two-day event** has been designed to provide a detailed insight into the presentation and analysis of claims under the FIDIC 1999 Contracts. The programme has been designed to be highly practical and includes active participation in 'hands-on' workshops and discussion sessions.



The workshop leaders are highly experienced in the use of the FIDIC Contracts and Claims.

The International Federation of Consulting Engineers (FIDIC) has, over the years, issued a number of standard documents for use on construction projects. The contracts which are currently in most common use around the world are: The Conditions of Contract for Construction (The 1999 Red Book); The Conditions of Contract for Plant and Design-Build (The 1999 Yellow Book); The Conditions of Contract for EPC Turnkey

For more information about Cornerstone Seminars please go to [www.cornerstone-seminars.com](http://www.cornerstone-seminars.com)

## Who should attend?

This event will be of great interest to all those actively involved in international projects, including representatives from Consulting Engineers, Contractors, Funding Agencies, Employers, Insurers, Manufacturing Organisations as well as representatives from the Legal and other Construction Professions.

## Certificates and documentation

Participants will receive an official FIDIC course completion certificate, plus full Cornerstone documentation. Copies of the main FIDIC Red, Yellow & Silver 1999 Contracts Books will be required during the seminar and may be purchased separately.

## Venues and date

Please check our website [www.cornerstone-seminars.com](http://www.cornerstone-seminars.com) for our current schedule. Cornerstone venue details are confirmed to delegates following registration. Workshops are held at outstanding venues.

Participants are issued with an official FIDIC course completion certificate.

FIDIC Cornerstone workshops are organized wherever possible in cooperation with either a national FIDIC Member Association or a local association, to allow members of the association to enjoy certain benefits such as a reduced registration fee. If a reduced fee is available this will be indicated when a participant registers.

**cornerstone** also provide in-house FIDIC seminars which can be tailored to your company's needs. Email: [info@cornerstone-seminars.com](mailto:info@cornerstone-seminars.com)

## About the sponsor

**Corbett & Co**  
International Construction  
Lawyers work exclusively in the  
Construction Law sector.



is recognised as one of the principal law practices dealing with international arbitration and the FIDIC forms of contract. The company works all over the world advising on procurement, drafting and negotiating FIDIC

contracts, on dispute avoidance and dispute resolution. Areas of practice include large projects in the energy, infrastructure, transport, building and civil engineering sectors. The practice was founded in 1993 by Edward Corbett.

You can find more information at [www.corbett.co.uk](http://www.corbett.co.uk) phone +44 (0)20 8614 6200 email: [info@corbett.co.uk](mailto:info@corbett.co.uk)

# FIDIC Claims Workshop Programme

## Day one

0830 Registration & coffee

0900 Start of Seminar

### 1 Introduction to the FIDIC 1999 Contracts

- Risk allocation and philosophy
- Role of Engineer
- Distinctive features

### 2 Notices and Claims Procedure

- Employer's claims – clause 2.5
- Contractor's claims – clause 20.1
- Failure to notify

Refreshments

### 3 Claims for delay

- Extension of time - clauses 8.4, 8.5
- Force majeure delays – clause 19
- Delay damages

### 4 Workshop 1 Claims notices and Extension of Time claim

Networking Lunch

### 5 Critical Path Analysis

- Alternative means of demonstrating or disproving entitlement
- Forensic delay analysis in action

### 6 Delay problem areas

- Concurrency
- Acceleration
- Time at large

Refreshments

### 7 Payment and Claims for additional payment I

- Payment Certification and procedure
- Ground conditions – clause 4.12
- Late possession – clause 2.1
- Breaches of contract

### 8 Workshop 2 Critical path analysis and ground conditions

17.30 End of Day One

18.00



Drinks sponsored by: [www.corbett.co.uk](http://www.corbett.co.uk)  
CORBETT & CO  
International Construction Lawyers Ltd

## Day two

0900 Start of Day Two

### 1 Claims for additional payment II

- Variations and design errors
- Prolongation
- Disruption and global claims

### 2 Quantifying and analysing claims for payment

- "Cost" or "Value"
- Profit
- Disruption
- Global claims

Refreshments

### 3 Employer's financial claims

- Delay damages
- Defects in work and design
- Retention and Bonds

### 4 Workshop 3 Contractor's delay and disruption claim and Employer's defects claim

Networking Lunch

### 5 Termination and suspension

- Employer's default
- Contractor's default
- Force majeure
- Financial consequences

### 6 DAB procedure

- Standing and ad hoc
- Dispute prevention
- Selection
- Procedure

Refreshments

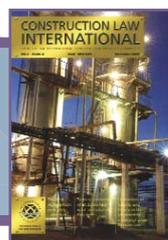
### 7 Arbitrating claims

- ICC Rules
- Selecting arbitrators
- Use of experts

### 8 Workshop 4 DAB hearing on Termination

1730 End Day Two

**Construction Law International** comes out 4 times a year and is full of updates and articles that anyone involved in international construction should know about. Edited by Edward Corbett and others. Nael Bunni is on the editorial board. [www.constructionlawinternational.com](http://www.constructionlawinternational.com).



