

CPD TALK BY AR KOH BENG TECK

ARBITRATION AND PAM BUILDING CONTRACT 2006

SESSION 1 OF 3 ARBITRATION IN A NUTSHELL
In General & in Malaysia - 30 mins

SESSION 2 OF 3 ARBITRATION AND PAM BUILDING CONTRACT 2006
(WITH 3 or 4 CASE STUDIES - 60 mins.)

SESSION 3 OF 3 Q & A ON MATTERS RAISED BY THE AUDIENCE
(On Arbitration or PAM 2006 -60 mins)

SESSION 1 OF 3 ARBITRATION IN A NUTSHELL

What is Arbitration? How related to Mediation, Adjudication and Litigation (Alternative Dispute Resolutions)

When and How to initiate an arbitration? How to appoint an arbitrator?

Who can be an arbitrator? How to become an arbitrator?

Duties, Responsibilities and Liabilities of an arbitrator.

Arbitrator's mandate, authority and jurisdiction.

Arbitration Processes and Procedures & Arbitration Award

General Points – Legal, Regulatory, Appointing Bodies, PAM 2006 & Arbitration Etc.

SESSION 2 OF 3 ARBITRATION IN PAM BUILDING CONTRACT 2006
(WITH CASE STUDIES)

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| CASE STUDY (A) | NOMINATED SUBCONTRACTOR (NSC). When is an NSC NOT an NSC? |
| CASE STUDY (B) | (1) DETERMINATION EMPLOYER (2) DETERMINATION BY CONTRACTOR |
| CASE STUDY (C) | FINAL ACCOUNTS - Previously referred to Adjudication and High Court. |
| CASE STUDY (D) | INTERIM CERTIFICATES. What deductions are allowed? Pay when Paid? |
| CASE STUDY (E) | DEFECTS AND DLP AND THIRD PARTY CONTRACTOR |

SESSION 3 OF 3 Q & A ON MATTERS RAISED BY THE AUDIENCE

Members of the **audience** are invited to present contractual problems that they have come across in their work as administrators of the building contract.

A brief description of the problem is given together with the proposed solution, if any.

The **speaker** will field the question first, and then open to the audience for their input. About 10 minutes for each question.

GENERAL

I will provide a handout for the participants containing brief points on the subjects under discussion; only one A4 page.

Presentation by Power Point is under consideration by me; most likely not.

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Written by Ar Koh Beng Teck

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