**OVERVIEW:**

The FIDIC Conditions of Contract are being increasingly used by the International Construction Industry throughout the world. The Multi-Lateral Development Banks, including the World Bank, Inter-American Development Bank and Caribbean Development Bank have adopted the FIDIC Conditions of Contract for Construction with modifications known as Harmonised Construction Contract.

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Module 0: It gives the delegates a sound understanding on the practical use of the FIDIC 2nd Edition 2017 Contracts with special emphasis on the Construction (Red Book). The procedures and application of the Contract clauses are explored and made realistic through practical examples and case studies. Delegates will be much more confident in using these complex Contracts after completing the course.

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Module 4: This 2-day program focuses on the implementation and management of FIDIC professional services agreements. This module was created in order to meet the demand to standardize the knowledge of consulting engineering business practices across national boundaries. It also enables the recognition of those individuals who understand and use these standard practices.

The module highlights how agreements for professional services should be handled, using FIDIC’s standard agreements as a basis. In order to gain a better understanding of the application of the theoretical framework, our trainers include case studies in this module, which detail subjects such as sub-consultancy agreements, joint venture agreements and consultancy services agreements.

**SEMINAR TUTOR:**

The seminar tutor will be Dr. Munther Saket, an internationally accredited FIDIC trainer. Dr. Saket is a construction management consultant. He is a civil engineer by training (University of Manchester/UK 1982) with MSc (University of Birmingham/UK 1983) and PhD (University of Dundee/UK 1987) degrees in construction management. Currently, partner and deputy Managing Director at Applied Planning & Engineering Corporation, Amman-Jordan, Dr. Saket has some 30 years of experience in providing consultancy services in areas of contract and construction management, construction claims and construction disputes adjudication and arbitration. Dr. Saket has extensive international training experience and has also over 15 years lecturing experience in universities on numerous topics including project and contracts management. Dr. Saket is a member of the Jordan Arbitrators Society, founding chairman of the Arab Foundation for Engineering Arbitration and an ex-member of the National Building Council of Jordan.

**COURSE MATERIALS:**

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

- FIDIC Construction Contract 2nd Ed (2017 Red Book)
- Plant and Design-Build Contract 2nd Ed (2017 Yellow Book)
- Client/Consultant Model Services Agreement 5th Ed (2017 White Book)
- Modules presentations folder.

**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 the implementation and management of large Works Contracts. It is particularly important to those involved in preparing or managing infrastructure projects financed under MDBs Funds, the EU Cohesion and Structural Funds, as all their Works Contracts use the FIDIC Conditions of Contract.

**REGISTRATION FEE PER DELEGATE / PER MODULE:**

- ACE Member: MUR 20 000
- Non-Member: MUR 25 000

Fee includes coffee, lunch and refreshments, certificate of attendance and course materials.

**For further information**

Tel: +230 660 4545
Email: admin@ace mauritius.mu and amiirah.mamode@prodesign.mu, copy to smwamsamali@fidic.org

**Venue:**

The course will be run under the aegis of the CIDB Training Centre and MQA approval is in process.

**FIDIC Contracts Training Courses:**

- **“The Practical Application of the 2017 FIDIC Conditions of Contract for Construction & Design-Build” (Module 1)**
  
  **01st & 02nd August 2022**

- **“The Contract Management and Administration of FIDIC Contracts (2017 Editions)” (Module 4)**
  
  **03rd & 04th August 2022**

- **“Management of service agreements under FIDIC contracts” (Module 0)**
  
  **05th & 06th August 2022**
### Module 1: The Practical Application of the 2017 FIDIC Conditions of Contract for Construction & Design-Build

**01 & 02nd August 2022**

<table>
<thead>
<tr>
<th>Session</th>
<th>Time</th>
<th>Content</th>
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</thead>
<tbody>
<tr>
<td>08.30</td>
<td>Registration of Participants</td>
<td>09.00</td>
</tr>
</tbody>
</table>
| 09.00   | Session 1: Introduction & Principles  
• Background / History  
• Examination of Contracts  
• Basic Principles  
• Risk Allocation  
• Selection of Appropriate Contracts | 10.45 |
| 10.30   | Coffee Break | 10.45 |
| 11.00   | Session 2: Clauses 1 & 2  
• General provisions  
• Responsibilities of the Employer  
• Employer’s Financial Arrangements  
• Site Data  
• Employer-Supplied Materials & Equipment | 13.00 |
| 13.00   | Lunch Break | 13.00 |
| 14.00   | Session 3: Clauses 3 & 4  
• Responsibilities of the Engineer  
• Authorities & Delegation by Engineer  
• Engineer’s Determinations  
• Responsibilities of the Contractor | 15.30 |
| 15.30   | Tea Break | 15.30 |
| 15.50   | Session 4: Clauses 5, 6 & 7  
• Subcontracting  
• Labour Requirements  
• Workmanship | 17.00 |
| 17.00   | End of Day 1 | 17.00 |

