



CONSTRUCTION CONTRACTS TRAPS AND PITFALLS

Synopsis

Dispute in business is inevitable, and the construction industry is no different. Disputes arise within the construction industry for all sorts of reasons, with several possible ways by which to resolve them. However, although these disputes are often resolvable, they inevitably bring many challenges and legal issues that have to take into consideration.

In order to avoid the disputes, we have to understand what are the traps and pitfalls in construction contracts. Even if we may not be able to avoid the disputes completely we may be able to reduce some of them. This course will explore the common problems that exist in construction projects and to seek for possible solutions to overcome them before the disputes escalate.

The traps and pitfall that we seek to explore include:

1. What are the duties and liabilities of Engineers/Architects and Quantity Surveyors in administering construction contracts?
2. Are Engineers/Architects liable to the Contractors for under or no certification?
3. Does Contractor entitled to extension of time for delays caused by the Employer?
4. Under what situations are Contractors entitled to claim for loss & expense for the delay?
5. What if the late completion is due to concurrent delay by both the Contractor and employer?
6. When a project is practically completed?
7. Can the Contractor claim for the variation order which is only issued verbally?
8. Can the Employer terminate a contract when then contractor is progressing slowly and behind the schedule of the program of work?
9. Is retention sum trust money?

This training will provide a detailed analysis to the above problems and their related issues.

2-Days Course on “Construction Contract – Traps & Pitfalls”


Trainer: Ir. Lai Sze Ching
Time: 9.00am – 5.00pm
Training Dates 2022:
Venue: Wisma IEM
 17 & 18 August 2022
Approved Duration: 11/02/2022 – 13/02/2023
HRD Corp Serial No: 10001161819

Course Outline

Day 1	Day 2
<ul style="list-style-type: none"> • The Nature of Construction Contracts • Common Breaches • Contractor’s Obligations 	<ul style="list-style-type: none"> • Valuation of Variation Defects
<ul style="list-style-type: none"> • Employer’s Duties • Duties of Architects/Engineers/QS 	<ul style="list-style-type: none"> • Termination of Contract
<ul style="list-style-type: none"> • Delays • Delay Analysis 	<ul style="list-style-type: none"> • Retention Sum
<ul style="list-style-type: none"> • Practical Completion • Variation Orders 	<ul style="list-style-type: none"> • Professional Négligence • Professional Négligence in Construction

About The Trainer

Ir. Lai Sze Ching graduated as a Mechanical Engineer from the University of Malaya. He also holds LL.B degree from the University of London and LL.M from the University of Malaya, majoring in Alternative Dispute Resolution, Arbitration Law, Remedy and Construction Law. In addition, he also holds a Diploma in International Commercial Arbitration (UK) and Certificate of Legal Practice from the Qualifying Board of Malaysia. Ir. Lai has more than 30 years working experience in the field of construction and property development. He is currently the Managing Director of a consulting firm involved in Project and Contract Management and Contractual Claims. Ir. Lai had been invited to speak in various webinars and seminars on topics involving adjudication, arbitration and construction law. He had also written various articles on ADR, Arbitration and Construction disputes and had conducted talks on Law for Engineers and on Construction Law to local companies and Universities. Being an accreditor of Engineering Accreditation Council Malaysia, he is also actively involved in the accreditation of local engineering programmes. Ir. Lai is appointed as the Student Ambassador for the External Law Programme of University of London. He is empanelled as Arbitrator, Mediator and Adjudicator in the panel of Asia International Arbitration Centre (AIAC) and as Arbitrator in IEM panel.

IEMTA IS REGISTERED WITH:

 SST ID No. B16-1901-32000051
 (Wholly owned subsidiary of The Institution of Engineers, Malaysia and formerly known as IEM Training Centre Sdn. Bhd.)

 Website: [www.http://iemtasb.weebly.com/](http://iemtasb.weebly.com/) Email: iemta@iem.org.my

2-Days Course on “Construction Contract – Traps & Pitfalls”

Tick (/)	Dates	Online Rate (IEM/AER Member)	Online Rate (Non-IEM/AER Member)
	17 & 18 August 2022	<input type="checkbox"/> RM830.00	<input type="checkbox"/> RM1,060.00
Group Rate of 5 person will be given 10%			

No	Name(s)	M'ship No.	Grade	Fee (RM)*
TOTAL PAYABLE				

You may make payment via **ONLINE TRANSFER** (Please forward soft copy of payment advice):-

Account Name: **IEM TRAINING ACADEMY SDN BHD**
 Account Number: 514169143176
 Bank Name: Malayan Banking Berhad
 Bank Address: Jalan Sultan, 46200 Petaling Jaya, Selangor Darul Ehsan, Malaysia
 Swift Code: MBBEMYKL



Approved Duration: 11/02/2022 – 13/02/2023
 HRD Corp Serial No: 10001161819

OR

Payment via **CREDIT CARD**

Please charge to my credit card number below the amount of RM

Card Type: VISA MASTERCARD

Card Number:

Cardholder's Name:

Signature:

Expiry Date:

Contact Person:

Designation:

Name of Organization:

Address:

Telephone No. -

Office:

H/Phone

Email:

IEMTA IS REGISTERED WITH:



SST ID No. B16-1901-3200051
 (Wholly owned subsidiary of The Institution of Engineers, Malaysia and formerly known as IEM Training Centre Sdn. Bhd.)
 Website: [www.http://iemtasb.weebly.com/](http://iemtasb.weebly.com/) Email: iemta@iem.org.my