

IBC Legal is proud to announce its 12th annual residential

Construction Law Summer School 2012

Downing College, Cambridge, UK - Tuesday 11th to Thursday 13th September 2012

Day one: Tuesday, 11th September 2012

Contract forms, contract administration, and time & delay

09:00 Registration and coffee

09:30 **Chairperson's opening remarks**
Adrian Hughes QC, 39 Essex Street, UK

09:40 **FIDIC**

- The FIDIC suite of contracts
- Key characteristics
- The role of the engineer
- Red, yellow and silver book risk allocation models
- Substantive law / procedural law / local law

Nicholas Gould, Partner, Fenwick Elliot LLP, and Chairman, **ICC's International Expertise Sub-Committee, UK**

10:50 Morning refreshment break

11:15 **Key FIDIC issues**

- Design obligations of the contractor
- Claims procedures
- Suspension of works
- Variations and adjustments
- Completion and taking over

12:25 **Discussion with morning speakers**

- Risk allocation issues
- Silver book: Is it fully enforceable and equally effective in all jurisdictions?

13:00 Lunch

14:00 **NEC3 – an international perspective: The Olympic experience**

- The Olympics 2012: What has happened?
- The role of the project manager
- Treatment of time and delay
- Management of risk
- Exclusions of common law right
- Dispute resolution procedures
- Does it achieve its aims?

15:00 **Termination**

- Why does it so often go wrong for the

terminator?

- What to do with a non performing counterparty?

Mark Roe, Partner, Group Head, Projects & International Construction, Pinsent Masons LLP, UK

16:00 Afternoon refreshment break

16:25 **Relationship among partners/JV partnerships for EPC contracts**

- Risk assessment
- Avoiding pitfalls
- Practical challenges

16:55 **Interactive session on time & delay**

- What is a construction programme?
- Achieving certainty as to timing in a contract
- Understanding delay and disruption
- Principles of practicality and causation
- Delay analysis in the context of disputes
- Concurrent delay issues

Dr David Aldridge, Director, ACUTUS, UK

18:10 **Closing remarks**

18:15 **Close of day one**

19:00 College bar opens

19:30 BBQ

20:30 Quiz night

Day two: Wednesday, 12th September 2012

Claims & disputes

08:00 Breakfast in the dining hall

09:30 **Chairperson's opening remarks**

Ellis Baker, Partner, Head of Construction and Engineering, White & Case LLP, UK

09:40 **Contractual provisions for dispute resolution**

- Range of possibilities and options
- The front-end lawyer's perspective
- Choosing the appropriate contractual mechanisms
- Using institutions for arbitration – or not
- Appointments in dispute resolution

Register today to save £300!

Call: +44 (0) 20 7017 5503

Fax: +44 (0) 20 7017 4746

Email: professionalcustserv@informa.com

Online bookings & latest programme: www.ibclegal.com/constructionschool

Ellis Baker, Partner, Head of Construction and Engineering, **White & Case LLP**, UK

11:00 Morning refreshment break

11:25 **Claims & disputes: How does it work in practice? A comparison & contrast of dispute resolution in action**

1. *Overview of dispute resolution mechanisms*

- ADR
- Adjudication
- Arbitration
- Litigation

2. *Overview of claims administration*

- Notices/conditions precedent
- Document management and privilege

12:40 Lunch

13:40 **Dispute boards - what and who**

- Background and development
- Legal status and contract relationships
- Dispute Boards during construction

Peter H J Chapman, Chartered Civil Engineer, Barrister, Construction Dispute Arbitrator and Adjudicator, **Somersby House Chambers**, UK

14:40 **Claims and disputes in construction projects- key issues**

- Current trends including claims in infrastructure energy and process plants/civil
- Limitations/Caps on Liability - when they are effective
- Different types of claim- how they can be proved?

Lindy A. Patterson, Partner, **Dundas & Wilson CS LLP**, UK

15:40 Afternoon refreshment break

16:05 **Global claims in practice**

- What is a global claim?
- What are the objections to global claims?
- What are the requirements of a successful global claim?
- How can a global claim be defeated?

Jonathan Cope, Director, **MCMS Limited**, UK

17:00 **Closing remarks**

17:10 Close of day two

17:40 Meet-up for punting on the River Cam

20:00 College bar opens

20:30 Gala dinner

Day three: Thursday, 13th September 2012
Key international issues

08:00 Breakfast in the dining hall

09:30 **Chairperson's opening remarks**

09:40 **Tendering liability – international focus**

- Is there a contract?
- The basic principles of pricing work and tenders
- Single and two stage contracting
- Negligent procurement advice
- Damages for loss of the opportunity to compete or for the profit lost
- Developments in domestic tendering law

10:40 Morning refreshment break

11:05 **EU Public Procurement Law**

- The scope of European regulation
- Sources and methods
- Application in practice to construction
- Remedies and sanctions
- Unresolved issues

12:20 Lunch

13:30 **Civil code: The common law key differences**

- Is there such a thing as 'civil law'?
- Key differences in substance: Contract v. mandatory rules, penalties and liquidated damages, good faith, force majeure
- Key procedural differences: Court-appointed 'neutral' experts, evidence

William Godwin, Barrister, **3 Hare Court**, UK

14:30 Afternoon refreshment break

14:55 **ADR**

- What is ADR?
 - Types of ADR
 - Pros and cons of ADR
 - ADR in international construction contracts
 - International trends and issues
- Rupert Choat**, Head of Construction Disputes, **CMS Cameron McKenna LLP**, UK

15:55 **Update on developments in the Middle East**

- Latest developments
- Key challenges
- Trends

16:25 **Final Q&A and discussion with speakers of the day**

17:00 Coffee and close of summer school

Register today to save £300!

