

Evaluation of Claims in International Construction Contracts against the Background of Applicable Law

*Tuesday November 24th at 4.30pm
FNTP – 90, Avenue des Champs-Élysées, Paris*

Claim evaluation is not only a technical exercise based on factual situations and measurement of quantities: the empirical evidence shows that the final outcome which may be reached either at the settlement between the parties during contract performance or upon completion or through ADR or arbitration may vary substantially from one country to the other.

Contract conditions are of course essential but it is also **necessary to well appraise the impact of applicable laws including procedural laws and rules of evidence** which all together may have a very significant impact on the interpretation and implementation of the contract conditions in a particular jurisdiction. Since international construction contract involving players of different jurisdictions are more and more common, the relationship between contract conditions and applicable law deserves to be well understood to minimize risks both for employers and contractors but also often for other participants such engineers and architects.

The workshop will address the main issues in this respect. It will also propose **two case studies illustrating the different outcomes in terms of final quantum and other consequences** with a same set of contract conditions under different applicable law on the one hand and **how to reorganize the contract conditions to arrive to the same quantum and other consequences** in two different applicable laws.

Opening remarks:

- **Roger Fiszelson** (Confederation of International Contractors Association (CICA) General Manager)

Speakers:

- **Michel Démarre** (The French International Contractors Association (SEFI) Director General)
- **Wolfgang Breyer** (Managing Partner Partner Breyer Rechtsanwälte - Stuttgart, Board Member Gcila)
- **Marc Frilet** (Managing Partner Frilet Sté d'Avocats - Paris, Head of Management Committee Gcila)
- **John B. Tieder** (Senior Partner Watt Tieder – Washington D.C, Manager Gcila)
- **Shelly Ewald** (Partner Watt Tieder – Washington D.C)

Places limited, please register with Fanny Dastugue before November 13th: DASTUGUEF@fnpt.fr