

PARALLEL EVENTS FOR CONSTRUCTION CLAIMS AND ADR CONFERENCE SABAH & SARAWAK 2023

A Series of Complimentary  zoom Webinars

PARALLEL EVENTS WILL BE HELD ON  zoom PLATFORM



SESSION 1

DEALING WITH FLOODING AT CONSTRUCTION SITES - HOW DOES THE C. A. R POLICY RESPOND?

DATE: 27 April 2023 (Thursday)

TIME: 11am - 12pm

SPEAKER:

Ir Pooba Mahalingam

Regional Risk Consultant, Talent Asia Training & Consulting



SESSION 2

CIPAA 101

DATE: 9 May 2023 (Tuesday)

TIME: 11am - 12pm

SPEAKER:

1. Kee Meng Fai

Partner, Belden Advocates & Solicitors

2. Terence Loh

Partner, Belden Advocates & Solicitors



belden

SESSION 3

AN INTRODUCTION TO THE FIDIC CONTRACTS AND CLAIMS

DATE: 9 May 2023 (Tuesday)

TIME: 4pm - 5pm

SPEAKER:

1. Paul Gibbons

Chief Executive Officer of Decipher Group Ltd

2. Andy Hewitt

Director of Hewitt Decipher Partnership



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DEALING WITH FLOODING AT CONSTRUCTION SITES - HOW DOES THE C. A. R POLICY RESPOND?

DATE: 27 April 2023 (Thursday)

TIME: 11am - 12pm



SPEAKER: Ir Pooba Mahalingam
Regional Risk Consultant,
Talent Asia Training & Consulting

Ir. Pooba Mahalingam - Regional Risk Consultant is based in Singapore with three decades of practical experience in risk/ insurance. Pooba is a professional engineer and operates under "Talent Asia Training & Consulting" of Singapore. He is specialized in the insurance space with special focus on engineering / property insurance and risk management aspects. Pooba has provided Expert Evidence in a few technical disputes. He served as the President of the Insurance Law Association of Singapore (ILAS) for three terms.

Pooba is a regular lecturer with BCA, SCAL, IES, REDAS, SISV & the Singapore College of Insurance (SCI) and the Malaysian Insurance Institute (MII). He is also the Author of a MII publication entitled, "Engineering Insurance." Besides training, Pooba also undertakes property risk surveys and provides consultancy services to various clients in Singapore, Kuala Lumpur and in the following regions: Asia, Middle East & Africa.

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CIPAA 101

DATE: 9 May 2023 (Tuesday)**TIME:** 11am - 12pm

**SPEAKER:**
Kee Meng FaiPartner, Belden
Advocates & Solicitors

Meng Fai initially practised in Belden but later moved to Singapore where he practised with Rajah & Tann Singapore LLP from 2012-May 2015. In May 2015, Meng Fai returned to Belden as a Partner of the firm.

Meng Fai's focus is in the area of claims and disputes in the construction, engineering and mining industry. Meng Fai also advises clients on industrial relations, insurance and commercial disputes. Meng Fai has handled domestic and international arbitrations in Singapore and Malaysia and various contractual and statutory compulsory adjudications. Meng Fai is familiar with all domestic standard forms of Contract as well as the international forms such as SIA and FIDIC. His experience in claims advisory and dispute resolution in the industry includes:

- Design and construction of Electric Transmission and Stringing
- Design and installation of hardware and software for Remote Meter Reading Project
- Mining works at the Life of Mine Project
- Design and construction of Mixed Development Projects
- Design and construction of Double Tracking Railway Projects
- Design and construction of Coal Fired Power Station Projects
- Rehabilitation of 275kV Substation
- Design and construction of Oil Storage Terminal
- Shutting down of a Polycarbonate Factory

Terence's practice is focused on construction and engineering matters. He regularly advises clients on bespoke contracts and various standard forms of contract such as FIDIC, JCT, PAM and PWD Standard Form. Terence also provides on-project legal consultancy.

