

A One Day Masterclass

Delay, Disruption, Disputes and the Future of Construction and Engineering Projects

At this event you will:

- Discover current worldwide trends in disputes
- Harness the latest technological developments
- Understand the role of an engineer and the design process
- Learn with leading international experts
- Suitable for all involved in engineering, construction and the law

“ *Very good presentation with excellent handouts, would highly recommend it to others* ”

Joe Keane, Ardmac-PCI Ltd

Brewers Hall, London • 5 November 2015



Book Online www.hillintluk.com

Or call +44 207618 1200

Email annieclift@hillintl.com

The programme contains around 8 hours of CPD material, approved by the CIOB. It should be considered suitable for other professional bodies and institutes. Applications have been made where relevant.

EARLY BOOKING DISCOUNT
BOOK BEFORE 15 OCTOBER 2015
SAVE £100

PLUS: THE NOVUS SPONSORSHIP,
LIMITED REDUCED RATE PLACES –
SEE INSIDE FOR DETAILS.

Construction & Engineering Masterclass: Why attend this event?

Construction and Engineering are returning to growth. The UK market is gradually seeing an increase in output which is predicted to continue. With major engineering projects planned across the UK, such as Crossrail, HS2 and Heathrow Expansion this is an exciting time for the industry. However, with growth come risk. Can you be sure you have the skills to avoid problems that may arise in your projects?

This one day Masterclass, aimed at the engineering and construction sector, is tailor made to:

- Give you the skills to harness the latest technology to ensure your project runs smoothly
- Understand the complex legal challenges surrounding contracts and disputes
- Analyse problems and resolve disputes efficiently and with minimal cost

Suitable for all involved in construction, engineering and the law, this Masterclass will feature some of the UK and the world's leading experts and give you the opportunity to network with your peers and top experts.

“ A lot was learned about what the law now looks for in Delay and Disruption analysis” – Derek Griffiths ”

Paul Kelly, The Project Company

VENUE:

The Brewers' Hall

Located at the heart of the City of London, and within easy reach of tube stations at Barbican, Bank and St Pauls, the Brewers' Hall is situated in Aldermanbury Square between Guildhall and London Wall. The Hall is home to the Brewers' Company - an ancient city livery established in 1515. We are privileged once again to be holding this year's Masterclass in such a prestigious venue.



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Masterclass Timetable

- 0845 Welcome & Introduction to Major Projects in the UK**
Annie Clift, Hill International & Chulu Kamalondo (TFL/Crossrail)
- An introduction to the key concepts of the day and an outline of the major projects and opportunities across the UK construction and engineering sectors.
- 0915 The Role of an Engineer**
Doug Neville, Hill International
- Professional Competence - what is it and how is it measured
 - Standard of Care - how can this be assessed and ensured
 - Professional Negligence - how is this demonstrated?
- 1000 Engineering and Contractual Awareness**
Jonathan Gold, Sheridan Gold
- Risks of different contracts including NEC3, FIDIC, JCT
 - An overview of standard forms
 - Working with standard forms in different geographic locations
- 1045 Break**
- 1100 Current Worldwide Trends in Disputes**
David Nitek, Herbert Smith Freehills
- Changing nature of construction contracts, including the increased use of NEC internationally
 - The increased use of dispute boards and adjudication: the challenges presented by interim methods of dispute resolution
 - Avoiding common pitfalls
- 1145 Building Information Modelling (BIM)**
David John Gibbs, Hill International
- Key documents and processes
 - Beyond minimum requirements
 - 4D Modelling for time management
- 1230 Lunch**
- 1315 The Design Process**
David McIntyre, Cadogans
- The Designers Perspective
- Issues which affect different aspects of design
 - How change leads to disruption
 - The Ripple Effect
- 1400 Importance and Management of Records**
Nathan Modell, Beale & Co.
- What Should Be Kept and How?
 - What do Policies, law and contracts require?
 - How are records most effectively used in disputes?
- 1445 Analysing and Presenting Disruption Claims**
Geoff Bewsey, Hill International
- Defining and proving disruption
 - What are the factors and causes of disruption?
 - Methods of analysis and quantification
 - Presentation and defence
- 1530 Break**
- 1545 Insurance**
Paul Reed QC, Hardwicke Chambers
- Nature of Insurance
 - Insurance and the contract
 - Types of cover
 - Claims notification and handling
 - Quantification of claims
- 1630 What the Lawyer wants from a Technical Expert**
Steve Abraham, Baker & McKenzie
- Role of an expert witness
 - What makes a good witness
 - What happens in different types of disputes?
 - How to identify what expert is needed
- 1715 Panel Discussion**
A panel discussion examining current issues in construction, insurance, technology, the law, engineering and the future of the industry
- *Chair: Michael Curtis QC, Crown Office Chambers*
 - *Jane Wessel, Shepherd and Wedderburn*
 - *Geoff Bewsey, Hill International*
 - *Salvatore Capotosto, VolkerFitzpatrick*
- 1800 Close and Networking Reception**

