

# AVOIDING DISPUTES

LESSONS FROM THE PAST

ORGANISED BY



HOST PARTNER



SUPPORTING PARTNER



8.00 AM -  
5.00 PM

6 Aug 2018 | Monday

University of Reading Malaysia (UoRM), Johor

8 Aug 2018 | Wednesday

Universiti Malaysia Sarawak (UNIMAS), Sarawak

10 Aug 2018 | Friday

Universiti Teknologi MARA (UiTM), Sabah



## INTRODUCTION

Malaysia's national agenda is to transform the construction industry into one which is modern. The Construction Industry Transformation Programme (CITP) was developed with the primary objective of transforming the construction industry towards becoming highly productive, environmentally sustainable, with globally competitive players and to focus on safety and quality standards.

CITP's aim is to become the catalyst to generate positive on other sectors and to help transform Malaysia to be a developed nation with a sustainable high income economy.

The construction industry plays a key role in helping Malaysia move towards realising Vision 2020. However, construction disputes abound. Enhancing the level of knowledge of construction law may help reduce formal disputes. If this is achieved, less time and money would be wasted in resolving disputes and more effort could be put on getting construction projects completed on time, within budget, and to the contracted quality. Among the construction industry's vision includes enhancing quality in construction, increasing productivity, reducing incidences of non-payment, and help avoid or resolve disputes more efficiently.

This seminar will be used as a platform to demonstrate how this may be achieved from lessons from past experience, reviewing current practices, and innovating for the future. Recent construction court cases are reviewed for lessons to be learnt and current construction contracts are scrutinised to see how we have progressed and how we may further innovate.

## OBJECTIVES

The event objectives include:

1. To foster collaboration among institutions for the purpose of providing useful and innovative ideas to construction industry;
2. To gain more insights and make better decisions through focus on dispute avoidance rather than just dispute resolution and how the dispute resolution industry can facilitate this;
3. To consider how current standard forms of construction contracts are serving the best interest of the construction industry;
4. Provide a platform for the industry stakeholders to deliberate on innovative approaches to avoiding and resolving disputes;
5. Promote the use of modern methods of resolving disputes and modern techniques on drafting construction contracts.

## TARGET AUDIENCE

The audience will include representatives from across the construction industry and dispute resolution industry including:

- Government officials
- Construction contractors
- Consultants
- Developers
- GLCs
- Academicians
- Researches institutions
- Financial banking institutions
- Professional boards & associations

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## PROGRAMME

**6 AUG 2018 | MONDAY**  
UNIVERSITY OF READING MALAYSIA  
(UoRM), JOHOR

08.00 am – 09.00 am  
**Registration**

09.00 am – 09.10 am  
**Welcoming Speech**  
**Sr Sariah Abd Karib**  
Senior General Manager  
Policy and Corporate Sector  
CIDB Malaysia

09.10 am – 09.40 am  
**Guest Keynote Address**  
High Court Judge Johor

09.40 am – 10.00 am  
**The making of the CIDB  
Construction Law Report**  
**Professor Sr Dr Wan Maimun Wan Abdullah**  
Chairperson for Technical Committee  
– Publication of CCLR 2016

10.00 am – 10.30 am  
**Coffee Break**

10.30 am – 12.30 pm  
**Part 1 - CONSTRUCTION LAW  
REPORT**  
**Common Causes of Dispute**  
1. Certification  
2. Delay of completion of works  
3. Termination  
4. Adjudication  
5. Negligence  
**Ir. Harbans Singh K.S**

**Q&A Session**

12.30 pm - 02.30 pm  
**Lunch Break**

02.30 pm - 04.30 pm  
**PART 2 : CONSTRUCTION  
CONTRACTS**  
**Sr Dr Noushad Ali Naseem Ameer Ali**  
Past President of RISM

**Q&A Session**

04.30 pm - 04.40 pm  
**Closing Speech**  
**Sr Mohd Zaid Zakaria**  
General Manager  
Business and International Division  
CIDB Malaysia

04.40 pm  
**End & Tea-Break**

**8 AUG 2018 | WEDNESDAY**  
UNIVERSITI MALAYSIA  
SARAWAK (UNIMAS), SARAWAK

08.00 am – 09.00 am  
**Registration**

09.00 am – 09.10 am  
**Welcoming Speech**  
**Sr Sariah Abd Karib**  
Senior General Manager  
Policy and Corporate Sector  
CIDB Malaysia

09.10 am – 09.40 am  
**Guest Keynote Address**  
High Court, Kuching, Sarawak

09.40 am – 10.00 am  
**The making of the CIDB  
Construction Law Report**  
**Professor Sr Dr Wan Maimun Wan Abdullah**  
Chairperson for Technical Committee  
– Publication of CCLR 2016

10.00 am – 10.30 am  
**Coffee Break**

10.30 am – 12.30 pm  
**Part 1 - CONSTRUCTION LAW  
REPORT**  
**Common Causes of Dispute**  
1. Certification  
2. Delay of completion of works  
3. Termination  
4. Adjudication  
5. Negligence  
**Ir. Harbans Singh K.S**

