Delay, Disruption, Dispute Resolution and the Effective Management of Construction Contracts

A TWO-DAY Book Online  www.hillintluk.com/masterclass
Or call +971 4 337 2145
email angelusapolinario@hillintl.com
All attendees will receive a copy of the CIOB’s Guide to Time Management in Complex Projects.

The Al Faisaliah Hotel, A Rosewood Hotel, Riyadh  •  11 & 12 February 2014

- Understand contracts and risks in contracting
- Understand arbitration and other dispute resolution techniques
- Learn to manage risk and minimise legal costs
- Learn about Expert evidence and legal processes
- Reduce costs and minimise over runs
- Effectively manage records and programming / scheduling information

EARLY BOOKING DISCOUNT
BOOK BEFORE 20 JANUARY 2014
SAVE SAR 1000

GROUP, CIOB AND COUNCIL OF ENGINEERS MEMBER
DISCOUNTS AVAILABLE

VENUE The Faisaliah Hotel
We’re delighted to be holding this year’s Masterclass at the Al Faisaliah. A fantastic combination of tradition and modern elegance, Al Faisaliah Hotel, A Rosewood Hotel redefines contemporary luxury for hotels in Riyadh.

Hill International
BOOKING FORM

1 PERSONAL INFORMATION
Delegate 1 (please copy this form for further delegates)

Name

Job Title

Email

Telephone

Delegate 2

Name

Job title

Email

Telephone

2 COMPANY DETAILS
Company name (if any)

Nature of business

Address

3 FURTHER DETAILS
How did you hear about the Masterclass?

There will be a delegate list containing names and company names, please tick if delegates do NOT wish to appear on this list

4 BOOKING DETAILS
Course fees include full notes and refreshments and are available at the following rates:

Full price rate SAR 5900

Early rate (to 20 January 2014) SAR 4900

CIOB Member rate SAR 4750

Group discounts are available – please enquire

Total included for payment / to be debited from card / invoiced

5 PAYMENT
Either:

A: I enclose a cheque for

made payable to Hill International (UK) Ltd.

B: Please invoice me at the above address for the total of

Credit Card Payment:
The option to pay by credit card is available online or telephone, please note that all payments are processed in the UK. Whilst we aim to allow for currency exchange fluctuations, your bank may apply a small fee.

To pay online please visit www.hillintluk.com

To pay by telephone please call +44 (0)20 7618 1200

Send to: Masterclass Booking, Hill International (Middle East) Limited, Bin Hamran Centre, Al Tahlia Street, Fourth Floor, Office 410(A), P.O. Box 50426, Jeddah 21523, KSA
Tel: +971 4 337 2145   Email: josephinefrueldea@hillintl.com

Please Note: Payment is required prior to attendance at the Masterclass.

Principal Terms and Conditions

1. Authority:

1.1. A certificate of attendance will be provided to each delegate. Neither the certificate nor the Masterclass carry any academic authority, nor do they provide any qualification in the subjects discussed at the Masterclass, or authority for the delegate to teach or practice in any of the subjects discussed.

1.2. Neither Hill International nor Englemere Limited and the Chartered Institute of Building are responsible for anything said or produced by any of the speakers at the Masterclass.

2. The booking fee and cancellation:

2.1. The event fee, which must be paid in full before a place can be confirmed, is non-refundable, subject to the following conditions:

2.1.1. Once a place on the Masterclass is booked, it will not be possible to obtain a refund unless the course is fully booked (all places are taken) and a replacement can be found. Under these circumstances, a refund will be made, less an administrative charge.

2.1.2. In the unlikely event of cancellation of the course due to circumstances within the control of Hill International, Englemere Limited or the CIOB, a full refund of the course fee will be provided.

3. The Programme:

3.1. We reserve the right to alter or change the programme at any time, and may replace speakers if necessary due to such circumstances as illness or sudden unforeseen unavailability.

4. Books and book orders:

4.1. Book orders are non-refundable, and payment must be received before dispatch will occur.

4.2. Delivery of the book to an overseas address will incur a surcharge to cover insurance and postage.

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However, the risks of delayed completion, cost escalation and management of complex projects remain the biggest causes of disputes and costly legal bills. This existing in the Kingdom alone are valued at over $732Bn.

Construction in the Kingdom of Saudi Arabia and GCC member countries continues to drive economies and stimulate growth. Projects in infrastructure and real estate are a key driver to economic growth. The annual KSA Construction market is forecasted to grow at a CAGR of 5% from 2019 to 2024.

