

## A TWO DAY WORKSHOP

# ENGINEER TO THE CONTRACT

## 2018

Based on NZS 3910 : 2013 and NZS 3916 : 2013

Commodore Airport Hotel, Christchurch  
**22nd-23rd March 2018**

The Thorndon Hotel, Wellington  
**13th-14th November 2018**



*IPWEA presents a two day workshop for people with contract management experience; either those who are currently in the role of Engineer to the Contract or those who aspire to this role.*

*This workshop has been presented several times annually since 2004, and feedback has been excellent.*

*This workshop is designed as a follow-on from IPWEA's Engineer's Representative and Contractor's Representative workshop, although attendance at the earlier workshop is not a pre-requisite.*

Participation in the Engineer to the Contract workshop will help you with the following, and more:

- Understanding the implications of the NZS 3910 definition of the role of the Engineer
- Hearing about contractual disputes and decisions of the courts that helped define that role
- Being aware of which functions can or should be delegated
- Learning about the importance of processes in payment certification, particularly in relation to the Construction Contracts Act's requirements
- Getting the best performance out of contractors
- Understanding how to deal with and defuse disputes
- What may need to be done if one of the parties to the contract defaults
- Understanding the ideas which feature in the recent revisions of NZ Standard Conditions of Contract NZS 3910 : 2013 and NZS 3916

Previous attendees at the Engineer to the Contract workshop have commented:

- "Very interesting, very effective"
- "The use of real examples is very effective in drawing out the experiences of participants"
- "I attended the workshop on the role and functions of Engineer to the Contract. Although I have many years of experience in that role I found it to be very instructive and well presented"
- "Thorough and valuable resources, well presented"
- "Great insight into legal issues and potential disputes"
- "It is rare to get so much value from such a workshop"
- "Liked the war stories"

*Registration includes refreshments on arrival, morning and afternoon tea, lunch and social function per the programme and comprehensive workshop notes.*

*Please register as soon as possible for our planning purposes.*

*(Each workshop limited to first 30 registrations received with payment).*

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## PROGRAMME

### FIRST DAY

- |               |                                 |
|---------------|---------------------------------|
| 8.45am        | Registration                    |
| 9.00am        | Welcome & introductions         |
|               | *Context of workshop            |
|               | *Overview of NZS 3910           |
|               | *Role of Engineer               |
|               | *Managing the Engineer's Team   |
| <b>1.00pm</b> | <b>Lunch</b>                    |
| 1.30pm        | Afternoon Session               |
|               | *Design and Construct, NZS 3916 |
|               | *Payments and the CC Act        |
|               | *Variations and their Valuation |
|               | *Consequences of Delay          |
| <b>5.30pm</b> | <b>Social function</b>          |

### SECOND DAY

- |                |                                   |
|----------------|-----------------------------------|
| 8.00am         | Morning Session                   |
|                | *Commencement and completion      |
|                | *Granting Time Extensions         |
|                | *Programmes and float             |
|                | *Liquidated Damages               |
|                | *Issuing Certificates             |
|                | *Payments and the CC Act          |
| <b>12.00pm</b> | <b>Lunch</b>                      |
| 12.30pm        | Afternoon Session                 |
|                | *Claims, Preparation and Response |
|                | *Defaults and Consequences        |
|                | *Making and Reviewing Decisions   |
|                | *Managing Disputes                |
|                | *Self Test                        |
| <b>4.00pm</b>  | <b>Workshop Concludes</b>         |

\* YOU NEED TO BRING NZS 3910 : 2013 AND A CALCULATOR.

Complete the form and return with payment or order number to:

**IPWEA Seminar, PO Box 25415,  
Featherston Street, Wellington or Fax 07 867 7680**

# FACILITATOR: ANDREW BRICKELL

CPEng, PMP, FIPENZ

Andrew Brickell, who will be facilitating the workshops is a consulting civil engineer, project manager and construction arbitrator with more than 40 years of professional experience. He is based in Auckland as founder and director of Enmore Consultancy Ltd.