Terence has appeared at all levels of the Malaysian Court system, and in domestic and international arbitrations. He has also represented clients in other forms of dispute resolution process such as adjudication, mediation and expert determination. His experience in claims advisory and dispute resolution in the construction and engineering industry includes:

- M&E works for a mixed development in the Middle East
- Corrosion of painting material supplied to fabrication yard and oil & gas terminal
- Building works for a mixed development project in the Middle East
- Design and fabrication of offshore rigid risers and connection of the risers to the subsea flexible flowlines
- Temporary works for a 1000MW coal fired power plant
- Provision of equipment and software for wireless remote meter reading system
- Design, execution and completion of the works for a 132 kV Double Circuit Underground Cable
- Piling, Raft Foundation and Associated Earthworks for a mixed development
- Design, engineering, manufacture, supply, erection, testing and commissioning of Solar PV Power Plant on a turnkey basis
- Corrosion of copper in the transformer, switchgear and other equipment due to corrosive gas emanating from a sewerage treatment plant
- Structural works for hotel, commercial buildings, convention centre and mixed developments

**SPEAKER:**
Terence LohPartner, Belden
Advocates & Solicitors**PARALLEL
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AN INTRODUCTION TO THE FIDIC CONTRACTS AND CLAIMS

The FIDIC forms of contract have become the go-to and most frequently used construction contracts internationally, particularly in countries that have not developed their own standard contracts. FIDIC contracts are available for construction; design and build; engineer, procure and construct; design, build and operate; small works; tunnelling, dredging and consultancy services, so it is vital to select the most appropriate form of contract for the project.

In the first part of the presentation, Andy will introduce the FIDIC forms of contract and explain their various uses within the industry. He will also offer advice on how to select the right contract for your project to ensure success.

In the second part of the presentation, Paul will discuss claims and offer some tips on how to compile a strong claim. Badly presented construction claims do not allow the parties to settle issues amicably, which often leads to expensive dispute resolution. By getting your claim developed properly, you will ensure that you are in a better position to negotiate.

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DATE: 9 May 2023 (Tuesday)

TIME: 4pm - 5pm



SPEAKER:

Paul Gibbons

Chief Executive Officer,
Decipher Group Ltd

Paul has over 20 years' experience in the Construction Industry, with a core discipline in Quantity Surveying. His other disciplines have been developed over the course of the last 10 years; mainly in Claims, Disputes, Expert Witness, Project Programming and Construction Law. Paul has been involved in a wide variety of construction projects including power, civil engineering, aviation, nuclear, railways, utilities and hospitals. He has worked in senior contract and commercial positions and undertaken many roles involving adjudication and development of final accounts for contractors and subcontractors. Paul has been Managing Director since 2001 of a company in the UK which offers quantity surveying, programme management and dispute resolution services to contractors, subcontractors, consultants and private clients. Paul is also a Counsellor and an Assessor for the RICS APC Pathway which allows him to provide guidance and support to Quantity Surveyors who wish to become chartered professionals.



SPEAKER:

Andy Hewitt

Director, Hewitt
Decipher Partnership

Andy has more than 40 year's involvement in building, civil engineering and interior fitting-out on a wide variety of major projects in the UK, Africa and the Middle East. During this time, he has held senior management positions such as Managing Director, Project Director, Project Manager, Commercial Manager, Contracts Manager, and Contracts and Claims Consultant. Andy has worked for contractors, subcontractors, and consultants, and this diversity of experience has led to an in-depth understanding of the construction process from concept to completion and led to him, during the past 15 years, to specialise in contractual matters, claims and disputes and the provision of education and training on construction claims, the FIDIC contracts and related matters. Andy has published the following industry books:

- Construction Claims & Responses: effective writing and presentation, which, during the first month of publication was voted book of the month by Construction Books Direct
- The FIDIC Contracts: Obligations of the Parties
- FIDIC 1999 Notices: A Guide to the Requirements, Content and Composition of Notices Under the Red, Yellow and Silver Books
- FIDIC 2017 Notices: A Guide to the Requirements, Content and Composition of Notices Under the Red, Yellow and Silver Books
- FIDIC 1999 Claims: A Guide to Claims for Extensions of Time and Additional Payment Under the Red, Yellow and Silver Books

He has had many articles published in construction industry publications and is a regular speaker and trainer at seminars, conferences and CPD events on subjects of contractual matters, claims and disputes.