

Martin Potter











7th Annual

Construction Law: Contracts & Dispute Management 2015

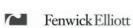
Minimising risk, costs and disruption to your business

Main Conference: 30th June & 1st July 2015 Workshops: 29th June & 2nd July

Grange City Hotel, London



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Post-Conference Workshop "Extremely helpful and very practical oriented. Excellent choice to have different views on topics from different countries"

Thursday 2nd July 2015

Giuseppe Broccoli, Ughi E Nunziante

09.00-16.30 Workshop C:

PRACTICAL COMPARISON OF APPROACHES UNDER CIVIL AND COMMON LAW JURISDICTIONS

09.00 Chair's opening remarks

09.15 English Common Law

- Introduction to the source law: English Common law family
- Contracts law: specific requirements in England and Wales
- Formation of a contract
- Interpretation of contracts
- Different types of contracts (e.g. unit price, lump sum, BOT, etc)
- Key differences and similarities in approaches to construction contracts:
 - Design responsibility
 - Fit for purpose
 - Taking-over
 - Defects liability
- Liquidated ascertained damages
- Limitation of liability
- Termination



David Brown Partner CLYDE & CO

10.15 German Civil Law

- Introduction to the source law: Germanic legal family
- Contracts law: specific requirements in Germany
- Formation of a contract
- Interpretation of contracts
- Different types of contracts (e.g. unit price, lump sum, BOT, etc)
- Key differences and similarities in approaches to construction contracts:
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Dr Wolfgang Breyer Partner **BREYER RECHTSANWÄLTE**

11.15 Morning Refreshment break

11.30 French Civil Law

- Introduction to the source law: Napoleonic legal family
- · Contracts law: specific requirements in France
- Formation of a contract
- Interpretation of contracts
- Different types of contracts (e.g. unit price, lump sum, BOT, etc)

- Key differences and similarities in approaches to construction contracts
- Design responsibility
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12.30 Lunch break

13.30 GCC Civil Law (Islamic Law)

- Introduction to the source law: GCC Civil law (Islamic law) family
- Contracts law: specific requirements in GCC jurisdictions
 - Formation of a contract
- Interpretation of contracts
- Different types of contracts (e.g. unit price, lump sum, BOT, etc)
- Key differences and similarities in approaches to construction contracts
 - Design responsibility
- Fit for purpose
- Taking-over
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- Termination



Naief Yahia Senior Associate AL TAMIMI & CO



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14.30 Handling International Construction Contracts (FIDIC) under Civil and Common Law Jurisdictions

- How to interpret the construction contract under the applicable law
- How does the FIDIC contract operate in different jurisdictions



Dr Wolfgang Breyer Partner **BREYER RECHTSANWÄLTE**

15.15 Afternoon refreshment break

15.30 Interactive Workshop - Problem Scenario on How FIDIC Operates **Under Applicable Law**



Dr Wolfgang Breyer Partner **BREYER RECHTSANWÄLTE**



David Brown Partner CLYDE & CO



Naief Yahia Senior Associate AL TAMIMI & CO



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16.30 Chair's closing remarks and close of day

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