

Adjudication And the Architect

Date : 21 Aug 2009, Friday
Venue : Singapore Institute of Architects
 79 Neil Road S(088904)
 SIA THEATRETTE - LEVEL 1
Time : 2.00PM - 5.00PM

1.30pm	Registration
2.00pm	Welcome Remarks by SIA
2.05pm	Adjudication: An Overview of the SOP Act by Mr. Johnny Tan Cheng Hye
2.35pm	Architect's Role in the SIA Conditions of Main Contract in relation to the SOP Act and Adjudications under the SOP Act by Mr. Raymond Chan
3.05pm	Tea Break
3.25pm	Architect's Role In Adjudication In Relation to the Client by Mr. Chan Kok Way
3.55pm	The Architect as Claimant under the SOP Act by Mr. John Chung
4.25pm	Questions & Answers
5.00pm	End

SIA Member	S\$	86.00
BOA/CIJC Member	S\$	128.00
Non-Member	S\$	155.00

BOA-SIA CPD Accreditation: 4 points

Mr. Johnny Tan will present an overview of the Building and Construction Industry Security of Payment Act. He will discuss the various timelines under the Act when making payment claims, payment response and payment due date. He will also discuss the procedure for making of an adjudication application, enforcement and review of an adjudication determination. He will also touch on the condition precedent provisions in the Act, non compliance of which could be fatal in an adjudication application.

Mr. Raymond Chan shall examine the role of the Architect under the SIA Conditions of Main Contract in light of the provisions of the SOP Act and the impact of Adjudication Determinations under the SOP Act on Payment Certificates issued by the Architect.

Mr. Chan Kok Way will examine the role of architect as contract administrator in the process leading to the issue of Final Certificate.

Mr. John Chung will talk about the architect's entitlement to claim for his fees under the Act, a review of past adjudication applications by consultants/architects since the Act came into force in 2005 and case studies, as well as how the architect can be a respondent to a claim by his sub-consultants.

Mr. Johnny Tan Cheng Hye is the Managing Partner of LT&T Architects. He has been an active member in the Singapore Institute of Arbitrators, having held appointments as Council Member, Honorary Secretary and Vice-President. He is currently the President of the Institute. He is also an active member of the Singapore Institute of Architects having served on the Council and had held appointments as its Honorary Secretary, 2nd Vice-President and 1st Vice-President. Johnny is also a founding member of the Society of Construction Law (S'pore) and its Asst. Hon. Treasurer.



Johnny has had several years experience as an arbitrator on construction disputes. He is on the Singapore Institute of Architects' and Singapore Institute of Arbitrators' Panel of Arbitrators and on various international panel of arbitrators including Singapore International Arbitration Centre (SIAC), Hong Kong International Arbitration Centre (HKIAC), Dubai International Arbitration Centre (DIAC) and Kuala Lumpur Regional Arbitration Centre (KLRAC) He is also an Accredited Adjudicator with the Singapore Mediation Centre under the Building and Construction Industry Security of Payment Act [2004].

Mr. Raymond Chan Raymond Chan is a Senior Director of TSMP Law Corporation and the Immediate Past President of the Singapore Institute of Arbitrators. He is a member of the Regional Panel of Arbitrators of the Singapore International Arbitration Centre and an Accredited Adjudicator with the Singapore Mediation Centre. He is Honorary Legal Advisor to both the Singapore Real Estate Developers Association ("REDAS") and the Singapore Institute of Architects ("SIA").



He acts regularly for property developers, contractors and design consultants and has represented them as Counsel in the High Court as well as in domestic and international arbitrations. For the past 15 years, he was involved in the drafting of the Standard Forms of Building Contracts for private sector building works in Singapore including the 5th to 8th Editions of the Singapore Institute of Architects Main Contract, the 2nd to 4th Editions of the SIA Conditions of Sub Contract, the Guidance Notes on the SIA Conditions of Contract and the 1st and 2nd Editions of the REDAS Design & Build Conditions of Contract.. He co-authored the Textbook Construction Law in Singapore and Malaysia (2nd Edition) and The Singapore Standard Form of Building Contract -An annotation both published by Butterworths. Raymond is listed in the 2009 Edition of the International Who's Who of Construction Lawyers as a Leading Construction Lawyer in Singapore.

Mr Chan Kok Way is the Managing Partner of SD Architects established since 1992.



Mr Chan is awarded MSc (Construction Law and Arbitration) by King's College London and National University of Singapore on 2006 and is a trained Arbitrator, Mediator and Expert Witness for construction disputes. He is the chairman of Contract Committee of Singapore Institute of Architects for the past three years and has updated the SIA Building Contracts to 8 Edition in January 2009. He has more than 10 years work experience on the alternative dispute resolution. He is an Accredited Adjudicator for Singapore Mediation Centre since 2005, on the Panel of Arbitrators and Expert Witness Panel of Singapore Institute of Architects since 2002, on the Panel of Arbitrators of Singapore Institute of Subordinate Courts since 2003.

Mr. John Chung is a partner of Kelvin Chia Partnership, a Singapore law firm with offices in the Indo-China region. He is the country head of the firm's office in Bangkok. John graduated from NUS in 1981 and practiced as an architect for 10 years before becoming a lawyer in 1991, after obtaining his law degree from the University of London. During his practice as an architect, he had designed and supervised various building types including commercial, industrial, recreational and residential developments.



