

## 2-Day Course on “Adjudication – Procedures and Problems” by Ir. Lai Sze Ching

**Date** : 8 & 9 September 2021  
**Venue** : Wisma IEM, Petaling Jaya, Selangor  
**Time** : 9.00 a.m – 5.00 p.m

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

Online Training		Onsite Training	
IEM Member	Non Member	IEM Member	Non Member
RM780	RM980	RM1,000	RM1,200

### 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

Payment has always been a major problem in construction industry. To overcome this problem, a dispute resolution process known as adjudication was introduced in UK and thereafter to Australia, New Zealand and Singapore.

Construction Adjudication is a 'rough and ready' dispute resolution process available to almost all parties to construction contracts. It is meant to provide for a swift interim dispute resolution process. Its primary purpose is to provide an interim solution to a dispute in order to maintain cash flow through the supply chain, from the manufacturers of building materials to sub-contractors and eventually to Main Contractors. The adjudication can either be a contractual or statutory procedure.

Followed other countries, Malaysia had enacted the Construction Industry Payment and Adjudication Act 2012 (CIPAA) which will provide statutory adjudication to parties involved in payment disputes. The Act had taken effect since 15<sup>th</sup> April 2014. There are, till June 2015, more than 100 cases being filed for adjudication in KLRCA. Thus the parties are now able to resolve their payment disputes via statutory adjudication under the Act.

This Seminar aims to provide the procedure required under the Act for Statutory adjudication and also the potential problems that parties may encounter.

## 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>• Introduction</li><li>• Statutory and Contractual Adjudication</li><li>• Scope of CIPAA</li></ul>	09:00 - 10:45	<ul style="list-style-type: none"><li>• Adjudication Claim</li><li>• Adjudication Response</li><li>• Reply to Adjudication Response</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>• Application and Non-application</li><li>• Definition</li></ul>	11:00 – 13:00	<ul style="list-style-type: none"><li>• Conduct of Adjudication Proceeding</li><li>• Adjudication Decision</li><li>• Costs, Interests etc.</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>• Payment Claim</li><li>• Payment Response</li></ul>	14:00 – 15:30	<ul style="list-style-type: none"><li>• Effect of Adjudication Decision</li><li>• Recourse of Adjudication Decision</li><li>• Enforcement of Adjudication</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>• Commencement of Adjudication</li><li>• Right to Refer to Adjudication</li><li>• Initiation of Adjudication</li></ul>	15:45 – 17:00	<ul style="list-style-type: none"><li>• Role of KLRCA</li><li>• Pay-When-Paid Clause</li><li>• Contracting out of CIPAA?</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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**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**

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

Date	Online Training		Onsite Training	
	IEM Member	Non Member	IEM Member	Non Member
8 & 9 September 2021	<input type="checkbox"/> RM780	<input type="checkbox"/> RM980	<input type="checkbox"/> RM1,000	<input type="checkbox"/> RM1,200

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: \_\_\_\_\_

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