

### Networking

09:00 - 10:00

### Chair's Opening Remarks

10:00 - 10:20

Welcome speech from our distinguished Chair, setting the scene for the compelling sessions to take place on the second day of the conference.

### Post COVID-19 Contractual Review With a Highlight on Civil Law Jurisdictions

10:20 - 11:10

- This session will provide a comparative analysis of the responses to the Covid-19 pandemic by different jurisdictions & Contractual scenarios with reference to:
  - How to deal with COVID-19 Contractually
  - How to avoid Disputes?
  - Examination on many of Civil laws Jurisdictions
  - Force Majeures VS Exceptional Events
  - Review of Contract forms, FIDIC, JCT & NEC
  - How to prepare the Claim, Contractual scenarios.

### Participants

**Amr Abdel Jalil** - Commercial & Contracts Director, KHATIB & ALAMI

### The Legal and Practical Impacts of Sanctions on Construction Contracts

11:10 - 12:00

- What are Sanctions and how do they work?
- Impact of Sanctions on Design; Materials; Labour and Financing
- The direct impact on Construction Contracts - is there relief?
- The in-direct impact on Construction Contracts - what are the potential reliefs?

### Participants

**Hamish Lal** - Partner – International Arbitration and Litigation, AKIN GUMP

**Jasper Helder** - Partner – International Trade, AKIN GUMP

### Lunch & Networking Break

12:00 - 13:00

### Contract Risk Allocation & The Use of Standard Contracts and Clauses

13:00 - 13:50

- Influence on project risk by an early-stage integration
- Latest industry trends
- Influence on project risks by an early integration of the involved parties
- Identifying deviations in different project stages
- Allocation of design responsibility as a key risk determining factor
- Views of clients, contractors and planners

### Participants

**Melis Mani** - Legal Counsel, International Legal Department, STRABAG GROUP

**Katarina Kuuskoski** - Senior Legal Counsel, CONSOLIS

**Tony Dymond** - Partner, DEBEVOISE & PLIMPTON

### Risk-Determining Factors of Cooperative and Conventional Construction Contracts

13:50 - 14:40

- Comparing conventional contract models and models with partnering agreements
- Influence on project risks by an early integration of the involved parties
- Identifying deviations in different project stages
- Views of clients, contractors, and planners
- Influence on project risk (early contractor involvement)

### Participants

**Marilia Xanthouli** - Contract Manager - International, STRABAG

**Stefan Ciufu-Hayward** - Regional Legal Director – Britain & Ireland, COLAS LTD

**Hiba Tahboub** - Practice Manager Governance Global Practice, WORLD BANK GROUP

**Emma Schaafsma** - Partner, Infrastructure and Construction Disputes, CMS

### Afternoon Coffee & Networking Break

14:40 - 15:10

### FIDIC 1999 v 2017 –Beyond the Hype

15:10 - 16:00

This dynamic and interactive panel session will include representatives from contractor, consultant, employer and IFI organisations and will be chaired by the Leader of the FIDIC Updates Task Group that ultimately prepared the FIDIC 2017 Red and Silver Books. Delegates will be invited to question the panel about their experiences with the 2017 'Rainbow Suite' and how those experiences compare to the 1999 versions, to debate the pros and cons of the two and to look beyond the hype.

### Participants

**Simon Worley** - Director at EIA Ltd & Task Group Leader at FIDIC UPDATES TASK GROUP, FIDIC UPDATES TASK GROUP (UK)

**Jim Maclure** - Senior Contracts Advisor, 4NETWORKING

**Nicholas Gould** - Partner, FENWICK ELLIOTT

**Marilia Xanthouli** - Contract Manager - International, STRABAG

### Liability Issues During the Life of the Project and the Evolution of Disputes

16:00 - 16:50

- Common liability issues
- Steps to minimise or avoid liability disputes pre-contract signature
- Effective project implementation
- Establishing contractual entitlements
- How disputes evolve during the life of the project

### Participants

**Edward Foyle** - Partner, FENWICK ELLIOTT

**James Cameron** - Partner, FENWICK ELLIOTT

### Chair's Closing Remarks

16:50 - 17:10

### Drinks Reception

17:10 - 19:10

# SCHEDULE

MAIN CONFERENCE - DAY 1 - 05/07/2022

Construction Contracts & Law Conference

5th & 6th July  
The Tower Hotel  
London, UK

TIME	
09:00	09:00 - Networking
10:00	10:00 - Chair's Opening Remarks 10:20 - Post COVID-19 Contractual Review With a Highlight on Civil Law Jurisdictions
11:00	11:10 - The Legal and Practical Impacts of Sanctions on Construction Contracts
12:00	12:00 - Lunch & Networking Break
13:00	13:00 - Contract Risk Allocation & The Use of Standard Contracts and Clauses 13:50 - Risk-Determining Factors of Cooperative and Conventional Construction Contracts
14:00	14:40 - Afternoon Coffee & Networking Break
15:00	15:10 - FIDIC 1999 v 2017 –Beyond the Hype
16:00	16:00 - Liability Issues During the Life of the Project and the Evolution of Disputes 16:50 - Chair's Closing Remarks
17:00	17:10 - Drinks Reception

