

ASK EXPERIENCED PRACTITIONERS!

Association of Arbitrators
(Southern Africa) NPC



Workshop
In-person and Online

Construction Conundrums

Please join us for this important workshop, presented by our KwaZulu-Natal Regional Chairman, regional committee members and partners of 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 in-person and via Zoom. The following topics will be canvassed:

- ✓ Final account signed under duress – is it binding?
- ✓ An arbitrator's award is set aside – can the arbitrator be held liable?
- ✓ Responsibility for lateral support;
- ✓ Damage versus defect – are you covered by your insurer?
- ✓ Preferential Procurement Policy Framework Act Regulations and their potential effect on the industry.

ABOUT OUR PRESENTERS:

Mr Alastair Hay, FAarb (SA):



Alastair is a senior consultant and ex-senior partner of Cox Yeats Attorneys. He is a Notary Public, a director and Fellow of the Association of Arbitrators (Southern Africa) NPC and the current Chairman of the KwaZulu-Natal Chapter. He is a member of the International Bar Association. During his time in practice he has gained considerable experience in diverse fields of law with particular focus on Business Law and Construction Law. He is a recognised expert in the field of Construction Law in which he regularly acts as an arbitrator and presenter of seminars on the subject. He is also listed as a specialist in Construction Law and Corporate Law in the global publication, Best Lawyers (www.bestlawyers.com), published in the United States.

Mr Richard Hoal, AAarb (SA):



Richard is a partner in Cox Yeats Attorneys. He has practised as an admitted attorney in South Africa for 26 years and has developed a unique speciality in construction and project work and tender disputes. Richard is one of the leaders in the Construction, Engineering and Infrastructure Law practice group at Cox Yeats. He focuses on all aspects of Insurance Law. He is an Associate and a committee member of the Association of Arbitrators (Southern Africa) NPC, KwaZulu-Natal Branch, and conducts adjudications and arbitrations in the field of Construction and Engineering Law and Business Law. He is a member of the International Bar Association Committee on International Construction Projects.

Mr Steve Poorter, FAArb (SA):



Steve is a seasoned construction specialist with over 30 years of experience in the construction and engineering industry, having worked on a diverse range of large multidisciplinary projects, including power stations, water works, industrial civils, shopping centres and hospitals amongst others. Steve spent 4 years at GIBB Engineers as a Project Executive and, prior to that, was at Aveng GLTA since 2004 where he fulfilled a number of roles including Divisional Director and General Manager. He has a B.Sc in Engineering from UCT and a B.Comm Management degree from UNISA. Steve is a Fellow, with over 10 years' experience as a practising arbitrator, and a committee member of the Association of Arbitrators (Southern Africa) NPC for the KwaZulu-Natal Branch.

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.

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 the ongoing challenges posed by business forums and other site disruptions experienced by the built environment industry.

- DATE:** **Wednesday, 24 May 2023** **TIME:** **14:00 to 17:00**
- VENUE:** Zoom and in person at the Cox Yeats Attorneys
45 Vuna Close, Umhlanga Ridge, KwaZulu Natal, 4319
NOTE: Seats are limited for attendance in person!
- LINK:** The Zoom link will be emailed to you if you indicate that you will attend via Zoom in the Registration Form and upon receipt of payment.
- COST (incl. VAT):** AoA members: **R 200.00**
Non-members: **R 300.00**
- RSVP BY:** **Tuesday, 23 May 2023**
Please send your completed [Registration Form](#) to our Financial Manager **Michelle Venter** at michelle@arbitrators.co.za