Key issues identified in the construction industry include:
- Delay
- Complex Contracts
- Lack of experience in dispute resolution
- Inadequate dispute resolution mechanism
- Lack of collaboration and communication among project stakeholders

Challenges and the Use of Interim Management

Delay & Complex Projects – a KSA Perspective

This presentation will focus on:
- Identifying delaying events
- The importance of notices and why they are used
- Common causes of delay in KSA
- The 10% cap
- Demonstration cause and effect
- Identifying delaying events
- Proving and dealing with delay
- What is the concurrence, and why is it important?

Break

1345 Lunch

1400 Financing Construction Businesses – Navigating the Challenges

This seminar will provide an overview of the financial and legal aspects involved in financing construction businesses.
- Sources of finance for construction projects
- The role of banks and financiers in construction projects
- Risk management in construction financing
- Tax implications of construction financing

1445 and 1500 Records and Time Management

- Overview of records and time management in construction projects
- Importance of records and time management in dispute resolution
- Best practices for records and time management
- Importance of time management in construction projects
- The role of the engineer in time management

1530 Delay Methodology; A Lawyer’s Perspective, and Enforcement of International Arbitration Awards

This seminar will cover the following:
- The role of delay in construction disputes
- The enforcement of arbitral awards in construction disputes
- Legal considerations in the enforcement of arbitral awards
- The role of lawyers in construction disputes
- The importance of legal advice in construction projects

1630 Impediments to Effectively Exercising the Role of the “Engineer”

This seminar will cover the following:
- The role of engineers in construction projects
- Impediments to engineers effectively exercising their role
- The role of engineers in dispute resolution
- The importance of engineers in managing construction projects
- The role of engineers in project management

Graham Amos, Saudi Hollandi Bank

Graham was recruited from the UK in 2009 to join Saudi Hollandi in Riyadh to lead the bank’s negotiations in a high profile large scale defaulted debt situations. Most of the work was with GCC countries, for various reasons, have run into difficulty and need significant bank support to regain stability. Additionally he is closely involved in bank’s credit decision making process. He is also involved in leading with smaller countries when borrowing customers, for various reasons, have run into difficulty and need significant bank support to regain stability. Additionally he is closely involved in bank’s credit decision making process. He is also involved in leading with smaller countries when borrowing customers, for various reasons, have run into difficulty and need significant bank support to regain stability.

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Masterclass Bookings

Masterclass Booking Hill International (Middle East) Limited, Bibliotheca, Al Thwa’ir Street Fourth Floor, Office 40A, PO Box 50492 Jeddah 21523, KSA.
Tel: +966 1 337 2145
Email: stuartwilks@hillintl.com Website: www.hillintl.com

Graham Amos, Saudi Hollandi Bank

Graham Amos has over two decades of experience in structuring and underwriting sovereign and corporate credits in the Middle East and across the GCC region. He has frequent interaction with banks, law firms, government and other state institutions across a range of construction sectors. He has in fact been involved in projects located in all GCC member states and the entire project life cycle from start to finish. He has detailed expertise of contracts across all projects, as well as numerous other agreements and contractual forms. He has in fact been involved in contracts-related claims; he holds Bachelor of Law and Bachelor of Science degrees, a Graduate Diploma in Applied Finance and hopes to one day to find time to finish off his Master of Construction Law degree.

Gavin Winnett, Partner, Baker & McKenzie

Gavin is a Partner in Baker & McKenzie’s Gulf Construction Practice and has specialist expertise on alternative dispute resolution in the Middle East. His expertise includes litigation and alternative dispute resolution, and he has been involved in a wide range of disputes across the Middle East region. He has in fact been involved in projects located in all GCC member states and the entire project life cycle from start to finish. He has detailed expertise of contracts across all projects, as well as numerous other agreements and contractual forms. He has in fact been involved in contracts-related claims; he holds Bachelor of Law and Bachelor of Science degrees, a Graduate Diploma in Applied Finance and hopes to one day to find time to finish off his Master of Construction Law degree.

Prof. Mohamed-Asem Abdul-Malak

Prof. Mohamed-Asem Abdul-Malak holds a Ph.D. degree in Construction Engineering and Project Management from the University of Texas at Austin and has been for more than 30 years a part of the faculty of the Civil and Environmental Engineering Department and the Engineering Management Program at the American University of Beirut. His teaching and research interests are primarily in the areas of project risks, project finance, project management of large infrastructure projects and project administration, and construction disputes resolution. His extensive consulting work span over thirty years on all types of projects and complexities, with a particular focus on the Middle and North Africa Region.

