Construction operates in dynamic environments and is often described as complex. A contract is therefore essential and is a key document for the success of any project for all parties involved. It is vital as it lays down the key elements and clear obligations to ensure full and adequate performance for successful completion of the project. It involves contract administration with good understanding of the key elements for better risk management and reduced business costs.

The Singapore Contractors Association together with SCAL Academy with the support from Singapore Mediation Centre is organising a full-day seminar on “Contracts for Dummies”. This seminar will highlight some of the key elements of contract management including the drafting of Main contracts and Subcontracts, indemnity through insurance policies, performance bond and dispute resolution mechanism. This seminar will also give an update on the recent development of the Building and Construction Industry Security of Payment Act.

The seminar will benefit anyone involved in contract management and contract administration in both public and private sectors.

**Seminar Outline:**
Recent Developments in relation to the Building and Construction Industry Security of Payment Act  
Speaker: Mr Christopher Chua, Partner, WongPartnership LLP

Drafting Construction Contracts  
Speaker: Mr Sim Chee Siong, Partner, Rajah & Tann LLP

What are Contractors’ Rights and Remedies if drawing and information are insufficient and/or not co-ordinated?  
Speaker: Mr Kishan Pillay, Senior Associate, TSMP Law Corporation

Contractors’ All Risk – What is covered & What is not & Standard Exclusion  
Speaker: Ms Karen Chin, Representative from General Insurance Association of Singapore, Property Underwriter Manager, Zurich Insurance Company Ltd (Singapore Branch)

**Professional Indemnity**  
Speaker: Ms Priscilla Yong, Representative from General Insurance Association of Singapore, Portfolio Manager (Professional Liability Department), QBE Insurance (International) Ltd

**Unconscionability Call on Demand Bond**  
Speaker: Ms Monica Neo, Partner, Chan Neo LLP

**Mediation:** Strategic Conflict Management for your Construction Disputes  
Speakers: Mr Leong Seng Onn, Executive Director, Singapore Mediation Centre  
Mr Kang Choon Boon, Principal Mediator, Singapore Mediation Centre

**Who Should Attend?**
Company Directors, Project Managers, Contract Managers / Executives, Engineers, Architects, Quantity Surveyors, Consultants, Lawyers

**Seminar Fees:**  
SCAL / SLOTs Member ~ S$260.00  
CIJC Member ~ S$330.00  
Non Member ~ S$380.00  
(fees inclusive of GST, seminar materials, 2 tea-breaks + 1 lunch)

