Variations – What are the Limits?

Speakers

Edwin Lee,
Partner,
Eldan Law LLP

Kirindeep Singh,
Partner,
Rodyk & Davidson LLP

Program

1.30pm Registration

2.00pm Opening Remarks by Chairman
- Dr John Min, 1st Vice President,
   Singapore Institute of Building Limited

   Session 1
   - Edwin Lee, Partner, Eldan LLP

3.30pm Tea Break cum Networking

4.00pm Session 2
   - Kirindeep Singh, Partner, Rodyk & Davidson LLP

5.00pm Questions & Answers Session
   Panelist: Dr John Min
   Teoh Wooi Sin
   Edwin Lee
   Kirindeep Singh

Save the Date

Date: 4 July 2014, Friday
Time: 2pm to 5.30pm
(Registration starts at 1.30pm)
Venue: Carlton Hall,
Level 2, York Hotel

Who Should Attend

- Architects
- Consultants
- Contract Managers
- Contract Administrators
- Developers
- Engineers
- Management Corporation Representatives
- Project Managers
- Quantity Surveyors
- Sub-Contractors
- Insurers

CPD Credit
SISV, QS Division, & AIQS
= 4 CPD Points
SIA-BOA = pending
PEB = pending

Certificate of Attendance
Certificate of Attendance will be awarded upon successful completion of the seminar.
This seminar will discuss the usefulness of having variation clauses in contracts, and how they should be properly drafted. It will highlight key issues on the limitations regarding variations, such as how many variations would be too many, and how large would be too large. Some of the areas to be discussed are as follows:

1. Employer’s rights and powers to request changes and order variations
2. What are the limits to the power to vary?
3. Are all types of omissions and additions allowed?
4. Instances when variations get “too much and too many”
5. Contractual consequences of changes to scope of work
6. The contractor’s right to submit variation claims
7. Condition precedents to claims for variations – clauses in standard form contracts
8. Issues arising from claims (eg differences in quantities; basis for price adjustments)

Synopsis

Edwin is one of the founding partners of Eldan Law LLP. Practising for close to 20 years, Edwin has argued both major courtroom disputes and arbitrations. Apart from his active legal practice, Edwin is also an Adjunct Assistant Professor with the National University of Singapore, and a Consultant Instructor for the Nanyang Business School’s MBA programme. Edwin is an accredited adjudicator with the Singapore Mediation Centre, and a member of the Construction Adjudication Accreditation Committee, which oversees the selection and assessment of adjudicators. He is extremely familiar with the adjudication regime, having acted as Counsel in numerous adjudications and as both Adjudicator and Review Adjudicator to hear adjudications and adjudication reviews. He successfully acted for the claimant in the recent landmark Court of Appeal decision in Lee Wee Lick Terence v Chua Say Eng [2012] SGCA 63.

Edwin is the author of Building Contract Law in Singapore, 2nd Edition (2003), a co-author of Law & Practice of Injunctions in Singapore (2004), co-author of Confidentiality in Arbitration (2007), and one of the general editors of the annual Singapore Construction Adjudication Review.

Kirindeep Singh is a partner in Rodyk & Davidson LLP’s Litigation & Arbitration Practice Group. Kirin graduated with LLB (Hons) from the University of Leeds in 1995 and with a BCL from Oxford University in 1997.

Kirin’s primary practice areas are construction and engineering, arbitration and general civil and commercial litigation. In construction and engineering, Kirin has been involved in numerous disputes both in arbitration and litigation. He represents owners, developers, consultants, and contractors in construction and engineering disputes under standard form and bespoke contracts. He has acted for parties in major infrastructure, building and redevelopment projects in Singapore such as the MRT North-East Line Projects, the MRT Circle Line Projects, the Deep Tunnel Sewage System, the construction of Khoo Teck Phuat Hospital and the redevelopment and expansion of the National University Hospital. In addition, Kirin has been involved in the drafting of various construction and engineering contracts, and has often advised on project planning and risk management issues from inception to completion of the project.

Recently, his paper “Arbitration And Public Policy - Is The Unruly Horse Being Tamed?” was awarded Excellent Legal Paper Award at the IPBA 2013 Conference in Seoul, South Korea.

REGISTRATION FORM

Closing date for registration: 27 June 2014

Variations – What are the Limits?

Date: 4 July 2014
Time: 2pm to 5.30pm
Venue: Carlton Hall, Level 2, York Hotel, 21 Mount Elizabeth S (228516)

Fees/Category (includes GST, seminar notes and refreshments)
- S$107.00 SISV and SIBL members & staff of SISV Member firms
- S$139.10 CIJC members (ACES, IES, REDAS, SCAL, SIA, SPM); members of AIOB, AIQS, CIOB, RICS, SGBC and SCL
- S$160.50 Non Members

Name of Participants

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- [ ] By Cash
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  Crossed cheque payable to "Singapore Institute of Surveyors and Valuers". Please indicate your name, company and date of seminar on the back of the cheque.
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SISV: Dina Abdullah/KC Koh Tel: 6424 0286/6424 0287 email:dina@sisv.org.sg; qs.admin@sisv.org.sg

Notes

Registration is on a first-come-first-served basis. Registration by fax or email will only be accepted upon receipt of payment. Confirmation of registration will be given via email or fax. No cancellation is allowed once registration is confirmed.

Fees paid are not refundable under any circumstances. This will also apply to participants who are unable to attend on that day. However, substitution can be made in writing at least 3 days before the seminar. In the case of a non-member substituting a member, the non-member will have to pay the fee difference.

The Organizer reserves the rights to change the programme or cancel the seminar as may be necessary. Every effort will be made to inform participants in the seminar of any cancellation and full refund will be made to participants.

Please return the registration form and payment to:
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