CLAIM AND DISPUTES UNDER FIDIC CONTRACTS



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Introduction

Claim and Disputes under FIDIC Contracts Training Course equips contract and project professionals to manage claims and resolve disputes on FIDIC-based projects. Participants study the FIDIC Red, Yellow and Silver Books, focusing on Clause 20 procedures, Engineer determinations and time-bar rules. Furthermore, the course explains notice requirements, extension of time, cost claims, variations and loss of productivity analysis. In addition, learners work through the Dispute Adjudication Board and Dispute Avoidance/Adjudication Board processes, then arbitration under the ICC and FIDIC contracts. As a result, they leave able to prepare and defend claims with disciplined evidence.

Claim and Disputes under FIDIC Contracts Course Objectives

- Explain the structure of the FIDIC Red, Yellow and Silver Books.
- Apply Clause 20 procedures for claims, notices and determinations.
- Meet notice and time-bar requirements under Sub-Clause 20.1 and 20.2.
- Prepare extension of time claims supported by critical path analysis.
- Build cost claims with substantiation of direct and indirect costs.
- Identify variation, disruption and loss of productivity entitlements.
- Compile contemporaneous records, daily logs and progress documentation.
- Apply the Engineer's determination process and respond to it.
- Manage disputes before Dispute Adjudication and Dispute Avoidance/Adjudication Boards.
- Evaluate arbitration routes under FIDIC, ICC and UNCITRAL rules.

Course Methodology

- Instructor-led clause-by-clause review of FIDIC standard forms.

- Claim writing workshops using notice templates and claim narratives.
- Case studies of extension of time, delay and disruption disputes.
- Delay analysis exercises with as-planned versus as-built comparison.
- Simulated Dispute Adjudication Board hearings with reasoned findings.
- Model notices, templates and checklists retained after the course.

Who Should Take This Course

- Contract and claims managers on construction projects.
- Quantity surveyors and cost engineers.
- Project managers and site engineers.
- Legal counsel and dispute resolution advisors.
- Employers' representatives and consultants.
- Schedulers and delay analysts.

Claim and Disputes under FIDIC Contracts Course Outlines

Day 1: FIDIC Contracts and the Claims Framework

- The FIDIC family: Red Book, Yellow Book and Silver Book.
- Risk allocation and design responsibility across the forms.
- The role and authority of the Engineer.
- Sub-Clause 20.1: contractor's claims and notice requirements.
- Sub-Clause 20.2: employer's claims and responses.
- Time bars, condition precedent and the effect of late notice.
- Documents that form the contract and their order of precedence.

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Day 2: Preparing and Presenting Claims

- Claim causation, entitlement and quantification structure.
- Writing claim narratives and chronological statements.
- Extension of time claims and delay events.
- Critical path method and time impact analysis.
- Cost claims: site overheads, head office overheads and financing charges.
- Supporting evidence: programme updates, records and correspondence.
- Common weaknesses that defeat valid claims.

Day 3: Delay, Disruption and Variations

- Delay analysis methods: time impact, impacted as-planned and windows.
- Concurrent delay and its treatment under FIDIC.
- Disruption and loss of productivity claims.
- Variation procedures and instruction requirements.
- Valuation of variations and omission adjustments.
- Acceleration, mitigation and constructive acceleration concepts.
- Global claims and their limitations.

Day 4: Engineer's Determination and Dispute Boards

- The Engineer's determination process and the 42-day response period.
- Dissatisfaction notices and the next steps.
- Dispute Adjudication Board powers and procedures.
- Dispute Avoidance/Adjudication Board under the 2017 editions.
- Preparing submissions, witness evidence and hearing strategy.

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- Enforcing interim decisions pending final resolution.
- Practical case reviews of board outcomes.

Day 5: Arbitration and Settlement Strategy

- Amicable settlement periods and cooling-off requirements.
- Arbitration under the ICC Rules and FIDIC's default provisions.
- Tribunal composition, procedural orders and disclosure.
- Expert evidence and quantum assessment in arbitration.
- Enforcement of awards and the New York Convention.
- Mediation and structured settlement approaches.
- Claim strategy workshop with a live dispute scenario.

Conclusion

By successfully completing Claim and Disputes under FIDIC Contracts, participants will gain a detailed working knowledge of Clause 20 procedures, delay and disruption analysis, cost substantiation and dispute board practice. They will also have acquired the confidence to draft notices, build defensible claims and argue positions before adjudicators and arbitrators. Gentex Training Center delivers the programme through clause review, claim workshops and a simulated hearing, so learners practise every step.

FAQs for the Claim and Disputes under FIDIC Contracts course

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Q1 What is the "Claim and Disputes under FIDIC Contracts" course about?

It covers how claims arise and are resolved on FIDIC-based projects. Topics include Clause 20 notice and time-bar rules, extension of time and cost claims, delay analysis, Engineer determinations, dispute boards and arbitration.

Q2 What are the key benefits of the "Claim and Disputes under FIDIC Contracts" course?

You learn to protect contractual entitlements by serving correct notices on time and substantiating claims properly. The course also improves negotiation and adjudication outcomes and reduces the risk of losing valid claims on procedural grounds.

Q3 What skills will I gain from the "Claim and Disputes under FIDIC Contracts" course?

FIDIC Clause 20 claims preparation and notice management, delay analysis and extension of time quantification, cost claim substantiation, and dispute board and arbitration management.

Q4 What tools, methods, or standards are covered in the "Claim and Disputes under FIDIC Contracts" course?

The FIDIC Red, Yellow and Silver Books including the 2017 editions, Sub-Clause 20.1 and 20.2, Dispute Adjudication Boards and Dispute Avoidance/Adjudication Boards, critical path and time impact analysis, and ICC and UNCITRAL arbitration rules.

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Q5 How is the "Claim and Disputes under FIDIC Contracts" course applied in real-world practice?

Professionals use it to issue notices, build claim files, respond to determinations, prepare board submissions and argue cases in arbitration. Participants draft notices and claim narratives and take part in a simulated adjudication hearing.