**28 August 2015**  
8:30am to 5:30pm  
Grand Copthorne Waterfront Hotel @ 392 Havelock Road
# CONTRACTS FOR “DUMMIES”

**28 August 2015  8:30am to 5:30pm**  
Grand Copthorne Waterfront Hotel @ 392 Havelock Road

<table>
<thead>
<tr>
<th>Time</th>
<th>Agenda</th>
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<tbody>
<tr>
<td>8.30am</td>
<td>Registration</td>
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<tr>
<td>9.00am</td>
<td>Welcome Address by Mr Kenneth Loo, President, SCAL</td>
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<tr>
<td>9.10am</td>
<td>Opening Address by Guest of Honour</td>
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<td>The Honourable Justice Lai Siu Chiu, Senior Judge, Supreme Court of Singapore</td>
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<tr>
<td>9.20am</td>
<td>Recent Developments in relation to the Building and Construction Industry Security of Payment Act</td>
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<tr>
<td></td>
<td><em>by Mr Christopher Chuah, Partner, WongPartnership LLP</em></td>
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<tr>
<td>10.05am</td>
<td>Tea Break</td>
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<tr>
<td>10.30am</td>
<td>Drafting Construction Contracts</td>
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<td><em>by Mr Sim Chee Siong, Partner, Rajah &amp; Tann LLP</em></td>
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<tr>
<td>11.15am</td>
<td>What are Contractors’ Rights and Remedies if Drawing and Information are Insufficient and/or Not Co-ordinated?</td>
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<td><em>by Mr Kishan Pillay, Senior Associate, TSMP Law Corporation</em></td>
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<tr>
<td>12.00pm</td>
<td>Question and Answer</td>
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<tr>
<td>12.45pm</td>
<td>Lunch</td>
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<td>1.45pm</td>
<td>Contractors’ All Risk – What is covered &amp; What is not &amp; Standard Exclusion</td>
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<td><em>by Ms Karen Chin, Representative from General Insurance Association of Singapore, Property Underwriter Manager, Zurich Insurance Company Ltd (Singapore Branch)</em></td>
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<td>2.15pm</td>
<td>Professional Indemnity</td>
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<td><em>by Ms Priscilla Yong, Representative from General Insurance Association of Singapore, Portfolio Manager (Professional Liability Department), QBE Insurance (International) Ltd</em></td>
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<td>2.45pm</td>
<td>Unconscionability Call on Demand Bond</td>
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<td><em>by Ms Monica Neo, Partner, Chan Neo LLP</em></td>
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<tr>
<td>3.30pm</td>
<td>Tea Break</td>
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<tr>
<td>4.00pm</td>
<td>Mediation: Strategic Conflict Management for your Construction Disputes</td>
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<tr>
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<td><em>by Mr Loong Seng Onn, Executive Director, Singapore Mediation Centre and Mr Kang Choon Boon, Principal Mediator, Singapore Mediation Centre</em></td>
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<tr>
<td>4.45pm</td>
<td>Question and Answer</td>
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<tr>
<td>5.30pm</td>
<td>End</td>
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For enquiries, please contact Ms Tan Wei Xuan / Ms Elene Yeo at 6793 9020 or email to weixuan@scal.com.sg / elene@scal.com.sg
Recent Developments in relation to the Building and Construction Industry Security of Payment Act

Common Problems and Potential Solutions:
- Computation of timeliness in relation to service of payment claims and payment responses under the SOP Act;
- Whether prolongation claims can be claimed under the SOP Act;
- Interpretation of ‘adjudicated upon’ and repeat claims;
- What constitutes “pay-when-paid” provisions;
- What constitutes failure to comply with the SOP Act and/or Regulations;
- How to enforce payment of the adjudicated amount; and
- Scope of adjudicator’s powers in adjudication review.

Speaker:
Mr Christopher Chuah
Partner, Head - Infrastructure, Construction & Engineering Practice, WongPartnership LLP

Christopher Chuah heads the Infrastructure, Construction & Engineering Practice and is a Partner in the China Practice. His main areas of practice encompass both front-end drafting/advice and construction disputes, both litigation and arbitration. He is a leading light in the field of building and construction law and has authored various books on this subject. He is one of the General Editors of the Singapore Construction Adjudication Review. Christopher is a legal advisor to the Singapore Contractors Association Limited, as well as a member of the Committee for International Construction and Building Contracts. He is a Fellow of the Singapore Institute of Arbitrators and Chartered Institute of Arbitrators, as well as the Chartered Institute of Building. He has also been appointed to the Singapore International Arbitration Centre’s Main Panel of Arbitrators and is also on the Panel of Arbitrators of the Kuala Lumpur Regional Centre for Arbitration. Christopher is an adjudicator under the Building & Construction Industry Security of Payment Act (Cap 30B) and a member of the Construction Adjudicator Accreditation Committee, formed by the Singapore Mediation Centre to assist with the training and accreditation of adjudicators.

Drafting Construction Contracts

Drafting Construction Contracts – for main contract and sub-contract. What are the essential terms to look out? The presentation will discuss on the drafting considerations and recent legal developments relating to common clauses like variation, extension of time, payment, retention sum, termination and performance bond.

Speaker:
Mr Sim Chee S iong
Partner, International Arbitration, Construction & Projects, Rajah & Tann Singapore LLP

Chee Siong’s areas of practice encompass a wide range of contentious and non-contentious work in the areas of construction, engineering and infrastructure projects. On the contentious side, Chee Siong has extensive litigation, adjudication, arbitration and mediation experience both domestic and international. His clients span the spectrum of the industry, including developers, contractors, sub-contractors and suppliers of various tier and consultants. His experience includes disputes relating to oil and gas projects, power plants, specialized process plant such as sewage treatment plant, copper smelting and refining plant, marine oil terminal, hotels, specialized warehouses and logistics complexes. On the non-contentious side, Chee Siong has been involved in major building and infrastructure projects in Singapore and in the region including developments of oil storage terminals, cement plants, luxury hotels and condominium developments and warehouses and logistics complexes. Chee Siong is a member of the Singapore Academy of Law and Law Society of Singapore.