### Breakfast & Networking

09:00 - 10:00

### Chair's Opening Remarks

10:00 - 10:20

### Types of Disputes & Issues on Projects

10:20 - 11:10

- This comprehensive session will look at common types of disputes and its causes, with particular reference to:
  - Disputes involving delay, disruption, defects, and variations
  - Remedies and processes under contracts such as suspension and termination
  - Issues arising under contracts associated with the bringing of a claim, such as notices and early warning processes
  - How the mechanics work out in construction disputes
  - Contractual issues associated with disputes, such as design responsibility and ground conditions
  - Assessment and limitation of damages

### Participants

**Seán Mac Labhraí** - Head of Legal, ARDMORE CONSTRUCTION

**Nabeel Khokhar** - Contract Manager - Expert Consultant, STRABAG

**Matthew Finn** - Senior Managing Director, ANKURA

### Constant Risk Management & Regular Contract Review

11:10 - 12:00

- How to improve and manage:
  - constant communication/engagement
  - scope definition
  - variations
  - unrealistic expectations
  - diverging priorities

What tools are available developed by construction experts together with sociologies to measure and track the level of cooperation on construction projects?

### Participants

**Didier Guynet** - Principal Procurement Specialist, ASIAN DEVELOPMENT BANK

**Ida Jacobsen** - Lead Contract Developer in Procurement Excellence, ØRSTED

**Andrea Corso** - Legal Counsel, ASTALDI GROUP

**Jay Randhawa** - Senior Associate, CMS

### Lunch & Networking Break

12:00 - 13:00

### Safety, Sustainability and Ethics

13:00 - 13:50

- Environmental Health and Safety
- Prevention of Forced Labour, Gender Discrimination and Exploitation
- Building core principles into contracts
- How is sustainability criteria reflected upon and implemented

### Participants

**Kofi Awanyo** - Lead Procurement Specialist, WORLD BANK GROUP

**Suzanna Lovell** - Head of Legal - Construction, KIER GROUP

**Hamish Lal** - Partner – International Arbitration and Litigation, AKIN GUMP

### Construction Defects

13:50 - 14:40

- Construction defect claims
- The right to cure and other rights
- Pursuing/defending claims
- Mechanics of claims management

### Participants

**Adrian Pound** - Head of Legal, JOHN SISK LTD

**Adrian Bell** - Partner, CMS

**Andrey Artyushenko** - Managing Partner, Artyushenko & Partners Boutique Law Firm

### Afternoon Coffee & Networking Break

14:40 - 15:10

### Dispute Avoidance and Resolution

15:10 - 16:00

- Forward-facing dispute resolution strategies to calm conflicts and cut costs
- Compromise approaches and ADR
- Commercial negotiation
- Adjudication
- Expert determination
- Dispute Boards: Greater use of review boards
- Mediation
- Arbitration

### Participants

**Nabeel Khokhar** - Contract Manager - Expert Consultant, STRABAG

**Amr Abdel Jalil** - Commercial & Contracts Director, KHATIB & ALAMI

**Evgeny Smirnov** - Associate Director, Policy Advisor, EUROPEAN BANK FOR RECONSTRUCTION AND DEVELOPMENT

**Tony Dymond** - Partner, DEBEVOISE & PLIMPTON

### Tools & Techniques: Construction Industry Arbitrations

16:00 - 16:50

- Tools and techniques for effective management of arbitrations
- Expedited arbitration rules
- Role of the emergency arbitrator
- ICC arbitration rules/guidance
- UNCITRAL, LCIA, CIArb

### Participants

**Adrian Bell** - Partner, CMS

### Chair's Closing Remarks

16:50 - 17:00

# SCHEDULE

MAIN CONFERENCE - DAY 2 - 06/07/2022

Construction Contracts & Law Conference

5th & 6th July  
The Tower Hotel  
London, UK

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10:00	10:00 - Chair's Opening Remarks 10:20 - Types of Disputes & Issues on Projects
11:00	11:10 - Constant Risk Management & Regular Contract Review
12:00	12:00 - Lunch & Networking Break
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15:00	15:10 - Dispute Avoidance and Resolution
16:00	16:00 - Tools & Techniques: Construction Industry Arbitrations 16:50 - Chair's Closing Remarks