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Masterclass Leaders

CHULU KAMALANDO

Commercial Contracts Specialist, TFL / Crossrail

Chulu has worked as a Quantity Surveyor/Contract Administrator on prestigious projects and has experience in cost management and value engineering. He has a great understanding of the relationship between cost, time and quality and high health & safety standards. Chulu has worked on mega projects such as Crossrail and the London 2012 Olympic Park and is experienced in procurement routes and managing various contracts, including NEC3 and JCT.

DOUG NEVILLE

Executive Director, Hill International

Doug is a Chartered Civil and Structural Engineer with over 30 years of experience in multidisciplinary consultancy design and delivery throughout the UK and overseas. He has experience in many industry sectors, including commercial and residential construction, infrastructure, power generation and civil engineering. Doug has been appointed as an Expert on many occasions. He works closely with legal advisors and clients regarding construction industry litigation and ADR. Using forensic engineering investigative techniques he has provided reports on construction projects in many sectors. He has also provided reports on the performance of designers and on administering engineering contracts.

JONATHAN GOLD

Partner, Sheridan Gold LLP

Having worked on a wide variety of construction, engineering and infrastructure projects in different sectors, Jonathan is very experienced in the avoidance or resolution of disputes, including on PFI/PPP schemes. He has particular experience of adjudication, litigation in the Technology and Construction Court and construction arbitration, as well as alternative dispute resolution processes such as mediation. He has extensive experience in drafting and negotiating all forms of construction contract documentation, including JCT and NEC.

DAVID NITEK

Partner, Herbert Smith Freehills

David specialises in the resolution of construction and engineering disputes. He has advised on disputes arising out of some of the UK's largest infrastructure projects of recent years, in particular in the transport sector. Internationally, David has advised a range of employers, contractors, subcontractors and consultants on arbitration proceedings related to projects in the infrastructure, energy, commercial property and shipbuilding sectors. In addition to advising on disputes, David is often asked to assist clients with the development of effective claims management systems, with a view to minimising the risk of formal proceedings, and ensuring that the client is well prepared if such proceedings become unavoidable.

DAVID-JOHN GIBBS

BIM Manager, Hill International

David-John holds a Masters degree in Civil Engineering (MEng) and following the completion of his studies, supervised specialist surface treatment works for a highway maintenance contractor. He is soon to complete his Engineering Doctorate (EngD) which investigates how Building Information Modelling (BIM) could assist with the proactive management and retroactive analysis on time on construction projects. Whilst undertaking his research, David-John has worked with Hill International on manufacturing, civil and building projects with individual values exceeding US\$1bn.

DAVID MCINTYRE

Vice president, Cadogans

David is an experienced construction professional with over 30 years' experience of responsibility for the design and management of projects. David's focus now is on assisting clients and their advisors resolve disputes and negotiate settlements concerning the construction and performance of projects throughout the world. He is recognised as an expert in his field and has been appointed as an Expert Witness many times, having worked with many international firms of lawyers and barristers. In addition to engineering and construction matters Clients often seek David's opinion on the management of construction and safety risks. This has included providing evidence concerning charges of corporate manslaughter.

NATHAN MODEL

Associate, Beale and Company

Nathan specialises in contentious construction matters and has advised clients including architects, engineers, contractors, solicitors and professional indemnity insurers. Nathan's experience ranges from small fee claims to high profile construction and engineering disputes worldwide. Nathan has advised in proceedings at the TCC, the High Court and County Courts and in mediations, arbitrations (domestic and international) and adjudications. Nathan is a member of the London Court of International Arbitration's Young International Arbitration Group and the International Chamber of Commerce Young Arbitrator's Forum.

GEOFF BEWSEY

Senior Vice President, Hill International

Geoff has over 35 years' experience in construction working in engineering design, contracting and consultancy. He started his career as a site engineer and progressed through both site and contracts management before appointment as commercial director. Geoff moved into consultancy in 1999, drawing on his management and commercial experience in construction to assist and advise clients on project management, dispute avoidance and bid management. Geoff has given expert evidence on numerous occasions in delay and disruption and specialises in delay analysis, productivity analysis and the quantification of disruption in engineering works.

