



CLIC2014

CONSTRUCTION LAW
INTERNATIONAL CONFERENCE

18-20 SEPTEMBER 2014
KUALA LUMPUR, MALAYSIA

CONFERENCE BROCHURE



**CONSTRUCTING
A BETTER WORLD**

www.clic2014.com

CONFERENCE

Organised by the Society of Construction Law (SCL) Malaysia, the 5th Construction Law International Conference is an unparalleled and cutting edge conference that focuses on the importance of construction projects in achieving development and economic growth around the world.

In a rapidly evolving industry and projects becoming increasingly complex, the necessity of developing a suitable and dynamic legal framework to address the challenges created by today's construction industry is readily apparent. The conference provides the perfect platform to discuss these challenges and thus, is aptly themed, 'Constructing A Better World'.

The eminent speakers will be among leaders and professionals from various jurisdictions. They will be sharing their invaluable knowledge and experience and will highlight various issues, opportunities and emerging trends.

To offer an unforgettable experience to all delegates, a fantastic social programme is in place to explore and experience Kuala Lumpur's attractions from its world-class infrastructure and skyscrapers to its diverse cultures.

HIGHLIGHTS



3-DAY
world class event



300 DELEGATES
from over
20 countries



OVER 40
renowned
speakers



Participation of
practitioners and
thought leaders from
**VARIOUS
INDUSTRIES**



Lessons from
the edge from
**INDUSTRY
LEADERS**



Trade display for
ORGANISATIONS



Opportunities to
EXPLORE and
EXPERIENCE
Kuala Lumpur's
attractions



Cocktail **PARTY**



After hours
at various
NIGHT SPOTS



NETWORKING
sessions



FANTASTIC
social events



Numerous
opportunities
to **EXCITE,**
ENERGISE
& **EMPOWER**
your organisation

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PROGRAMME

DAY 1: 18 SEPTEMBER 2014

TIME	PROGRAMME
12.00 pm - 5:00 pm	Registration and Arrivals
5:00 pm - 5:10 pm	Welcome Address
5:10 pm - 5:40 pm	Speech
5:40 pm - 6:45 pm	Keynote Address
6:45 pm - 7:00 pm	Launch of the Conference
7:00 pm - 10:00 pm	Cocktail Reception, Junior Ballroom, Grand Hyatt
10:00 pm onwards	After Hours (User Pay)

DAY 2: 19 SEPTEMBER 2014

8:30 am - 9:00 am	Opening Remarks
9:00 am - 10:45 am	Session 1: New Innovations In Construction : How far can this go? The good and ugly side of Building Information Modelling (BIM) and the future of BIM Green Technology: A Right to Built Environment? Integrating project delivery with business strategy with a view to closing the gap between business strategy and project implementation : What are the ways to improve the integration? What are their challenges and the solutions? Public Private Partnership: Alliance Contracts, Project Delivery Partner Agreements and Other Innovative Forms of Contracting. Floating, Production, Storage and Offloading (FPSO)
10:45 am - 11:15 am	Networking Break
11:15 am - 12:45 pm	Session 2: Arbitrating Construction Disputes What are the trends in construction disputes worldwide Technical evidence and the role of expert witness "Where Angels Fear to Tread" - How far should a tribunal intrude into the expert's realm in evaluating expert evidence Effective tools, modern technology and techniques in dispute resolution. Managing costs of arbitration
12:45 pm - 2:00 pm	Lunch Break
2:00 pm - 4:00 pm	Session 3: Statutory Adjudication Drawing from the experience of the UK, Australia, NZ, Singapore and Malaysia What are the concerns in other countries which have not implemented statutory adjudication, and is it time to move forward and join the fold of these countries with statutory adjudication?
4:00 pm - 4:15 pm	Networking Break
4:15 pm - 5:30 pm	Session 4: Recent Developments in Construction and the Law Transnational Construction: The Channel Tunnel Experience and Lessons for the Proposed KL Singapore High Speed Train The World Cup: Experiences in Brazil Petronas Gas Berhad: LNG Regasification Terminal The Walter Lilly case: the UK perspective
7:00 pm - 10:00 pm	Dine Around
10:00 pm onwards	After Hours (User Pay)