A significant part of Andrew's career has been spent in part time teaching at various universities, running training for clients and for consulting organisations and he has specialised particularly in the documentation, procurement and administration of engineering contracts and project management.

In the early 1980s, he worked with the Standards NZ subcommittee preparing the drafts of a new NZ standard for construction contracts, which later became the NZS 3910 conditions of contract and he has written several papers on the evolution of this document.

Andrew also has extensive experience with other forms of contract such as the FIDIC variants, AS2124, the New Engineering Contract and contracts used by international funding agencies such as the World Bank. He served on the Standards NZ committee for NZS 3910 as representative of IPENZ and ACENZ.



"This workshop is approved by the NZ Transport Agency as part of the accreditation process for those in the role of Engineer-to-the-Contract on NZTA's Highway and Network Operations projects".

## ACCOMMODATION

Please book your accommodation directly with the hotel

### CHRISTCHURCH

#### Commodore Airport Hotel, 449 Memorial Ave.

The Commodore Airport Hotel offers stylish airport accommodation only three minutes drive from the airport and ten minutes from central Christchurch.

We're a family-owned business with an international name. We pride ourselves on delivering a genuine accommodation experience with guests known by their names, not just their room numbers.

Enjoy a relaxing stay in our idyllic award-winning native New Zealand gardens on seven acres of land. The hotel features 157 guest accommodation rooms, conference and meeting facilities and extensive free parking. Our 24/7 free shuttle service to and from our airport hotel makes getting to the hotel a breeze.

**Phone 03-358 8129 | [www.commodorehotel.co.nz](http://www.commodorehotel.co.nz).**

### WELLINGTON

#### The Thorndon Hotel, Wellington

The Thorndon Hotel Wellington, features a restaurant and free access to a fitness centre and sauna. Guests also enjoy free WiFi. Wellington Railway Station is a 12-minute walk from the property.

**Phone 04-473 2208**

PLEASE NOTIFY IPWEA OF ANY CHANGES PRIOR TO THE WORKSHOP. Cancellation of accommodation within 7 days of arrival may incur loss of accommodation deposit.

## REGISTRATION

First Name \_\_\_\_\_

Family Name \_\_\_\_\_

Position \_\_\_\_\_

Company Name \_\_\_\_\_

Postal Address \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Business Phone \_\_\_\_\_

Mobile \_\_\_\_\_

Email Address \_\_\_\_\_

Special dietary requirements or disabilities \_\_\_\_\_  
\_\_\_\_\_

Numbers are limited to the first 30 registrations received with payment.

### I WISH TO ATTEND

- Christchurch (22-23 March 2018)
- Wellington (13-14 November 2018)

- IPWEA Member - \$1295 (excluding GST)
- Non member - \$1395 (excluding GST)

\$	_____
\$	_____

**TOTAL COST.....**

IPWEA GST No: 69 757 642

### PAYMENT OPTIONS

Cheque (payable to IPWEA)

Order No \_\_\_\_\_

Visa / Mastercard

Cardholders Name:

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Card Number:

Expiry Date:

CCV :

Cardholders Signature:

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The Privacy Act 1993 requires that, before your name and address details can be published you must give your consent. This list is made available to IPWEA and fellow delegates at your workshop. If you DO NOT wish your name and details to be made available please tick

**CANCELLATION OF REGISTRATION** Cancellations must be received in writing. Substitute delegate nominated by the cancelling delegate welcome at no additional charge. Full refund less 10% admin fee for cancellations received 14 or more days before the event starts. No refund when cancellation notice is received less than 14 days before the event starts.

PLEASE NOTIFY IPWEA OF ANY CHANGES PRIOR TO THE COURSE.

Any queries, please contact the Workshop Organiser: Trina Paul, IPWEA, P 021 362 638 E [trina.paul@ipwea.org](mailto:trina.paul@ipwea.org)

\* YOU NEED TO BRING A COPY OF NZS 3910 : 2013 AND A CALCULATOR.