

# ASK EXPERIENCED PRACTITIONERS!

Association of Arbitrators  
(Southern Africa) NPC

## WEBINAR



## Construction Conundrums

Please join us for this important webinar, presented by one of our KwaZulu-Natal Branch's committee members and three partners of the firm Cox Yeats Attorneys, as part of the Association's ongoing mission to provide regular upskilling opportunities for everyone interested in Alternative Dispute Resolution (ADR).

### ABOUT THE WEBINAR WORKSHOP:

The workshop will be presented via Zoom. The following topics will be canvassed:

- ✓ Practical completion in relation to various building types and what is "suitable for use";
- ✓ The tension between the contractual obligations of the State in construction contracts and adherence to internal budgeting constraints;
- ✓ Construction risks in the face of global warming;
- ✓ Can you adjudicate a disputed contract termination?

### ABOUT OUR PRESENTERS:

Mr Ken Howie, FAarb (SA):



Ken was a design architect and team leader for Dr A G Jeetoo Hospital, Port Louis, Mauritius, from 2008 to 2012 on behalf of FGG Architects and a healthcare course presenter through HF Planning. He acts as expert witness in building disputes. He is a Fellow of the Association of Arbitrators (Southern Africa) NPC and a qualified arbitrator. He provides professional advice and dispute resolution, and is a professional practice course presenter through KZNIA. He was a member of the National Regulator for Compulsory Specifications Appeal Board 2013.

Mr Peter Barnard, LLB (UKZN):



Peter is a lead partner in the construction law arena at Cox Yeats. He has practised as an admitted attorney in South Africa since 2012 and has extensive litigation and dispute resolution experience. Through his career he has become an industry leader in construction and procurement dispute resolution, both in litigation and alternative dispute resolution forums. Whilst having broad based commercial litigation experience, his expertise lies in the construction and engineering arena. He has advised and dealt with disputes relating to all manner of construction and engineering projects throughout Africa. He has assisted and acts

for Developers; Consultants; Contractors; Subcontractors; and Suppliers alike. He also specialises in procurement law and frequently attends to tender appeals. As a result of this expertise Peter frequently provides presentations to the Master Builders Association; the Association of Quantity Surveyors; the Association of Architects; and is a recurring member of the Joint Building Contract Drafting Committee. He has also become one of the most widely recognised lawyers dealing with ongoing challenges of business forums and other site disruptions, as experienced by the built environment industry.

**Mr David Vlcek, AAarb (SA):**



David joined Cox Yeats in 2013 and was appointed partner in 2014. He obtained his LL.B Summa Cum Laude from the University of KwaZulu-Natal, Durban in 2005. He specialises in Commercial Litigation and Construction and Infrastructure Law. His commercial litigation experience comprises fields such as, Contractual Disputes, Administrative (Tender) Law and Commercial Arbitrations. He is experienced in negotiation and drafting of JBCC, NEC3, GCC and FIDIC agreements and their enforcement. David has vast experience in Occupational Health and Safety in the built environment and has been involved in collapse inquiries such as Tongaat Mall and the Grayston Drive bridge collapse. He was voted the top construction lawyer in South Africa in 2015 and 2017 by ILO Lexology. He is an Associate member of the Association of Arbitrators (Southern Africa) NPC.

**Ms Claudelle Pretorius, LLB (UKZN):**



Claudelle is a Partner in the Construction, Engineering and Infrastructure Law team at Cox Yeats. She specialises and has extensive experience in all aspects of construction, engineering and infrastructure law, as well as procurement law and commercial litigation. Claudelle also has a background in Employment Law. Claudelle has represented a variety of building contractors, subcontractors, professionals and developers in respect of complex adjudication, arbitration and litigation proceedings, and has an in-depth understanding of the JBCC, NEC, GCC and FIDIC suite of contracts. She aims to find innovative, cost-effective solutions to complex legal disputes.

**DATE:** **Thursday, 8 September 2022**

**Time:** **14:00 to 17:00**

**LINK:** The Zoom link will be emailed to you upon receipt of payment.

<b>COST (incl. VAT):</b>	AoA members:	<b>R 200.00</b>
	Non-members:	<b>R 300.00</b>

**RSVP BY:** **Wednesday, 7 September 2022**

Irrespective of whether you are a paying or non-paying attendee, please send your completed [Registration Form](#) to our Financial Manager **Michelle Venter** at [michelle@arbitrators.co.za](mailto:michelle@arbitrators.co.za)