Why not join the discussion on the **Cornerstone FIDIC LinkedIn Group?**

# About the speakers



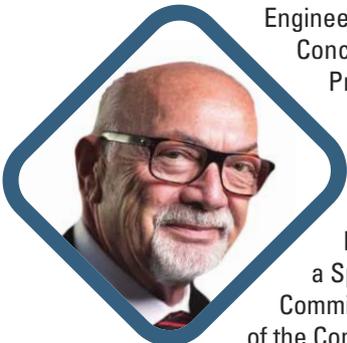
**Edward Corbett is our expert workshop leader.** He presents this FIDIC master-class together with another FIDIC expert speaker such as Prof. Dr. Nael Bunni David Richards or Rob Palles-Clark.

**Edward Corbett** is the managing director of Corbett & Co International Construction Lawyers Ltd, a practice specialising in international construction law. His experience includes ICC arbitration, litigation and dispute adjudication as well as contract drafting and procurement strategy. He has worked for contractors as well as for employers, funders and consultants. He regularly advises some of Europe's major construction players and his usual caseload involves projects in Europe, Africa, South-East Asia, the USA, Indian Sub-continent and the Middle East. He is a Fellow of the Chartered Institute of Arbitrators, an accredited adjudicator and mediator and a Panellist of the American Arbitration Association. He is the author of 'FIDIC 4th – A Practical Legal Guide'. He has lectured extensively on construction law and in particular on FIDIC's standard forms of contract.



He is previous co-chair of the International Construction Projects committee of the International Bar Association and is a member of the Working Group of FIDIC which drafted the Short Form of Contract and the Dredging Contract. Corbett & Co is an affiliate member of FIDIC.

**Prof. Dr. Nael G. Bunni** is a Chartered Engineer, Registered Chartered Arbitrator and Conciliator. He is currently Visiting Professor at Trinity College, Dublin University. He is Past President of the Chartered Institute & Arbitrators Worldwide and of the Association of Consulting Engineers of Ireland. At present, he is a Special Advisor of FIDIC's Contracts Committee; and a member of various groups of the Commission on International Arbitration of the International Chamber of Commerce, Paris and its fora including the Forum on ADR; the Construction Arbitration Working Group and the Governing Board of the International Council for Commercial Arbitration.



In 1999, Dr Bunni was elected a Fellow of the Irish Academy of Engineering and in March 2000 he was elected a member of the International Council for Commercial Arbitration, 'ICCA'. He is past Chairman of FIDIC's Standing Committee on Professional Liability and FIDIC's Task Committee on Construction, Insurance and Law. At present he is a member or chairman of a number of technical committees in Dubai, USA, Ireland, Switzerland, Austria and Beijing.

He has acted as arbitrator, conciliator/mediator or DAB in fifty jurisdictions, having been appointed arbitrator in numerous cases of dispute with values exceeding £450 million, either as sole arbitrator or as a member of a tribunal or as a chairman of an arbitral tribunal.

**Rob Palles-Clark** has 26 years of experience in FIDIC Contracts and Claims, construction cost and contract consultancies and is a sought after expert in managing and defending FIDIC Claims. As a construction delay analyst and quantity surveyor he is involved in the preparation of estimates and bills of quantities and the post-contract financial administration of commercial projects, and has extensive experience in delay and cost claim preparation, analysis, management and resolution. This experience has included working on a wide range of live project job sites.



He has developed a recognised expertise in the use of critical path delay analysis techniques for the analysis of project delay.

Rob is regularly appointed as an independent expert witness on FIDIC Contracts in connection with delay analysis and/or quantum matters and has given evidence in the Technology and Construction Court. Rob has extensive international experience in the analysis and resolution of commercial and contractual problems on major building, civil engineering, mechanical and electrical, highway, rail and petrochemical contracts.

Rob has a BSc. in Quantity Surveying; an MSc. in Construction Law & Arbitration, Kings College London; an MBA in Business Administration from Kingston University; he is a Fellow of the Royal Institution of Chartered Surveyors and the Chartered Institute of Arbitrators; and an Adjudicator on the RICS, TeCSA, & RIBA panels.

Rob is a Director of Blackrock Programme Management, specialising in claims, delay and quantum expert work.

**David Richards** is a highly experienced expert in FIDIC claim and dispute resolution. He has been appointed as Arbitrator on over seventy and Adjudicator on thirty five occasions. He has given expert opinion evidence in delay analysis and complex disruption assessment & valuation. He is member of a Dispute Resolution Board and undertakes expert determinations. He is responsible for the provision of dispute related services to employers, contractors and subcontractors and has been involved in a number of high profile cases featured in the construction press and law reports.



He has a BSc in Quantity Surveying, over 30 years' experience a Chartered Quantity Surveyor and is a Fellow of the Royal Institution of Chartered Surveyors and the Institution of Civil Engineering Surveyors.