Benjamin Highfield, Vice President, Hill International

A Chartered Engineer, he is responsible for Hill International’s operations in the Kingdom of Saudi Arabia. Ben joined Hill International in 2010 and worked for a further two years as Technical Director in the UK. In recognition of his dedicated work for clients throughout the GCC region. In addition to his construction training and experience, Ben attained an LLM in Construction Law and Arbitration from Robert Gordon University in the UK, and has extensive experience in the analysis of delay and disruption on a range of projects throughout the world.

James Lyall, Director, Hill International

James Lyall is a Chartered Engineer with over 20 years experience in construction industry. Having spent this time on projects he moved to private practice where he was responsible for a wide range of new build and refurbishment schemes. He subsequently became Head of Dispute Resolution and Submissions at AECOM and was then involved in the preparation and defence of contracts. He has been involved in litigation, arbitration and adjudication, having experience in leading the teams in the preparation of claims, pleading and expert reports and has been involved in both as joint expert. James is a Member of the Chartered Institute of Arbitrators. He holds a Bachelor of Science in Civil Engineering and Project Management and a MSc in Construction Law and Dispute Resolution from King’s College London.

Tim Whealy, Director, Hill International

Tim is a Chartered Quantity Surveyor with over 20 years’ experience in the construction industry. Starting his career in contracting he moved to private practice where he was responsible for a wide range of new build and refurbishment schemes. He subsequently became head of dispute resolution and submissions at AECOM and was then involved in the preparation and defence of contracts. He has been involved in litigation, arbitration and adjudication, having experience in leading the teams in the preparation of claims, pleading and expert reports and has been involved in both as joint expert. James is a Member of the Chartered Institute of Arbitrators. He holds a Bachelor of Science in Civil Engineering and Project Management and a MSc in Construction Law and Dispute Resolution from King’s College London.

Nick Carnell, Partner, Kennedys

Nick Carnell is a partner in the engineering & construction team and dispute resolution team. He has expertise specialising in advising on infrastructure and projects work for clients throughout the GCC region with over 20 years of experience. Prior to joining Simmons & Simmons Navneet worked for many years with Bedfell Limited, a seminar in house counsel as a Project Lawyer and也就 travelled to the job. Navneet worked closely with project delivery and commercial teams and has first hand experience of the practical issues and problems that arise on construction projects.

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Navneet Juty, Simmons & Simmons

Navneet Juty is a partner at Simmons & Simmons in Bahrain with over 20 years of experience. Prior to Simmons & Simmons, Navneet practiced in construction and project finance and has extensive experience in advising on construction disputes in the GCC and wider Middle East region. Navneet has particular experience advising on complex infrastructure bids, the preparation and execution of letters of undertaking and bank guarantees, and advising on pre-contract and post-contract issues. Navneet’s practice specifically focuses on advising on the main project documentation. Prior to his current role at Simmons & Simmons, Navneet practiced in construction disputes and project finance in London for a number of years. Navneet is a member of the Middle East Arbitration Group and the Construction Dispute Resolution Committee of the ICC. He is a fellow of the Chartered Institute of Arbitrators.

Hilal Itani, Managing Consultant, Hill International

Hilal Itani has extensive experience in overseeing all contract activities with moderate to high risk, and has undertaken numerous client advisory roles, provided consultancy advice and has undertaken leading adversarial roles to banks and equity funds.

Hilal Itani has held senior positions in the construction industry with firms such as Parsons Brinckerhoff, Alshahri and Tishkoff. He graduated with a BEng (Hons) in Civil Engineering from the University of Beirut. His teaching and research interests are primarily in the areas of project risks, project administration, and construction disputes resolution. His extensive consulting work span over thirty years on all types of projects and complexities, with a particular focus on the Middle and North Africa Region.

Mark Tiggeman, Partner, Kennedys

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Construction in the Kingdom of Saudi Arabia and GCC member countries continues to drive economies and stimulate growth. Projects in infrastructure and real estate include leisure, residential, highways, oil, gas and other areas are providing employment and opportunities throughout the region. Projects planned and existing in the Kingdom along with over $732Bn.

Benjamin Highfield, Vice President, Hill International

A Masterclass is designed to help clients with the challenges in the region. The project teams encountered.

Delay & Complex Projects – a KSA Perspective

Concurrent Delay

Completeness of costs due to KSA...
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