

## 2-Day Course on “100 Common Problems in Construction Contract” by Ir. Lai Sze Ching

**Date** : 3 & 4 March 2021 | 6 & 7 October 2021  
**Venue** : Wisma IEM, Petaling Jaya, Selangor  
**Time** : 9.00 a.m – 5.00 p.m

**HRDF  
Claimable**

### Registration Fee (Inclusive of 6% SST)

IEM Member	Non Member
RM1,060.00	RM1,590.00

### Terms & Conditions:

- Closing date: **one week before the event**
- Payment via CASH / CHEQUE / BANK-IN TRANSMISSION / WALK-IN
- FULL PAYMENT must be settled before commencement of the course, otherwise participants will not be allowed to enter the hall. If a place is reserved and the intended participants fail to attend the course, the fee is to be settled in full.
- Fee paid is not refundable. Registration fee includes lecture notes and refreshment.
- **IEM Training Centre reserves the right to cancel, alter, or change the program due to unforeseen circumstances. Every effort will be made to inform the registered participants of any changes. In view of the limited places available, intending participants are advised to send their registrations as early as possible so as to avoid disappointment.**
- **Please be informed that the course will only be carried out if there is sufficient number of participants. The confirmation or cancellation email will be sent to the registered email address one or two weeks before the event dates.**

### CANCELLATION POLICY

IEMTC reserves the right to postpone, reschedule, allocate or cancel the course. Full refund less 30% if cancellation is received in writing more than 7 days before the start of the event. No cancellation will be accepted prior to the date of the event. However, replacement or substitute may be made at any time with prior notification and substitute will be charged according to membership status.

## Synopsis

Disputes between contractor and the client are all too common in construction contracts. To certain extent, it is said that disputes are inevitable in construction projects which predominantly arise from the complexity and magnitude of the works involved, multiple contracting parties, poorly prepared and executed contract documents, financial issues and communication problems. Any one of these factors could lead to time overrun, increased costs, and a breakdown in the parties' common objective to complete the project.

Problems arising from construction contracts could be attributable to multiple parties involved in the construction works for example the Contractor, Employer, Consultant, Architect, Nominated Sub-contractor, third party contractor etc. The common problems that the Employers and Contractors encounter in the course of their work are numerous, such as:

- What are the common breaches of Employers and Contractors?
- Does letter of intent bind the parties, and if so, under what conditions?
- What are the liabilities of an Engineer or Architect as far as design is concerned under a conventional contract and a Design and Build contract?
- Is Employer bound by the information and data provided in tender document?
- What does it mean by progressing the work regularly and diligently?
- Is the extension of time clause for the benefit of the Employer or Contractor?
- Does the Employer need to prove his actual loss in order to impose liquidated damages?
- Can the calling of an on-demand performance bond be stopped by the Contractor?
- What are the issues need to be taken note of in an adjudication proceeding?

This seminar will provide a detailed analysis to the above problems and their related issues.

## Course Schedule & Outline

Day 1		Day 2	
08:30 – 09:00	Registration	08:30 – 09:00	Registration
09:00 - 10:45	<ul style="list-style-type: none"><li>• The Nature of Construction Contracts</li><li>• Common Breaches</li></ul>	09:00 - 10:45	<ul style="list-style-type: none"><li>• Extension of Time</li><li>• Programme of work</li></ul>
10:45 – 11:00	Tea Break	10:45 – 11:00	Tea Break
11:00 – 13:00	<ul style="list-style-type: none"><li>• Design</li><li>• Tender</li><li>• Contractor's Obligations</li></ul>	11:00 – 13:00	<ul style="list-style-type: none"><li>• Performance Bonds</li></ul>
13:00 – 14:00	Lunch Break	13:00 – 14:00	Lunch Break
14:00 – 15:30	<ul style="list-style-type: none"><li>• Employer's Duties</li><li>• Letters of Intent</li></ul>	14:00 – 15:30	<ul style="list-style-type: none"><li>• Liquidated Damages</li></ul>
15:30 – 15:45	Tea Break	15:30 – 15:45	Tea Break
15:45 – 17:00	<ul style="list-style-type: none"><li>• Completion of Projects</li><li>• Time for Completion</li></ul>	15:45 – 17:00	<ul style="list-style-type: none"><li>• Payment</li><li>• Adjudication</li></ul>