He has over 20 years' experience as a Chartered Arbitrator, is a Fellow of the Chartered Institute of Arbitrators, the Association of Arbitrators Southern Africa and chairman of the Southern Branch of the Chartered Institute of Arbitrators, the RICS Contracts Panel, as well as a member of the Council of the Society of Construction Law and its committee for the development of the Protocol on Delay and Disruption.

# Booking form

## FIDIC Workshop: FIDIC Claims

Location:

Date:

### Delegate details (Please use BLOCK CAPITALS) - DETAILS TO APPEAR ON NAME BADGE

**1st delegate:** Mr/Mrs/Miss/Ms/Dr

(First & Surname)

Job Title

Company

Country

Delegate E-mail

**2nd delegate:** Mr/Mrs/Miss/Ms/Dr

(First & Surname)

Job Title

Company

Country

Delegate E-mail

**3rd delegate:** Mr/Mrs/Miss/Ms/Dr

(First & Surname)

Job Title

Company

Country

Delegate E-mail

### Contact details (Please use BLOCK CAPITALS)

Please note: Joining instructions and invoice will be sent to this contact unless otherwise specified.

Mr/Mrs/Miss/Ms/Dr

(First & Surname)

Job Title

Company

Address

City

Postcode

Country

Telephone (including country code)

Contact E-mail

For **European Organisations & European Events**, please indicate your European Company Tax

Reference Number for VAT purposes: \_\_\_\_\_

**Seminar Cost for 1st delegate:** £995 GBP plus VAT

**Seminar Cost for 2nd & subsequent delegates:** £895 GBP each plus VAT

In addition, each delegate will need to order 1 copy of each of the 3 Main FIDIC 1999 Contracts books to follow the seminar. If you order them now, you will receive them at the seminar.

Yes I wish to order 1 copy per delegate of each of the Main FIDIC 1999 Contracts books needed for this seminar. (Insert Quantity Required in the Check Box)

FIDIC Red Book at £30     FIDIC Yellow Book at £30     FIDIC Silver Book at £30.

TOTAL = £

### Payment Method

Cornerstone to invoice my organisation Purchase Order No.: \_\_\_\_\_

Credit card: Amex/Visa/Mastercard     Bank transfer

Credit Card number

Expiry: Month:   Year: 20   CVC No. (Last 3 digits on back of card):

Account name

Cardholder's signature

Account address (if different from above)

## How to register

Please register using one of the following methods:

- 1 Online:** Visit our website [www.cornerstone-seminars.com](http://www.cornerstone-seminars.com) and follow instructions to register online, it's easy
- 2 By Email:** Please email full registration information or booking form to: [register@cornerstone-seminars.com](mailto:register@cornerstone-seminars.com)
- 3 By Fax:** Please complete this Booking Form and fax it to + 44 20 8614 6222
- 4 By Phone:** Just phone Registrations on + 44(0) 20 8614 6214

## Workshop fee

£995 GBP per delegate (+European VAT where applicable). For multiple delegates, the fee for the 2nd and subsequent delegates is £895 GBP per delegate (+VAT where applicable).

The full fee is payable in advance and includes the cost of all lunches, refreshments, tuition, course certificate and Cornerstone documentation, but excludes copies of the FIDIC Contracts Books to be discussed during the workshop. FIDIC Contracts Books may be purchased separately from Cornerstone Seminars at £30 each. The language of the workshop is English.

## Payment methods

Payment of the fee is due in advance as follows:

- 1 By Credit Card** (in GB Pounds)
- 2 By bank transfer** (in GB Pounds) to:  
NatWest Bank  
6 High Street, Teddington, TW11 8EP, UK  
Sort code 60-21-17                      A/C no: 52549682  
BIC/SWIFT: NWBK GB 2L  
IBAN: GB36 NWBK 6021 1752549682

## Invoice/payment details

Payment is required in advance of the event and must be made in Pounds Sterling (GBP). Cornerstone Seminars reserves the right to refuse admission or withhold materials if payment is not received. Cornerstone reserves the right to adjust invoices to reflect changes in VAT. Invoices and/or receipts will be issued to all delegates. Cornerstone Seminars VAT number is GB 609 1754 36.

## Cancellations, refunds & transfers

Refunds (less 10% charge to cover administration costs) will be made for cancellations received in writing no later than 14 days before the event. After this date it is regretted that refunds of fees will not be made. Substitutions and Transfers can be made at any time.

It may be necessary for reasons beyond the control of Cornerstone Seminars to change the contents or timing of the programme, the speakers, the date or the venue. In the unlikely event of the programme being cancelled by Cornerstone, we will automatically make a full refund.

## Travel & hotel accommodation

Participants are responsible for arranging their own travel, visas and overnight hotel accommodation and these are not included in the fee. Venue details will be sent following confirmation of registration.

## Workshop organisers

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[www.cornerstone-seminars.com](http://www.cornerstone-seminars.com)