### Module 4: The Contract Management and Administration of FIDIC Contracts (2017 Editions)

**09th & 10th April 2020**

<table>
<thead>
<tr>
<th>Session</th>
<th>Time</th>
<th>Content</th>
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<tbody>
<tr>
<td>08.30</td>
<td>Registration of Participants</td>
<td>09.00</td>
</tr>
</tbody>
</table>
| 09.00   | Session 1: Contract Documents & Award  
• Contract Award Procedures  
• Contract Documents  
• Role and Authority of Engineer  
• Performance Security | 10.45 |
| 10.30   | Coffee Break | 10.45 |
| 11.00   | Session 2: Contract Start Up  
• Pre-Commencement  
• Appointments  
• Programme  
• Insurances  
• Drawings  
• Start Up Meeting | 13.00 |
| 13.00   | Lunch Break | 13.00 |
| 14.00   | Session 3: Post Commencement Date Administration  
• Access & possession of Site  
• Site security  
• Contractor’s mobilisation  
• Nominated Sub Contractor  
• Records  
• Progress Reports | 15.30 |
| 15.30   | Tea Break | 15.30 |
| 15.50   | Session 3 (Cont): Post Commencement Date Administration  
• Local Laws  
• Design & ER Scrutiny  
• Contractor’s documents  
• Plant, Materials & Workmanship | 17.00 |
| 17.00   | End of Day 1 | 17.00 |
### Day 1: 8.30 – 17.00

**08.30** | Registration of Participants

**09.00** | **Session 1:** Introduction & Principles  
- Background / History  
- Examination of Contracts  
- Basic Principles  
- Risk Allocation  
- Selection of Appropriate Contracts

**10.30** | Coffee Break

**11.00** | **Session 2:** Clauses 1 & 2  
- General provisions  
- Responsibilities of the Employer  
- Employer’s Financial Arrangements  
- Site Data  
- Employer-Supplied Materials & Equipment

**13.00** | Lunch Break

**14.00** | **Session 3:** Clauses 3 & 4  
- Responsibilities of the Engineer  
- Authorities & Delegation by Engineer  
- Engineer’s Determinations  
- Responsibilities of the Contractor

**15.30** | Tea Break

**15.50** | **Session 4:** Clauses 5, 6 & 7  
- Subcontracting  
- Labour Requirements  
- Workmanship

**17.00** | End of Day 1

**08.30** | Registration of Participants

**09.00** | **Session 5:** Clauses 8, 9, 10, 11  
- Commencement Procedure  
- Programme  
- Extension of time  
- Suspension  
- Taking over Certificate  
- Defects Liability & Performance Certificate

**10.30** | Coffee Break

**11.00** | **Session 6:** Clauses 12, 13, & 14  
- Measurement  
- Evaluation  
- Variations  
- Payment

**13.00** | Lunch Break

**14.00** | **Session 7:** Clauses 15, 16, 17, 18 & 19  
- Termination by Employer  
- Suspension / Termination by Contractor  
- Exceptional Events  
- Insurance

**15.30** | Tea Break

**15.50** | **Session 8:** Clauses 20 & 21  
- Employer’s & Contractor’s Claims  
- Disputes Avoidance & Adjudication Board  
- Amicable Settlement  
- Arbitration

**17.00** | End of Day 2

### Day 2: 9.00 – 17.00

**08.30** | Registration of Participants

**09.00** | **Session 1:** Contract Documents & Award  
- Contract Award Procedures  
- Contract Documents  
- Role and Authority of Engineer  
- Performance Security

**10.30** | Coffee Break

**11.00** | **Session 2:** Contract Start Up  
- Pre-Commencement  
- Appointments  
- Programme  
- Insurances  
- Drawings  
- Start Up Meeting

**13.00** | Lunch Break

**14.00** | **Session 3:** Post Commencement Date Administration  
- Access & possession of Site  
- Site security  
- Contractor’s Documents  
- Plant, Materials & Workmanship

**15.30** | Tea Break

**15.50** | **Session 4:** Suspension Termination and Claims  
- Suspension by Engineer / Contractor  
- Termination by Employer / Contractor  
- Contractor’s Claims  
- Engineer’s Responses  
- Employer’s Claims  
- Determinations

**17.00** | End of Day 2

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**08.30** | Registration of Participants

**09.00** | **Session 1:** Commencement Procedure  
- Programme  
- Extension of time  
- Suspension  
- Taking over Certificate

**10.30** | Coffee Break

**11.00** | **Session 2:** Programme  
- Appointments  
- Site Data  
- Employer-Supplied Materials & Equipment

**13.00** | Lunch Break

**14.00** | **Session 3:** Suspension / Termination by Contractor  
- Exceptional Events  
- Insurance

**15.30** | Tea Break

**15.50** | **Session 4:** Employer’s Claims  
- Contractor’s Claims  
- Employer’s Responses  
- Contractor’s Claims  
- Engineer’s Responses  
- Employer’s Claims  
- Determinations

