

The FIDIC-ARIC-EFCA Regional Infrastructure Conference Bucharest, Romania - 12/13 March 2015

Business Programme

Day One – Morning FIDIC AND PUBLIC PROCUREMENT

8:30 – 13:00	Morning sessions
8:40 – 8:55	Opening speech
9:00 – 9:40	The New EU Procurement Directives
9:45 – 10:30	Transposition of the Directive in Romania
10:30 – 10:45	Coffee break
10:45 – 11:10	Experience from Romania and other EU States on existing procurement legislation
11:15 – 11:40	Current Use of FIDIC under the EU Procurement Rules
11:45 – 12:20	The use of FIDIC contracts in roads infrastructure The use of FIDIC contracts by contractors EU Procurement Rules and their impact on FIDIC contracts (<i>detailing on variation clauses</i>) current and new directive New Services Agreements
12:25 – 12:55	EU Funding for environment EU funding for infrastructure

Day One – Afternoon

FIDIC – DIFFERENT LAW SYSTEMS APPROACH – NEW RULES

14:00 – 14:15	An outline of the main FIDIC Contracts
14:20 – 14:40	Modifying FIDIC: implications; Pros and Cons – general aspects
14:45 – 15:25	Starting from ‘new’ Particulars, to recommend if, what and when can still be added to without distorting equilibrium and current principles and philosophy of FIDIC Comparison: the operation of the FIDIC contracts under civil and common law
15:30 – 15:45	Coffee break
15:50 – 16:45	Discussions on application in other EU States – other civil law countries as mirror;
16:50 – 17:15	Romanian Law provisions for use of FIDIC contracts – accommodating such – lessons learnt; Licensing of FIDIC in National situations – including translation, adaptation and harmonization with National legislation



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Day Two – Morning MANAGEMENT OF CLAIMS, PREVENTION AND RESOLUTION OF DISPUTES

8:45 – 12:45

8:45 – 9:20

Variation Orders;
Contract value v. Price – possibility to modify FIDIC contracts after conclusion – public law prospective

9:25 – 10:25

10:30 – 10:45 coffee break

10:45 – 11:25

Claims Management;
DAB provisions in FIDIC; DAB appointments – the importance of properly trained and assessed adjudicators; + case study/ies;
DAB decisions upheld in arbitration – DAB a cheaper and faster way to deal with disputes

11:30 – 12:10

Adjudication – application, use of adjudication in EU States
Adjudication – general aspects
Arbitration provisions

12:15 – 12:45

DAB in action (mock hearing)

Day Two – Afternoon

14.00 – 14.20

Integrity

General aspects;
Abnormal low tenders

14.25 – 14.55

15.00 – 15.20

Training

Training on FIDIC contracts
Accredited training
The Romanian experience

15.20 – 15.35 Coffee break

15.40 - 16.00

Training experience from other EU States.

16.05 – 16.45

Experience from other CIS states
Ukraine, Uzbekistan, Russia

16.45 – 17.00

Conclusion

Summary of key issues; action items; way forward



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Confirmed Speakers to Date

Enrico Vink, FIDIC

Michael Stanciu, ARIC

Jan van Der Putten, EFCA

Jaap de Koning, EFCA Chair

Poland – **Jakub Bialochowski**

Hungary – **Andras Rev**

Bulgaria – **Adriana Spassova**

Austria - **Gunther Thaler** (Strabag)

Romania, **Laurentiu Plosceanu**, ARACO

Romania - **Diana Antofie**, ARIC

Romania, **Adrian Nichisov**, Ministry of European Funds

Benoit Nadler, European Commission, DG Regional and Urban Policy Romania

Sweden, **Aicha Nadar**, consultant, FIDIC Updates Task Group,

Romania, **Giorgiana Tecuci**, Tecuci & Paltineanu

Romania, **Cristina Ivan**, Ivan & Associates

UK, **Edward Corbett**, Corbett &Co International Construction Lawyers

France, **David Brown**, Clyde & Co;

Romania - **Cremona Cotovelea**, Tecuci & Paltineanu

Poland – **President SIDIR**, Tomasz Latawiec

Czech Republic – **Lukas Klee**, Metrostav

UK, **Hamish Dow**, Ascott

Luxembourg, **Alexis Gressier**, EIB

UK, **Taner Dedezade**, Corbett &Co

Romania, **Giovanni di Folco**, Techno Engineering

Germany, **Leo Grutters**, Engineer, FIDIC accredited trainer

Romania, **Florin Niculescu**, engineer and DAB

UK, **Chris Miers**, Probyn Miers,MD, Adjudicator FIDIC President's List, DRBF

Romania, **Clifford Chance Badea**

Svitlana Teush, FIDIC Ukraine

Evgeny Smirnov, EBRD



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