



**FIDIC users' guide**  
A practical guide  
to the 1999 red and  
yellow books

Brian W. Totterdell

# **Fidic Users Guide A Practical Guide To The 1999 Red**

**Jicheng Xie**



# Fidic Users Guide A Practical Guide To The 1999 Red

**FIDIC Users' Guide** Brian W. Totterdill, 2006 The FIDIC Conditions of Contract for Construction and the Conditions of Contract for Plant and Design Build known as the 1999 Red Book and the 1999 Yellow Book were first published in 1999 and have been used for a large number of contracts around the world During 2005 FIDIC and the multilateral development banks cooperated to publish the MDB Harmonised Conditions of Contract for Construction This book is a revised and extended edition of the authors earlier guides

**FIDIC Users' Guide** Brian Samuel Barr, 2013 An Employer's and Engineer's Guide to the FIDIC Conditions of Contract Michael D. Robinson, 2013-04-22 When all parties involved in the construction process fully understand their roles and are able to anticipate potential points of conflict disputes and delays will be minimised The Employer s and Engineer s Guide to the FIDIC Conditions of Contract sets out the essential administrative requirements of a FIDIC based contract by reference to the FIDIC 1999 Red Book The obligations and duties of the Employer and the Engineer are identified and discussed Potential pitfalls are highlighted and likely consequences pointed out The importance of the Employer s role in the preparation of tenders which fully reflect his requirements and duties and obligations arising in the execution of the works is emphasised The key role of the Engineer in the effective administration of contracts after award is examined and commentary provided Included in the guide are a number of appendices including model letters which will be of value to less experienced staff particularly those whose mother tongue is not the English language Engineers quantity surveyors and project managers engaged in the contractual administration of international projects using FIDIC forms of contract will find the concise guidance in simple and jargon free language provided here invaluable This together with the author s earlier book Contractor s Guide to the FIDIC Conditions of Contract which describes the duties rights and responsibilities of the Contractor represents the totality of supervision design and execution of construction projects executed under the FIDIC Conditions of Contract This book s companion website offers invaluable resources to freely download adapt and use Model letters for use by the Employer Model letters for use by the Contractor Sample Interim Payment Certificate Model Form for Submissions to the Engineer Model Form of Engineer s Order for Varied Works Model Form of Daywork Daily Record Sheets

**FIDIC - A Guide for Practitioners** Axel-Volkmar Jaeger, Götz-Sebastian Hök, 2009-11-11 In 1999 a suite of three new conditions of contract was published by FIDIC following the basic structure and wording harmonised and updated around the previous FIDIC Design Build and Turnkey Contract the 1992 Orange Book These conditions known as the FIDIC rainbow were the Conditions of Contract for Construction the so called Red Book for works designed by the Employer Plant and Design Build the so called Yellow Book for works designed by the Contractor EPC Turnkey Projects the so called Silver Book for works designed by the Contractor The first is intended for construction works where the Employer is responsible for the design as for per the previous so called Red Book 4th

Edition 1987 with an important role for the Engineer The other two conditions of contract are intended for situations when the Contractor is responsible for the design The Plant and Design Build Contract has the traditional Engineer while the EPC Turnkey Contract has a two party arrangement generally with an Employer's Representative as one of the parties

*The FIDIC Forms of Contract* Nael G. Bunni, 2013-02-05 In September 1999 FIDIC introduced its new Suite of Contracts which included a new Red Yellow Silver and Green forms of contract The new Red Book was intended to replace the 1992 fourth edition of the Red Book with the ambition that its use would cease with time This ambition has not materialised and is unlikely to do so in the future Despite the importance of the 1999 Forms there has been very little published on the new concepts adopted in them and how they interact with the previous forms This important work considers these aspects together with the many developments affecting the fourth edition of the Red Book that have taken place since 1997 when the second edition of this book was published and relates them to key contracting issues It is written by a chartered engineer conciliator and international arbitrator with wide experience in the use of the FIDIC Forms and in the various dispute resolution mechanisms specified in them Important features of this book include background and concepts of the various forms of contract a detailed comparison of the wording of the 1999 three main forms which although similar in nature it nevertheless significantly differs in certain areas where the three forms diverge due to their intended purpose analysis of the rights and obligations of the parties involved in the contract and the allocation of risks concerned a range of decision tree charts analysing the main features of the 1992 Red Book including risks indemnities and insurances claims and counterclaims variations procedure for claims programme and delay suspension payments and certificates dispute resolution mechanisms and dispute boards a much enlarged discussion of the meaning of claim and dispute and the types of claim with a discussion of the Notice provision in the 1999 forms of contract for the submittal of claims by a contractor and by an employer the FIDIC scheme of indemnities and insurance requirements and the methods of dispute resolution provided by the various forms of contract and five new chapters in this third edition the first four chapters deal with each of the 1999 forms and the fifth chapter is confined to the topic of Dispute Boards