**Q&A Session**

12.30 pm - 02.30 pm  
**Lunch Break**

02.30 pm - 04.30 pm  
**PART 2 : CONSTRUCTION  
CONTRACTS**  
**Sr Dr Noushad Ali Naseem Ameer Ali**  
Past President of RISM

**Q&A Session**

04.30 pm - 04.40 pm  
**Closing Speech**  
**Sr Mohd Zaid Zakaria**  
General Manager  
Business and International Division  
CIDB Malaysia

04.40 pm  
**End & Tea-Break**

**10 AUG 2018 | FRIDAY**  
UNIVERSITI TEKNOLOGI MARA  
UiTM), SABAH

08.00 am – 09.00 am  
**Registration**

09.00 am – 09.10 am  
**Welcoming Speech**  
**Sr Sariah Abd Karib**  
Senior General Manager  
Policy and Corporate Sector  
CIDB Malaysia

09.10 am – 09.40 am  
**Guest Keynote Address**  
High Court Judge Sabah

09.40 am – 10.00 am  
**The making of the CIDB  
Construction Law Report**  
**Professor Sr Dr Wan Maimun Wan Abdullah**  
Chairperson for Technical Committee  
– Publication of CCLR 2016

10.00 am – 10.30 am  
**Coffee Break**

10.30 am – 12.30 pm  
**Part 1 - CONSTRUCTION LAW  
REPORT**  
**Common Causes of Dispute**  
1. Certification  
2. Delay of completion of works  
3. Termination  
4. Adjudication  
5. Negligence  
**Ir. Harbans Singh K.S**

**Q&A Session**

12.30 pm - 03.00 pm  
**Lunch Break**

03.00 pm - 04.45 pm  
**PART 2 : CONSTRUCTION  
CONTRACTS**  
**Sr Dr Noushad Ali Naseem Ameer Ali**  
Past President of RISM

**Q&A Session**

04.45 pm - 04.55 pm  
**Closing Speech**  
**Sr Mohd Zaid Zakaria**  
General Manager  
Business and International Division  
CIDB Malaysia

04.55 pm  
**End & Tea-Break**

\*\*Guest of honor, speakers, venue are subject to change.

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LESSONS FROM THE PAST

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SUPPORTING PARTNER



- 6 Aug 2018 | Monday  
University of Reading Malaysia (UoRM), Johor
- 8 Aug 2018 | Wednesday  
Universiti Malaysia Sarawak (UNIMAS), Sarawak
- 10 Aug 2018 | Friday  
Universiti Teknologi MARA (UiTM), Sabah

## REGISTRATION FORM

NAME : \_\_\_\_\_

ADDRESS : \_\_\_\_\_

POSTCODE : \_\_\_\_\_ STATE : \_\_\_\_\_

CONTACT NO. : \_\_\_\_\_

EMAIL ADDRESS : \_\_\_\_\_

FAX NO. : \_\_\_\_\_

DESIGNATION : \_\_\_\_\_

ORGANISATION / COMPANY : \_\_\_\_\_

NAME TO BE PRINTED ON CERTIFICATE : \_\_\_\_\_

<b>NORMAL FEE</b> RM240.00/PAX	<b>EARLY BIRD</b> (REGISTER BEFORE 30 JULY 2018) RM190.00/PAX	<b>GROUP REGISTRATION</b> (2 OR MORE) RM190.00/PAX	<b>STUDENTS</b> RM90.00/PAX
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Fee is inclusive meal and certificate.

### PAYMENT, REFUND, CANCELLATION & REPLACEMENT

Payment can be made via :-

- Bank Draft/ Cheque/ Bank Transfer made payable to "Royal Institution of Surveyors Malaysia"
- Bank : RHB Bank Berhad  
Name : Royal Institution of Surveyors Malaysia  
A.C. No. : 21403500132988

**CANCELLATION OF REGISTRATION WILL NOT BE ENTERTAINED.**

There will be no refund for cancellation. However we accept replacement at no additional cost 3 days before event commence.

Organisers reserved the rights to cancel or reschedule the event. All efforts will be taken to inform participant of any changes.

Please complete the form together with payment (Cheque / Bank Draft / Postal Order) or payment slip (payment via Bank Transfer) and mail / email / fax to :-

Secretariat  
Royal Institution of Surveyors Malaysia  
3<sup>rd</sup> Floor, Bangunan Juruukur,  
64-66 Jalan 52/4, 46200 Petaling Jaya  
Selangor Darul Ehsan

F : 03 - 7955 0253

E : [qsdiv@rism.org.my](mailto:qsdiv@rism.org.my)

### FOR ENQUIRIES :

T : 03-7955 1773

Contact Person  
*Vanitha  
Zarinah*

\*CIDB representative  
*Nurul Izzati Abdul Wahab  
03-4047 7364*

Registration is based on first come first served basis. Application form and payment must reached the 'Avoiding Disputes - Lessons from the Past' Secretariat office before or by 30th July 2018 to confirm participation.