



CONSTRUCTION CLAIMS PREMIUM E-COURSE

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MODULE 2

Identification of Claims

Identification of Claims

- Identification of possible claims is important from both the Contractor and Engineer's point of view
- Consider the requirements to identify potential claims from the claims management procedure included in Module 1
- Claims will generally fall into two categories:
 - Extensions of time
 - Additional payment

Identification of Claims

- Claims for additional payment may fall into several categories:
 - Additional work as a result of a variation
 - Changed type of work as a result of a variation
 - Prolongation costs associated with extensions of time
 - Additional costs associated with acceleration and/or disruption
- It is common for one event to provide entitlement to more than one claim

The Assignments

- The assignments require you to examine the case studies, identify potential claims and explain why a potential claim exists
- Once you have identified the claim refer to the FIDIC Red Book, and any changes made to the conditions in the case studies, and explain what clauses you would cite in a claim to demonstrate entitlement
- Also consider any legal principles that may help you to justify your claim
- Advise how you would evaluate the claim

Key Points

- There is at least one potential claim in each case study
- We do not require an in-depth examination of each potential claim
- When considering the clause to rely on in a claim, think about how a change to the Contract Price will be brought about for lump-sum contracts as opposed to remeasurable contracts
- Think carefully about how best to present your assignment to provide concise and clear understanding to a reader
- These assignments do not require a significant amount of narrative

Finally...

If you have any doubts or require any advice...

Contact your tutor!

