MANAGING CONSTRUCTION CONTRACTS

Course Duration: One-Day

Course overview
A construction project of any significance involves contracts. An understanding of how to draft, interpret and manage such legal documents can be the difference between a project’s success or failure.

This one-day workshop introduces participants to the idiosyncrasies of construction contracts and the complexities in managing the risk, changes and multiple stakeholders involved in a multi-tiered, long term project delivery.

Experienced legal professionals will demonstrate how to deal with typical issues arising under construction contracts including change; scope creep; variations; delays; site conditions; non-performance; claims and dispute management. The Australian Standards for contracts (AS2124 and AS4000) will also be explained, with reference to recent case law interpretations of provisions or clauses.

Target audience
This workshop is designed for engineers and related professionals with 5 – 8 years’ experience. Particularly useful for project managers, contract and procurement professionals, site staff, and those new to construction project teams or management.

Learning outcomes
- Broad understanding of the elements relating to construction contracting
- Confidently read and interpret common construction contracts
- Apply contract claims and clauses correctly
- Manage typical contract issues and use appropriate dispute resolution / negotiation skills

Course benefits
Participation in this workshop will develop the skills and knowledge to successfully manage construction project contracts.

This includes an increased awareness of how to manage the risks, stakeholders and changes involved, interpret and apply common clauses, and understand recent Australian case law precedents.

Course topics
- Contract refresher
- What makes construction contracting so different and challenging?
- Construction disputes in Australia
- Recent construction case law
- Common issues in construction contracts
  - Defects
  - Delays
  - Latent Conditions
  - Payment (and Security of Payment Legislation)
  - Extensions of Time
  - Variations
  - Security
  - Time
  - Termination
  - Non-performance
- Australian Standards
- Contract/Project delivery models: lump sum; cost plus; D & C; Schedule of Rates; PPP & alliance contracts
- Claims Management
- Dispute Management
- Negotiation skills