## **About The Course Leader**

Ir. Lai Sze Ching graduated as a Mechanical Engineer from the University of Malaya. He also holds LL.B degree from the University of London and LL.M from the University of Malaya, majoring in Alternative Dispute Resolution, Arbitration Law, Remedy and Construction Law. In addition, he also holds a Diploma in International Commercial Arbitration (UK) and Certificate of Legal Practice from the Qualifying Board of Malaysia. Ir. Lai has more than 30 years working experience in the field of construction and property development. He is currently the Managing Director of a consulting firm involved in Project and Contract Management and Contractual Claims. Ir. Lai had been invited to deliver papers on construction, water supply and sewage treatment in various international seminars and conferences. He had also written various articles on ADR, Arbitration and Construction disputes and had conducted talks on Law for Engineers and on Construction Law to local companies and Universities. Being an accreditor of Engineering Accreditation Council Malaysia, he is also actively involved in the accreditation of local engineering programmes. He is currently a member of the Industry Advisory Panel for LimKokWing University of Creative Technology and Multimedia University. Ir. Lai has also been appointed as the Student Ambassador for the External Law Programme of University of London. He is empanelled as Arbitrator, Mediator and Adjudicator in the panel of Kuala Lumpur Regional Centre of Arbitration (KLRC).

## **Who Could Benefit From The Course**

- Project Directors
- Contract Managers / Executives
- Project Managers / Engineers
- Project Architects
- Site Managers / Site Agents
- Quantity Surveyors
- Site supervisors
- Developers
- Contractors and sub-contractors

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“100 Common Problems in Construction Contract”  
by Ir. Lai Sze Ching**

**REGISTRATION FORM**

Email: [athirah@iem.org.my](mailto:athirah@iem.org.my)      webpage: [www.iemtc.com](http://www.iemtc.com)  
Organized by: **IEM Training Centre Sdn Bhd**

**HRDF  
Claimable**

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Date	IEM Member	Non Member
<input type="checkbox"/> 3 & 4 March 2021	<input type="checkbox"/> RM1,060.00	<input type="checkbox"/> RM1,590.00
<input type="checkbox"/> 6 & 7 October 2021	<input type="checkbox"/> RM1,060.00	<input type="checkbox"/> RM1,590.00

No	Name(s)	IEM No.	Grade	Fee (RM)
1.				
2.				
3.				
<b>TOTAL PAYABLE</b>				

You may make payment via Telegraphic Bank Transfer (Please forward soft copy of payment advice):-

Account Name : **IEM TRAINING CENTRE SDN BHD**  
 Account Number : 514169143176  
 Bank Name : Malayan Banking Berhad  
 Bank Address : Jalan Sultan, 46200 Petaling Jaya, Selangor Darul Ehsan, Malaysia  
 Swift Code : MBBEMYKL

**NB: Kindly take note that all telegraphic charges to be borne by the participants.**

Enclosed herewith a crossed cheque No: \_\_\_\_\_ for the sum of RM \_\_\_\_\_ issued in favour of “**IEM Training Centre Sdn Bhd**” and crossed ‘A/C payee only’. I/We understand that the fee is not refundable if I/We withdraw after my/our application is accepted by the Organising Committee as stated in the **cancellation term**. If I/We fail to attend the seminar, the paid registration fee will not be refunded.

Contact Person: \_\_\_\_\_ Designation: \_\_\_\_\_

Name of Organization: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone No.: \_\_\_\_\_ (O) \_\_\_\_\_ (HP) \_\_\_\_\_ (Fax)

Email: \_\_\_\_\_

\_\_\_\_\_  
Signature & Stamp

\_\_\_\_\_  
Date