



Singapore Institute of
Surveyors and Valuers

Certificate in Contract Law

Mondays & Thursdays

Time: 6:30pm to 8:30pm

Venue: SISV Training Room

110 Middle Road #09-00 Chiat Hong Building

Singapore 188968



CPD Units: 40 Units (Applicable to members of QS Division)

4 points (Members of SIA and BOA)

30 points (Member of IES and PEB)

Organised By:

Quantity Surveying Division

Singapore Institute of Surveyors and Valuers

110 Middle Road #09-00 Chiat Hong Building Singapore 188968

Main line: 6222 3030 Fax : 6225 2453

Website : <http://www.sisv.org.sg>

COURSE SYNOPSIS

A contract defines the terms of agreement between the contracting parties. It will include the scope of work, obligations, boundaries, dos & don'ts for them. The non-performance/breaching of contracts can result in serious consequences especially when it becomes a dispute. Hence, it is essential to acquire a clear understanding of the legal principles in relation to contracts. Such knowledge can enhance the efficiency and productivity of real estate and construction professionals in the management and drafting of contracts, and mitigates arising issues which can lead to potential delays, penalties and disputes. This course focuses on the legal principles behind the formation of contracts, execution and remedies for breach and non-performance. This course is designed for all stakeholders and practitioners of the real estate and construction industry such as developers, quantity surveyors, managing agents, project managers, superintending officers, architects, engineers, construction managers, contracts managers and executives, contractors and sub-contractors including specialist contractors and suppliers of construction materials and products.

COURSE OBJECTIVES

It serves to equip participants with the knowledge and skills in contract negotiations, create awareness of the dos and don'ts in the operation of contracts, and gain better appreciation of the technicalities in contractual matters. The course provides a foundation for participants in their understanding, drafting and execution of contracts. The course is designed and structured to cover key aspects of contract law and how they should be addressed within the contractual framework.

COURSE OUTLINE

Week 1	Monday, 5 Aug & Wednesday, 7 Aug	<p>Formation of Contract</p> <ul style="list-style-type: none">• General Introduction of the concept of Offer and Acceptance• Inference from Conduct• Termination of the Offer• Incomplete Terms• Intention to create legal relations <p>Form and Consideration</p> <ul style="list-style-type: none">• Contract under Seal• Contracts which must be in writing• Consideration – necessity, past consideration, moving from promise, need not be adequate, must be real, performance of existing duty, promissory estoppels
Week 2	Monday, 12 Aug & Thursday, 15 Aug	<p>Terms of Contract</p> <ul style="list-style-type: none">• Express Terms – difference between conditions, warranties, intermediate terms, loss of right to discharge (affirmation or waiver)• Implied Terms• Construction of Terms – canons of interpretation and case law.• Exemption clauses
Week 3	Monday, 19 Aug & Wednesday, 21 Aug	<p>Factors defeating contractual liability (vitiating factors)</p> <ul style="list-style-type: none">• Incapacity• Minors• Corporations and unincorporated associations• Mentally Disordered persons• Misrepresentation• Duress and Undue influence• Mistake• Illegality and effect• Severance

Week 4	Monday, 26 Aug & Thursday, 29 Aug	<p>Limits of Contractual obligations</p> <ul style="list-style-type: none"> • Rights of Third Party (Privity of Contract) • Imposition of contractual liability on third parties • Assignment • Novation <p>Performance and Discharge</p> <ul style="list-style-type: none"> • Partial performance, payment, tender, time of performance • Discharge by Agreement • Discharge by Frustration • Discharge by Breach • Discharge by operation of law
Week 5	Monday, 2 Sep & Thursday, 5 Sep	<p>Breach of Contract and Remedies</p> <ul style="list-style-type: none"> • Damages – basis of damages, remoteness, mitigation of damages • Equitable Remedies – Specific Performance, Injunction • Limitation of Action <p>Construction Contracts</p> <ul style="list-style-type: none"> • Features in Construction Contracts – provision for price, variation, program schedule, liquidated damages, claims for extension of time, interim payment, valuation, final payment, retention, performance bonds. • Review of Standard Construction Contracts in Singapore (SIA and the PSSCOC standard forms)
Week 6	Monday, 9 Sep & Thursday, 12 Sep	<p>Dealing with claims relating to:</p> <ul style="list-style-type: none"> • Introduction to the Building and Construction Industry Security of Payment Act. • The SOPA Payment Claim regime • Review of requirements of Payment Claim and Payment Response
Week 7	Monday, 16 Sep & Thursday, 19 Sep	<p>The Adjudication Process under SOPA</p> <ul style="list-style-type: none"> • Review of the Adjudication Process and Review Adjudication Process • Procedure and Forms • Cases relating to Adjudication
Week 8 & 9	Monday, 23 Sep & Monday, 30 Sep	<p>Dealing with claims relating to:-</p> <ul style="list-style-type: none"> • Liquidated damages, Extension of time and prolongation costs
Week 9 & 10	1 Oct to 8 Oct	Self-Study Week
Week 10	Thursday, 10 Oct	Revision Lesson with all lecturers
Week 11	Thursday, 17 Oct	Examination

COURSE STRUCTURE AND DURATION

- Classes: Session 1 to 8 (Mondays and Thursdays, 6:30pm – 8:30pm);
- Private Study: 1 to 8 October 2013
- Revision: 10 October 2013
- Written Examination: 17 October 2013

ASSESSMENT METHODS

A **Certificate in Contract Law** will be awarded by SISV to candidates who have attended at least 75% of the course and upon successful completion of a written examination.

ADMISSION

For practising professionals in real estate and construction industry

SKILLS DEVELOPMENT FUND (SDF) TRAINING ASSISTANCE

SDF training grant of \$56 per trainee is available to company-sponsored participants (Singaporeans or PRs). The application will be subjected to SDF's requirements and consideration, on a case-by-case basis.

COURSE FEE

\$ 1,016.50	- SISV members or Staff of Member Firms
\$ 1,284.00	- CIJC members (<i>applicable to SIA, SIBL, SCAL, IES, REDAS, SPM, ACES</i>)
\$ 1,605.00	- Non-members

*All fees quoted are inclusive of GST.

VENUE (subject to change)

SISV Training Room
110 Middle Road #09-00 Chiat Hong Building Singapore 188968

APPLICATION PROCEDURE

All applications must be submitted with the following:

1. Completed application form*
2. One recent passport-size photograph
3. Copies of academic certificates (where applicable)
4. Requisite payment**

Cheques must be made payable to “**SINGAPORE INSTITUTE OF SURVEYORS AND VALUERS**”

* Application forms are obtainable from SISV or the SISV website: www.sisv.org.sg

** Requisite payment includes all fees quoted under Course Fees.

PENALTY FOR WITHDRAWAL

Notice	Penalty
Written notice of withdrawal received <i>more than two weeks</i> before commencement of the course	25% of full course fees
Written notice of withdrawal received <i>less than two weeks</i> before commencement of the course	100% of full course fees

REPLACEMENT

Fees paid are not refundable under any circumstances. If you are unable to attend the course, please inform us in writing at least 2 week before commencement of course, otherwise full payment is still applicable even if you did not turn up for the course. In the case of a CIJC or non-member replacing a member (within the same company), the CIJC or non-member will have to pay the fee difference.

SISV reserves the right to amend the course details, revise the course fee without prior notice, to cancel or postpone the course under unforeseen circumstances.

ADMINISTRATIVE DETAILS

For enquiries, contact:

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