DAY 3: 20 SEPTEMBER 2014

9:00 am - 11:00 am	Session 5: Project Risk Management / Risk Allocation Contractual Indemnities Exclusions & Limitation of Liability Understanding implied obligations in Construction Contracts Are your projects properly insured - insure for the works, and against the insolvency of contractors: "Faulty Towers" - Faulty Design, Defective Workmanship & Material Exclusions in Contractor's All Risk Policies (CAR) - What are the limits, or is CAR cover illusory; insurable risks - what does that mean?; Gaps in insuring Design & Build Contracts. Dispute Adjudication Boards and Dispute Review Boards
11:00 am - 11:30 am	Networking Break
11:30 am - 12:45 pm	Session 6: UK Delay and Disruption Protocol & Managing EOT Claims Drawing from experiences from the UK, Hong Kong and Singapore Is it relevant to other countries which have not adopted this Protocol? Eg. NZ and Malaysia Agreed Method of calculating EOT in Contract - pre-agreed method / programme and documents required for submission for purposes of EOT calculations
12:45 pm - 2:00 pm	Lunch Break
2:00 pm - 3:30 pm	Session 7: Other construction law issues - perspective from various jurisdictions Pay when paid clauses - to what extent enforceable in different jurisdictions Whether there can be a duty of care directly owed to a non-party, by-passing a matrix of contracts Intellectual Property Issues in Construction - Copyright, Design Rights, Patent Rights Confidentiality and Trade Secrets Recent Construction Law Developments in both civil and common law jurisdictions Understanding Pre-Contract Duty of Care and Fairness in Tendering (the "tender contract")
3:30 pm - 4:00 pm	Closing Remarks
7:00 pm - 10:00 pm	Gala Dinner
10:00 pm onwards	After Hours (User Pay)

SPEAKERS

OPENING CEREMONY



**YAA TUN
ARIFFIN BIN
ZAKARIA**
The Chief Justice of
Malaysia,
Federal Court of
Malaysia



**THE
HONOURABLE
MR JUSTICE
PETER COULSON**
Her Majesty's Judge of
The High Court of Justice,
Ministry of Justice



**YANG ARIF
DATO' MARY
LIM**
Judge, Construction
Court,
High Court of Malaysia

SESSION 1: New Innovations In Construction: How far can this go?



**MR PHILLIP
GREENHAM**
Partner,
Minter Ellison



**MR LIONEL
PERSEY QC**
Barrister & Arbitrator,
Quadrant Chambers



**MR VINCENT
CONNOR**
Partner - Head of Hong Kong
Office,
Pinsent Masons LLP

SESSION 2: Arbitrating Construction Disputes



**MR RICHARD
BAILEY**
Partner, Goodman
Derrick LLP



**MR STEVEN
G.M. STEIN**
Partner, Stean
Ray LLP



**PROFESSOR
PHILLIP CAPPER**
Partner, White &
Case LLP



**MS RASHDA
RANA**
Barrister & Arbitrator,
Thirty Nine Essex Street
Chambers



**MR PETER
REES QC**
Member,
Thirty Nine Essex Street
Chambers

SESSION 3: Statutory Adjudication



**YANG ARIFTUAN
LIM CHONG FONG**
Judicial Commissioner,
Shah Alam High Court



**MR MICHAEL
TONKIN**
Chairman, Chartered Institute
of Arbitrators, UAE Branch



**PROFESSOR
CHOW KOK FONG**
Arbitrator, Mediator,
Adjudicator,
Equitas Chambers



**PROF. DATUK
SUNDRA RAJOO**
Director, Kuala Lumpur
Regional Centre for Arbitration



**MR WILFRED
ABRAHAM**
Partner, Messrs Zul
Rafique & Partners



**MR SIMON
HUGHES QC**
Barrister, Keating Chambers



MR MATTHEW BELL
Senior Lecturer and Co-Director
of Studies, Construction Law,
Melbourne Law School,
The University of Melbourne

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**SESSION 4:
Recent
Development
in Construction
and the Law**



**MR JÚLIO
CÉSAR BUENO**
Partner, Palheiro Neto Advogados



**MR KAMRAJ
NAYAGAM**
Partner, Kadir Andrei & Partners



**MR MOHD FARID
SUHAIMI**
Head of Contract Management
and Procurement Improvement,
PETRONAS Gas Berhad

**SESSION 6:
UK Delay and
Disruption
Protocol &
Managing
EOT Claims**



**MR RICHARD
HARDING, QC**
Barrister,
Keating Chambers



MR JULIAN BAILEY
Solicitor,
White & Case LLP



**MR IR. HARBANS
SINGH K.S.**
Professional and Chartered
Engineer, Arbitrator, Adjudicator,
Mediator,
Advocate & Solicitor
(Non-Practicing)