What are Contractors’ Rights and Remedies if Drawing and Information are Insufficient and/or Not Co-ordinated?

Many contractors face the problem of being given insufficient drawings and design information by the employer or the consultants. This generally leads to time and cost implications which someone has to absorb. But who? What rights does a contractor have if it is provided with insufficient drawings or design information? How detailed or accurate should the drawings and design information be?
The seminar will address these questions, with a focus on how the PSSCOC and SIA form contracts deal with such issues.

Speaker:
Mr Kishan Pillay
Senior Associate, TSMP Law Corporation

Kishan’s experience lies primarily in dispute resolution, with a focus on construction and engineering related disputes. His clients cover the gamut of the construction industry, including developers, professional consultants and contractors. Kishan has particular expertise in proceedings related to the Building and Construction Industry Security of Payment Act, having successfully acted for both claimants and respondents in numerous adjudications, as well as setting aside applications before the High Court. Kishan is a member of the Law Society of Singapore, Singapore Academy of Law and Society of Construction Law (Singapore).

Contractors’ All Risk – What is covered & What is not & Standard Exclusion

Contractors All Risks and Erection All Risks forms an integral component to projects involving construction and installation of machinery. The insurance coverage is intended to cover loss or damage to the contract works including injury to third parties in the course of construction. It is a form of financial protection to all interested parties from Principal/Developers, Contractors, Architects/Engineers/Consultants, Suppliers and sometimes even Financiers. This is an introduction to the coverage granted under these policies. Areas covered in the presentation includes scope of coverage under Contractors All Risks and Erection All Risk, Policy Period, Insured Parties and their Relationship, Structure of Standard Contractors All Risk and Erection All Risk Policy, Scope of Covered Risks, Main Restrictions, Exclusions and Extensions and Key Risk Information.

Speaker:
Ms Karen Chin
Representative from General Insurance Association of Singapore, Property Underwriter Manager, Zurich Insurance Company Ltd (Singapore Branch)

Karen joined Zurich Insurance Company (Singapore Branch) in 2011 as the Property Underwriting Manager. In addition to running the Global Corporate Property department, she specializes in International Programs. Karen commenced her insurance career as a broker for an international broking house before joining the underwriting community. Throughout the course of working years, she has had experience in underwriting all non-marine lines of business from personal lines, small and medium companies to large corporations.

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Professional Indemnity
Presentation will cover on what Professional Indemnity Policy is all about. In addition, some of the standard terms and conditions will be highlighted as well as some claims examples/scenarios will be provided.

Speaker:
Ms Priscilla Yong
Representative from General Insurance Association of Singapore, Portfolio Manager (Professional Liability Department), QBE Insurance (International) Ltd
Priscilla Yong is the portfolio manager of the Professional Liability Department in QBE Insurance (International) Limited. She has more than 8 years of experience handling Professional Indemnity, Medical Malpractice, Directors’ & Officers’ Liability insurance. Prior to joining QBE in year 2006, she was handling corporate communications and recruitment at Oliver Wyman in Asia.

Unconscionability Call on Demand Bond
The presentation will discuss the difference between conditional and on-demand performance bond, and the development of the law in granting injunction to restrain call made on on-demand bond including the latest Court of Appeal decision.

Speaker:
Ms Monica Neo
Partner, ChanNeo LLP
Monica is one of the few lawyers in Singapore that dedicated her practice solely on construction and construction-related matters. Indeed, since admission to the Singapore Bar in 1993, her focus has always been on construction law and she has acted as counsel in many construction cases both in courts, arbitrations, adjudications and all forms of dispute resolutions. She has also been appointed by the Singapore International Arbitration Centre (SIAC) and the Singapore Contractors Association Ltd (SCAL) as the sole arbitrator on construction disputes, and has lectured at the Singapore and Temasek Polytechnics and tutored at the School of Architecture, National University of Singapore. She speaks regularly at building and construction law seminars and has authored and co-authored a number of books including “The Singapore Standard Form of Building Contract – An Annotation” (Lexis Nexis, 2000), “Construction Defects: Your Rights and Remedies” title of the Sweet & Maxwell’s Law for Layman Series (2004), and the chapter on “Construction Contracts” in Law Relating to Specific Contracts in Singapore (Sweet & Maxwell 2008).