**FIDIC Red, Yellow and Silver Book** Leo Grutters, Brian Barr, 2018-10-31 FIDIC 2nd Edition Red Yellow and Silver books provides a unique drafter's perspective clause by clause analysis of the 2016 editions of the FIDIC contracts Readers will understand how each sub clause is interlinked and how to minimise and avoid future disputes through the accurate interpretation of clauses

FIDIC Red Book Ben Beaumont, 2019-03-13 Written by a member of the FIDIC President's List of Adjudicators this detailed and critical commentary on the FIDIC Red Book provides authoritative guidance and recommendations for best practice Focusing on each Clause of the Condition of Contract this book identifies pitfalls and logistics issues associated with its enforcement and ancillary processes to give readers an advantage when operating with the FIDIC Red Book Intended to promote the best use and growth of FIDIC this guide will be essential for all users of the FIDIC Red Book be they contractors lawyers engineers

students training to join these industries or any professional involved in the resolution of disputes involving the FIDIC Red Book

**The 2017 FIDIC Contracts** William Godwin, 2020-02-19 Provides a clear and comprehensive guide to the 2017 FIDIC contracts written by a member of the FIDIC Updates Task Group FIDIC contracts are the most widely used engineering standard form contracts internationally but until 2017 the three main forms the Red Yellow and Silver Books had not been amended or updated for nearly two decades since the first editions were published in 1999 Written by a specialist lawyer who was member of the FIDIC Updates Task Group responsible for writing the new contracts this book examines in detail the many substantial changes they have introduced After providing an overview the contracts are examined clause by clause with the aim of showing how each compares and contrasts with the others and how the second editions compare and contrast with the first The first chapter describes how the Red Yellow and Silver Books evolved from earlier contract forms and the distinctive characteristics of each before providing an overview of the updates including new potential risks for both Employer and Contractor and then examining in the second chapter key general provisions such as the new rules on notices and limitation of liability Chapter 3 examines the enhanced role of the Engineer in the Red and Yellow Books Employer's Representative's function in the Silver including the new procedure for determinations as well as the Employer's obligations and contract administration The Contractor's obligations are considered in chapter 4 while chapter 5 examines his responsibility for design in the Yellow and Silver Books Chapters 6 to 14 deal respectively with plant materials and workmanship and staff and labour time related provisions in the three contracts including extensions of time and the Employer's right to suspend the works testing on and after completion and the Employer's taking over of the works defects after taking over acceptance of the works and unfulfilled obligations measurement in the Red Book the Contract Price and payment the new variations regime and adjustments to the Price termination and suspension care of the works and indemnities and Exceptional Events previously Force Majeure An important feature of the new contracts is their increased emphasis on clarity in the claims process and on dispute avoidance These topics are examined in the final two chapters 15 and 16 which deal respectively with the new claims and dispute resolution provisions of the 2017 forms FIDIC contracts are the most widely used standard forms of contract for international engineering and construction projects Provides a clear and comprehensive guide to the 2017 FIDIC Red Yellow and Silver Books Written by a senior specialist lawyer and member of the FIDIC 2017 Updates Task Group responsible for writing the new contracts Accessible to those with little or no familiarity with FIDIC contracts The 2017 FIDIC Contracts is an important guide for anyone engaged in international projects including employers contractors engineers lawyers suppliers and project financiers sponsors *FIDIC Red Book* Jakob B. Sørensen, 2019-03-27

**FIDIC Conditions of Contract for Design, Build and Operate Projects** International Federation of Consulting Engineers, 2008

**A Contractor's Guide to the FIDIC Conditions of Contract** Michael D. Robinson, 2011-02-16 This guide will help the contractor's staff overcome some of the difficulties encountered on a typical

international contract using FIDIC forms The majority of FIDIC based contracts use the Red Book Conditions of Contract for Construction so this book concentrates on the use of those particular forms Supplementary comments are included in Appendix C for the Yellow Book Plant legal advice should be obtained as and when necessary particularly if the Contractor has little or no knowledge of the local law Armed on site with a copy of The Contractor and the FIDIC Contract the Contractor s Representative will be more able to avoid contractual problems rather than spend considerable time and energy resolving those problems once they have arisen The FIDIC Contracts Andy Hewitt,2014-04-25 It is vital to ensure that your company complies with its contractual obligations It is also vital to check whether the other parties are complying with theirs This book was written to help those involved in the management of busy construction projects to find answers to contractual issues arising from the FIDIC forms of contract The book is organised in such a way that you can find answers in a fraction of the time it would take to study the full conditions of contract This book sets out the contractual obligations of the Employer the Contractor the Engineer and the DAB in a simple tabular form together with the time frames in which they should be performed and the consequences of non compliance This means that you will have all the information at your fingertips without having to study lengthy contractual clauses For those using the FIDIC forms for the first time or perhaps not using them too often this book is a must whilst experienced users will find it provides a valuable checklist Whichever category you fall into using this book should improve both knowledge and efficiency The book is ideal for engineers quantity surveyors contract managers and any person whose job it is to understand the workings of a FIDIC contract Roger Knowles had this to say The most important part of any contract is the obligations of the parties the time frames in which the parties must perform these obligations and the consequences of failing to meet them Failure to carry out obligations correctly is a serious risk and common source of contention or claims This practical ready reference on the contractual obligations of the various parties for a FIDIC construction contract promotes efficient administration of construction projects prevents contention and aids an easier understanding of their obligations The FIDIC Contracts Obligations of the Parties is presented in an easily referenced tabular format The Red Pink Red Book Subcontract Yellow Silver Gold Pink Green and White Books are all included and for ease of reference each contract is separated into sections relating to the Employer the Contractor the Engineer or the equivalent and the DAB This guide s accessible style will enable all parties and personnel involved in the project to quickly check that their company is performing the required obligations correctly and also to ensure that other parties are doing the same **Conditions of Contract for Design-build and Turnkey** Fédération internationale des ingénieurs-conseils,1995 The terms of the Conditions of Contract for Design Build and Turnkey have been prepared by the Federation Internationale des Ingenieurs Conseils FIDIC and are recommended for general use for the purpose of the design and construction of works where tenders are invited on an international basis with minor modifications the Conditions are also suitable for use on domestic contracts Construction Law in the United Arab Emirates and the Gulf Michael