**17.00** | End of Day 1
### Day 1: 8.30 - 17.00

<table>
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<tbody>
<tr>
<td>08.30</td>
<td>Registration of Participants</td>
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<tr>
<td>09.00</td>
<td>Session 1: Introduction to FIDIC Professional Services Agreements</td>
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<td>• Professional services</td>
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<tr>
<td></td>
<td>• Definition of Scope of services</td>
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<td></td>
<td>• Overview of FIDIC Contracts and Agreements</td>
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<td></td>
<td>• Types of agreements</td>
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<td>• FIDIC philosophy</td>
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<tr>
<td>10.30</td>
<td>Coffee Break</td>
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<tr>
<td>11.00</td>
<td>Session 2: FIDIC Client/Consultant Model Services Agreement (The White Book)</td>
</tr>
<tr>
<td></td>
<td>• Purposes and Applicability</td>
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<td>• Principles</td>
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<td>• Features</td>
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<td>• General Conditions</td>
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<td>13.00</td>
<td>Lunch Break</td>
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<tr>
<td>14.00</td>
<td>Session 3: Management of a Client/Consultant Model Services Agreement</td>
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<tr>
<td></td>
<td>• Review and clarification of agreement documents</td>
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<td>• Establish milestones and reporting requirements</td>
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<td>• Rules for staff mobilisation</td>
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<td>• Rules for time charges and reimbursable expenditures</td>
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<td>• Format and procedures for formal communications</td>
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<td>15.30</td>
<td>Tea Break</td>
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<tr>
<td>15.50</td>
<td>Session 3 (Cont’d): Management of a Client/Consultant Model Services Agreement</td>
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<tr>
<td></td>
<td>• Inception Report</td>
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<td>• Establishing and operating a management system</td>
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<td>• Establishing invoicing</td>
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<td>17.00</td>
<td>End of Day 1</td>
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### Day 2: 9.00 - 17.00

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<th>Time</th>
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<tbody>
<tr>
<td>09.00</td>
<td>Session 4: Joint Venture and Sub-Consultancy Agreements</td>
</tr>
<tr>
<td></td>
<td>• Introduction</td>
</tr>
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<td></td>
<td>• Preparation of joint venture and sub-consultancy agreements</td>
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<td>10.45</td>
<td>Coffee Break</td>
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<tr>
<td>11.15</td>
<td>Session 5: FIDIC Sub-Consultancy Agreement</td>
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<td>• Purposes and Applicability</td>
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<td>• Principles</td>
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<td>• Features</td>
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<td>• General Conditions</td>
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<td>• Particular Conditions</td>
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<td>13.00</td>
<td>Lunch Break</td>
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<td>14.00</td>
<td>Session 6: Management of a Sub-Consultancy Agreement</td>
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<tr>
<td></td>
<td>• Taking Over Certificate</td>
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<td>• Interview and selection of sub-consultant staff; selection procedures</td>
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<td>• Coordinate sub-consultant staff mobilization to meet project schedule requirement</td>
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<td>• Establishing a steering committee</td>
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<td>• Establishing and following procedures for reporting routines and formats</td>
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<td>• Agreement on QA procedures</td>
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<td>• Performance monitoring</td>
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<td>• Early warning</td>
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<td>• Sub-consultant’s staff time expenditures</td>
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<td></td>
<td>• Agreement on invoicing and approval procedures</td>
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<td></td>
<td>• Payments of sub-consultant’s invoices</td>
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<td>• Addenda to sub-consultancy agreements</td>
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<tr>
<td>17.00</td>
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</tbody>
</table>

*Throughout the seminar there will be opportunities for questions and where appropriate, case studies will be introduced*
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**SEMINAR TUTOR:**

Robert A. Werth holds a Diploma in International Commercial Arbitration issued from the Chartered Institute of Arbitrators and is Fellow of the Institute. He is also a diploma in Civil Engineering and Construction and is appointed on the FIDIC President’s List of Approved Dispute Adjudicators and has worked and practiced with the International Construction and Legal Industry for about three decades. In the first part of his professional career he was Principal Engineer and in company management responsibility for large and extra-large infrastructure projects before he became a full-time Dispute Resolution Practitioner. Since then, he has served as Arbitrator, Adjudicator or Dispute Board Member on International Contracts, frequently as Expert. He was involved in working with or on behalf of owners, operators, contractors, lawyers and consulting organizations, on numerous projects throughout more than twenty countries. Robert A. Werth has particular experience in complicated contract relations and in disentangling global claims to establish the relationship of particular cause and effect.

**COURSE MATERIALS:**

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

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- Client/Consultant Model Services Agreement 5th Edition (2017 White Book) [Modules 0 only]
- Modules presentations folder [All Modules]

**WHO SHOULD ATTEND?**

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MUR 30,000

Fee includes coffee, lunch and refreshments, certificate of attendance and course materials.

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