Mediation: Strategic Conflict Management for your Construction Disputes
Disputes are inevitable in the construction industry due to the multi-parties involved in a project, ranging from the developer to the contractors, subcontractors, and down to the suppliers. Contractors often face disputes related to costs and payment, especially variation costs, and disagreements over contractual terms and deliverables. As more and more construction firms are choosing mediation to resolve their disputes, success stories will be shared to highlight the use of mediation to reap substantial savings in costs and time, allow your business control over the outcome and preserve valuable business relationships, all within a private and confidential setting.

Speakers:
Mr Loong Seng Onn
Executive Director, Singapore Mediation Centre
Seng Onn has been with the Singapore Mediation Centre (SMC) since its inception. He currently holds the appointment of Executive Director, SMC. He is involved in the strategic development of SMC as well as its day to day operations. Seng Onn is on the panel of mediators of SMC as well as the Singapore International Mediation Centre. He is also a CEDR and IMI (International Mediation Institute) accredited mediator and a gazetted mediator for the Tribunal for the Maintenance of Parents. Seng Onn has mediated and resolved a great diversity of disputes, ranging from family matters to complex commercial disputes.

Mr Kang Choon Boon
Principal Mediator, Singapore Mediation Centre
Choon Boon is currently the Managing Director of the construction company, B19 Technologies Pte Ltd. He held various roles with SCAL’s Management Committee from 1991 to 1999, and was most notably the first Vice-President, and a member of the Board of Directors. He was also actively involved in the Industrial Safety Committee, Organising Chairman for the National Construction Safety, Labour Committee, HDB Contractors Committee, Singapore List of Trade Subcontractors, Design and Build Committee, and Lu Ban Committee among others.

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Seminar Registration Form

Please complete the Registration Form and send the completed form by E-mail or Fax to SCAL Academy before 17 August 2015. For further enquiries, please do not hesitate to contact: Miss Tan Wei Xuan / Miss Elene Yeo | Tel: 6793 9020 | Fax: 6795 2584 / 6793 4401 Email: weixuan@scal.com.sg / elene@scal.com.sg

Participants Information (Please Write / Type or Print Clearly in Capital Letters)

Name: ____________________________ NRIC/FIN _______________ Designation: _______________

Name: ____________________________ NRIC/FIN _______________ Designation: _______________

Name: ____________________________ NRIC/FIN _______________ Designation: _______________

Organisation / Institution: ____________________________ Company Reg No: _______________

Address: ______________________________________

Contact Person: ____________________________ Tel : (Office) _______________ (Mobile) _______________

Fax: ____________________________ Email: ____________________________

Seminar Registration Fees (Please tick the appropriate box)
SCAL/SLOTS Member □ $260.00
CIJC Member □ $330.00
Non-Member □ $380.00

Note: All rates quoted in Singapore Dollars (SGD). The registration fees include of 7% GST, Seminar Materials, Tea Breaks and Lunch.

Payment
By crossed cheque made payable to “SCAL Academy Pte Ltd” and send to SCAL Academy @ No 5 Jurong West Avenue 5, Singapore 649485. Please indicate for “Contracts for Dummies” behind the cheque.

Terms and Conditions
1) Written notice of replacement or withdrawal must be given at least 7 Days before the seminar date with a penalty charge of 50% of the seminar registration fees for withdrawal. For any replacement, $50 will be charged per participant replacement.
2) There will not be any refund or credit on fee paid.
3) Speakers, topics and venue are correct at the time of printing. SCAL reserve the right to substitute any of the speakers, cancel or change the content, venue and timing of the seminar.

Name / Authorized Signature / Designation ____________________________ Company Stamp (if applicable) ____________________________ Date ____________________________

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