Call: +44 (0) 20 7017 5503

Fax: +44 (0) 20 7017 4746

Email: professionalcustserv@informa.com

Online bookings & latest programme: www.ibclegal.com/constructionsschool

PRIORITY BOOKING FORM

Fax back to: +44 (0)20 7017 4746. Alternatively, email professionalcustserv@informa.com, call +44 (0)20 7017 5503, visit www.ibclegal.com/constructionsschool, or post this form to: Bookings Dept., PO Box 406, West Byfleet, Surrey, KT14 6WL, UK. Please quote your VIP code (given below) when registering.

VIP Code:

Construction Law Summer School 2012
11th – 13th September 2012 • Downing College, Cambridge, UK (FKW82282)

Price per delegate, inclusive of accommodation, meals and evening networking activities*:

Register by 11 th May 2012		Register by 3 rd August 2012		Standard Price	
<input type="checkbox"/>	£1,799.00 + VAT @ 20% (£2,158.80) SAVE £300	<input type="checkbox"/>	£1,899.00 + VAT @ 20% (£2,278.80) SAVE £200	<input type="checkbox"/>	£2,099.00 + VAT @ 20% (£2,518.80)

1st Delegate Name Job Title Dept

2nd Delegate Name Job Title Dept

3rd Delegate Name Job Title Dept

An additional £200 discount applies for any 3rd and subsequent delegates. Please notify IBC when booking.

Name & Job Title of Your Line Manager

Name & Job Title of Booking Contact

Company: Type of industry:

Address:

.....

Tel: Fax:

My e-mail address is:

I would like to receive information about future events and services via email. By giving you this address I am giving only Informa companies the permission to contact me by email.

*Price per delegate includes accommodation (for Tuesday night and Wednesday night provided by Downing College @ £85.00 + VAT per night per person and arranged for you by IIR Ltd), meals (except drinks at the cash college bar) and evening networking activities as stated in the attached programme. Travel costs are not included. For information on accommodation for extra nights please contact jana.schmolmann@informa.com

£200 discount for 3rd and subsequent delegates. All discounts can only be claimed at the time of registration and multi-booking discounts cannot be combined with other discounts that may be available (apart from early booking discounts which are available to everyone). All discounts are subject to approval. We are happy to accept a replacement delegate for the whole event, however delegate passes cannot be split or shared between delegates under any circumstances.

3 EASY WAYS TO PAY:

1. BY CHEQUE:

Cheques should be made payable to IIR Ltd. Please quote FKW82282 on the back of your cheque. (IBC is part of IIR Ltd.)

2. BY BANK TRANSFER: Full details of bank transfer options will be given with your invoice on registration

To make payment by credit card: To ensure we provide the highest level of security for your credit card details we are unable to accept such payments via email or fax, which ensures that these details are never stored on our network. To make payment by credit card on-line, please enter your credit card details in our secure payments website that you will use when making your booking via the event website (the event web address is near the top of the booking form). Alternatively call our customer service team on +44 (0) 20 7017 5503.

TERMS AND CONDITIONS Attendance at this Event is subject to the IBC Legal Delegate Terms and Conditions at <http://www.informaglobalevents.com/division/ibclegal/termsandconditions> Your attention is drawn in particular to clauses 6, 8 and 14 of the IBC Legal Delegate Terms and Conditions which have been set out below: **Cancellation Policy:** If you cancel in accordance with this policy, you will receive a refund of your fees paid to IBC Legal (if any):(i) if you cancel your registration 28 days or more before the Event, subject to an administration charge equivalent to 10% of the total amount of your fees plus VAT; or (ii) if you cancel your registration less than 28 days, but more than 14 days before the Event, subject to an administration charge equivalent to 50% of the total amount of your fees plus VAT. IBC Legal regrets that the full amount of your fee remains payable in the event that your cancellation is 14 days or less before the Event or if you fail to attend the Event. All cancellations must be sent by email to professionalcustserv@informa.com marked for the attention of Customer Services and must be received by IBC Legal. You acknowledge that the refund of your fees in accordance with this policy is your sole remedy in respect of any cancellation of your registration by you and all other liability is expressly excluded. **Changes to the Conference:** IBC Legal may (at its sole discretion) change the format, speakers, participants, content, venue location and programme or any other aspect of the Event at any time and for any reason, whether or not due to a Force Majeure Event, in each case without liability. **Data protection:** The personal information which you provide to us will be held by us on a database. You agree that IBC Legal may share this information with other companies in the Informa group. Occasionally your details may be made available to selected third parties who wish to communicate with you offers related to your business activities. If you do not wish to receive these offers please contact the database manager. For more information about how IBC Legal use the information you provide please see our privacy policy at <http://www.iir-events.com/IIRconf/PrivacyPolicy.aspx> If you do not wish your details to be available to companies in the Informa Group, or selected third parties, please contact the Database Manager, Informa UK Ltd, 29 Bressenden Place, London, SW1E 5DR, UK. Tel: +44 (0)20 7017 7077, fax: +44 (0)20 7017 7828 or email integrity@iirftd.co.uk **Incorrect Mailing:** If you are receiving multiple mailings or you would like us to change any details, or remove your name from our database, please contact the Database Manager at the above address. **By completing and submitting this registration form, you confirm that you have read and understood the IBC Legal Delegate Terms and Conditions and you agree to be bound by them.**