**SESSION 5:
Project Risk
Management /
Risk Allocation**



MR FRANK LEECH
Tendering Team Manager,
Taisei Corporation



**DR DONALD
CHARRETT**
Barrister, Arbitrator & Mediator,
Melbourne TEC Chambers



**MS SERENA
CHENG**
Barrister, Atkin Chambers



MR JOHN WRIGHT
Partner,
Goodman Derrick CLP



**MR PHILIP
ALLINGTON**
Director,
Driver Trett (Hong Kong) Limited

**SESSION 7:
Other
Construction
Law Issues –
Perspective
from Various
Jurisdictions**



**DR CYRIL
CHERN**
Barrister,
Crown Office Chambers



**PROFESSOR
DOUG JONES**
Partner, Clayton Utz



**MR MARTIN
BOWDERY, QC**
Advocate, Arbitrator, Mediator
and
Adjudicator, Atkin Chambers



**MR MICHAEL
WEATHERALL**
Partner,
Simpson Grierison



**MR PHILIP
JEYARETNAM, SC**
Managing Partner,
Rodyk & Davidson LLP



**MR ADRIAN
HUGHES, QC**
Barrister, 39 Essex Street



**MR CHRISTOPHER
CHUAH**
Partner, Head - Infrastructure,
Construction & Engineering
Practice Wong Partnership LLP



**MR ANIL
CHANGAROTH**
Managing Director,
Changaroath Chambers LLC



**DATO' W.S.W
DAVIDSON**
Consultant,
Azman Davidson & Co

SOCIETY OF CONSTRUCTION LAW, MALAYSIA



BACKGROUND OF SCL, MALAYSIA

The Society of Construction Law, Malaysia saw its beginnings in 2003 as the Society of Construction Law (Kuala Lumpur and Selangor) with a membership comprising persons interested in construction law and residing in Kuala Lumpur and Selangor.

Effective 2009, the Society expanded to become a national society admitting members from all states of Malaysia. The Society's main aim is to promote education, study and research in the field of construction law and

related subjects. The Society is autonomous but has links with the Society of Construction Law, UK. The Society also has similar links with allied societies in Europe, Hong Kong and Singapore.

The Society regularly organizes courses, lectures and conferences to disseminate information and expand the law and practice relating to the construction industry. To this end, the Society works with institutions and

organisations both locally and internationally to promote these objectives and to provide a platform throughout the construction, legal and related professional service industries to discuss issues relating to construction law and related fields such as all forms of alternative dispute resolution (ADR) including arbitration and adjudication, construction, project and risk management.

CONFERENCE COMMITTEE MEMBERS



IVAN LOO
Organising Chair/
Marketing Chair



THAYANANTHAN BASKARAN
Co-programme Chair



LAM WAI LOON
Co-programme Chair



RAJENDRA NAVARATNAM
Co-programme Chair



TAN SWEE IM
Sponsorship Chair/
Social Event Chair



JANICE TAY HWEE HOON
Co-marketing Chair



JAMES MONTEIRO
Treasurer



SERENE HIEW MUN YI
Committee Member

CONFERENCE REGISTRATION FEES

DELEGATE FEE	NORMAL		EARLY BIRD		
	SEPT 2014	AUG 2014	EXTENDED TO JULY 2014	Q1 2014	Q4 2013
ALL RATES GIVEN BELOW IS IN RINGGIT MALAYSIA (RM)					
GENERAL DELEGATE	3500	3150	2850	2550	1950
SCL MEMBER	3200	2850	2550	2250	1950
GROUP PURCHASE (+3 PAX)	2850	2550	2250	1950	1950
GUESTS (SOCIAL EVENTS ONLY)	1200	1200	1200	1200	1200
STUDENTS (CONFERENCE ONLY)		800	700	600	
CONFERENCE ONLY (FOR SUPPORTING ORGANISATIONS' MEMBERS ONLY)		1500	1500		

FOR ALL REGISTRATIONS AND ENQUIRIES, VISIT:
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