As a lawyer, he specialises in arbitration, building and construction law. His work ranges from front-end general advisory work to back-end contentious dispute resolution work in court and arbitration. He sits as an arbitrator in numerous construction and engineering disputes and has been appointed as sole arbitrator by the Singapore International Arbitration Centre (SIAC) in several cases. Besides acting as counsel in Singapore courts and in domestic arbitrations, he also acts as counsel in international arbitrations in the region. He is also an adviser to the Singapore Institute of Architects (SIA) and is a member of its Alternative Dispute Resolution Committee and on the SIA Panel of Arbitrators. He is an Accredited Adjudicator under the Building and Construction Industry Security of Payment Act [2004]. He was named as one of the Leading Individuals in Construction Law in the Asia Pacific Legal 500 Directory for 2003.

REGISTRATION FORM

Adjudication And the Architect
 - Friday, 21 Aug 2009 - 2pm to 5pm
 - SIA Theatre - Level 1

(All seminar fees are inclusive of GST)

SIA Member S\$ 86.00
 BOA/CIJC Member S\$ 128.00
 Non-Member S\$ 155.00

Closing Date for Registration **14 Aug 2009**
 BOA-SIA CPD Accreditation 4 points

For Enquiry (Ms. Candy Tan):
 Tel: (65) 6226 2668
 Fax: (65) 6226 2663
 Email: cpd@sia.org.sg

PARTICULARS

Name: _____
 (please underline Surname)

NRIC No: _____

Membership No: [] SIA _____

[] CIJC (Pls specify Institution)

[] BOA Reg No _____ [] Non-Member

Organisation: _____

Address: _____

_____ S ()

Tel: _____ Fax: _____

Email: _____

Contact Person: _____

Cheque payment for this activity **should not be** combined with payment for other SIA events/courses.

Fees paid are non-refundable under all circumstances. Replacement of participant will be allowed only if written notification is made at least 7 days before the event.

Where a Non-Member replaces a Member (must be from the same organisation) the fee difference will have to be made good to SIA prior to the event.

MULTIPLE REGISTRATION

NAME:

NRIC NO.

SIA/BOA NO.

ORG.

AMT:

1.

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8.

PAYMENT OPTIONS

Please tick your payment mode:

[] By Cheque

Bank/Chq # : _____ Amt S\$: _____

Local Cheque (must be drawn in Singapore) should be crossed and made payable to "Singapore Institute of Architects".

Please mail to:

Singapore Institute of Architects
 79B Neil Road, Singapore 088904

Please indicate your name and company/institution (if any) and seminar title on the back of the cheque.

[] By Cash

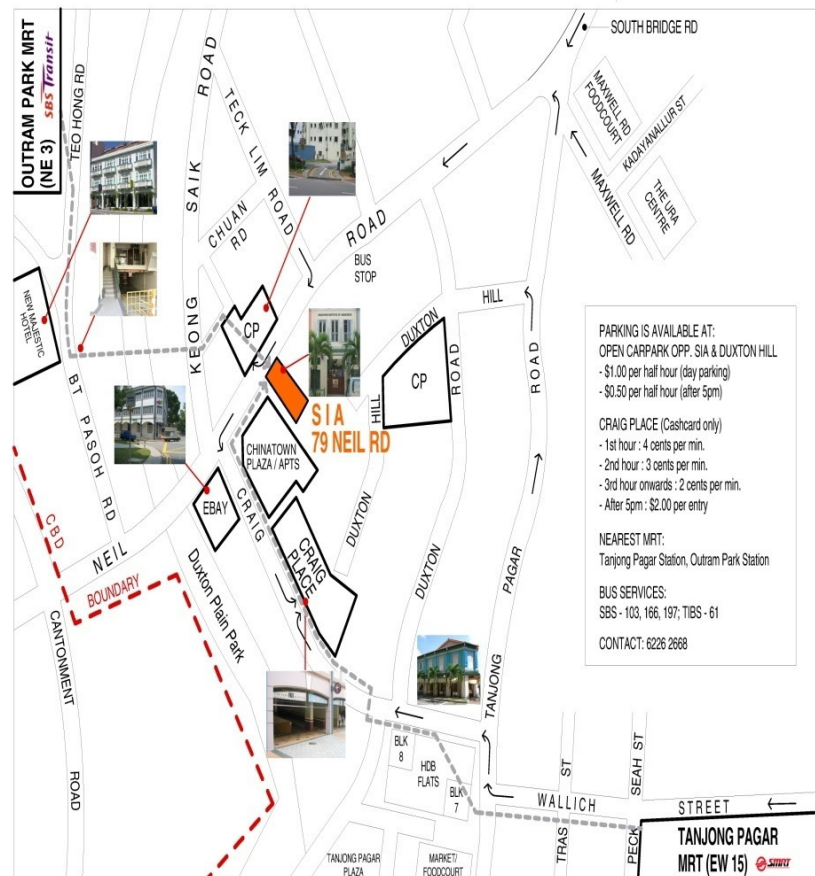
You can drop by the SIA office to make cash payment between 9.30 am - 5.30 pm on weekdays.

Address:
 Singapore Institute of Architects
 79B Neil Road, Singapore 088904

Registration will be on a First-Come-First-Served basis and will be accepted upon receipt of registration form and payment to SIA. Registration by fax will only be confirmed upon receipt of payment.

Registration Confirmation No. via fax:-

LOCATION MAP



CPD PROGRAMME

SINGAPORE INSTITUTE OF ARCHITECTS

2009/097/MS/CT