MICHAEL CURTIS QC

Crown Office Chambers

Michael is the Deputy Head of Chambers. He has an MA in law from Brasenose College, Oxford and an MSc in construction and arbitration law from King's College, London. He is one of the co-authors of Emden's Construction Law. He has a civil/commercial practice with particular emphasis on construction, insurance, property damage, professional negligence and product liability. He has extensive experience of cases which are factually, technically and legally complex and which include difficult questions of contractual or statutory interpretation. Many of his cases involve the application of the law of tort in a commercial context.

SALVATORE CAPOTOSTO

Project Manager, VolkerFitzPatrick

Salvatore graduated from Hertfordshire University in 2012 with a First Class BSc Hons in Construction Management and is now an Assistant Project Manager with Mulalley. At the same time Salvatore is the current Vice Chair of the East of England CIOB Novus Group.

JANE WESSEL

Partner, Shepherd & Wedderburn LLP

Jane Wessel is a Partner in the International Disputes team of Shepherd and Wedderburn. Over more than two decades she has amassed in-depth knowledge and wide experience of international litigation and arbitration, appearing as counsel in arbitrations under the rules of most of the major international arbitration institutions in countries throughout Europe, Asia, and North America. She has acted in a large number of cases involving major infrastructure projects, power generation and oil and gas, often involving highly technical engineering issues.

PAUL REED QC

Hardwicke Chambers

Paul is a leading construction and insurance barrister. Practising primarily as an advocate, he is also highly regarded for his advisory work and has written a book on Construction All Risks Insurance. He is regularly instructed in substantial, complex and high-profile construction, insurance and commercial disputes, often raising multi-jurisdictional issues. Paul is recognised as an approachable and client focused silk, who gives clear and consistent advice. He is also a post graduate tutor and occasional lecturer in construction law and arbitration at Kings College and an experienced mediation advocate who also acts as a commercial arbitrator and mediator.

STEVE ABRAHAM

Partner, Baker & McKenzie

Steve joined Baker & McKenzie from another leading international firm in January 2013. Steve has extensive experience in international arbitration, adjudication, mediation, expert determination and litigation; he focuses on disputes in the energy, mining and infrastructure sectors. He is also a solicitor advocate. Steve's work is predominantly international, with projects in Africa, the Middle East, Eastern Europe and CIS countries. His practice focuses mainly on international arbitration, and is experienced in working with all of the major arbitral institutions. In addition to commercial dispute resolution, Steve regularly advises on investment treaties and public international law issues, dispute avoidance and project management issues. He also sits as an arbitrator.

'The Sponsorship' in association with Novus

Generously supported by Beale & Co, Hardwicke Chambers & HSF, a limited number of places are available to self-funded students at this Masterclass, substantially discounted to just £50 per attendee. Novus is a dedicated, passionate group of young professionals placing the CIOB at the heart of their career. The group prepares young people to be the next generation of construction industry leaders and provide a direct link from undergraduate to Chartered membership. The Sponsorship places at this Masterclass seek to further enhance the aims of Novus and the CIOB. For more details, please contact annielift@hillintl.com



Hill International

Hill International (UK), Ltd. 11 Pilgrim St London, EC4V 6RN
Tel: +44 (0)20 7618 1200 Fax: +44 (0)20 7618 1201
Email: annielift@hillintl.com Website: www.hillintluk.com



1 Arlington Square, Downshire Way, Bracknell, Berkshire RG12 1W
Tel: +44 (0)1344 630700 Fax: +44 (0)1344 630777
Email: yrizzello@ciob.org.uk Website: www.ciob.org.uk

I 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 excluding VAT:

Standard Rate (from 15 October)	£420	<input type="checkbox"/>
Early Discount Rate (to 15 October)	£320	<input type="checkbox"/>
CIOB Member Rate (to 15 October)	£290	<input type="checkbox"/>

Group discounts are available - please enquire

The Novus Sponsorship - available to a limited number of students - see biography pages for details

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



Principal Terms and Conditions

1. **Authority:**
 - 1.1. The non-residential Masterclass (hereinafter referred to as 'the Masterclass' and referring to either the singular or the plural day or days) are approved by the Law Society for provision of CPD: ref CÉV/PICL.
 - 1.2. A certificate of attendance will be provided to each delegate. Neither the certificate or 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.
 - 1.3. 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 (ie 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.

NB: FULL TERMS ARE PRINTED AT www.hillintluk.com/salesterms.htm

Send to: Annie Clift, Hill International (UK) Ltd, 11 Pilgrim Street, London EC4V 6RN,
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Please Note: Payment is required prior to attendance at the Masterclass.