Grose,2016-05-02 Construction Law in the United Arab Emirates and the Gulf is an authoritative guide to construction law in the United Arab Emirates and the Gulf The principal theme is the contrast between construction law in an Islamic civil law jurisdiction and construction law in a common law jurisdiction the first authoritative text on the application of the laws of the UAE extensive extracts from the region s applicable laws all translated from Arabic and hundreds of judgments of the most senior courts used to back up the analysis provided

**FIDIC Contracts in the Americas** Donald Charrett,2023-07-18 FIDIC contracts are the most widely used contracts for international construction around the world and are used in many different jurisdictions both common law and civil law For any construction project the General Conditions of Contract published by FIDIC may need to be supplemented by Particular Conditions that specify the specific requirements of that project and jurisdiction FIDIC Contracts in the Americas A Practical Guide to Application provides readers with an overview of the legal environment the construction industry and features of contract law applying to construction contracts in a number of jurisdictions in the Americas It provides detailed guidance for the preparation of the Particular Conditions for FIDIC contracts that will comply with the requirements of the applicable laws that apply to the site where the work is carried out and for the governing law of the contract This book also details the impact of COVID 19 on both the execution of construction projects and the operation of construction contracts in each jurisdiction This book is essential reading for construction professionals lawyers and students of construction law

**Construction Delays** Ted J Trauner,2009-04-25 Delays in construction projects are frequently expensive since there is usually a construction loan involved which charges interest management staff dedicated to the project whose costs are time dependent and ongoing inflation in wage and material prices Many techniques are used to analyze delays Some of these methods have inherent weaknesses and should be avoided This book points out the shortcomings of these faulty methods and explains how a delay analysis should be performed It then describes specifically how the analysis is done with CPM schedules A explanation of delays and delay damages presented in a straightforward accessible manner should be useful to public and private owners construction managers general contractors subcontractors designers suppliers and attorneys whose work involves them in the construction industry The discussion will include subtleties of the process such as shifts in the critical path and non critical delays The subject of damages is covered in detail including the major categories of extended field overhead and unabsorbed home office overhead Likewise the damages suffered by the owner either actual or liquidated are also explained Finally a chapter is devoted to managing the risk of delays and time extensions from the viewpoints of the various parties to a construction project A discussion of early completion schedules and constructive acceleration is also included In this new edition all chapters are updated to reflect the changes in the construction field since the first edition published over 16 years ago The Second Edition includes over 40% more information such as new methods for analyzing delays with examples of the proper approach The author also includes a new chapter on risk management which focuses on the delay related risks of the

various parties in a construction project Explains the different categories of delays Addresses the concept of concurrency and also non critical delays Discusses the more common approaches used for measuring and analyzing delays and the strengths and weaknesses associated with them Prevention of Time Related Delay Problems Understanding the FIDIC Red Book Jeremy Glover,Simon Hughes,2011 Providing an explanation of Internet law and regulation this title addresses key areas of contention such as copyright cash transactions product liability advertising defamation and data protection It also includes coverage of the UK implementation of the E Commerce Directive and the E Signature Directive and the Gambling Act 2005

**FIDIC Yellow Book, Revised edition** Jakob B. Sørensen,2024-09-26 FIDIC Yellow Book is a practical guide for anyone involved in preparing administering or contributing to the FIDIC suite of contracts 2017 edition This revised edition covers a number of recent developments including the 2022 amendments impacts of COVID 19 and the war in Ukraine as well as guidance on use of FIDIC Contracts FIDIC Contracts in Asia Pacific Donald Charrett,2021-11-29 FIDIC contracts are the most widely used contracts for international construction around the world and are used in many different jurisdictions both common law and civil law For any construction project the General Conditions of Contract published by FIDIC need to be supplemented by Particular Conditions that specify the specific requirements of that project subject to the relevant laws FIDIC Contracts in Asia Pacific provides readers with detailed guidance and resources for the preparation of the Particular Conditions that will comply with the requirements of the applicable laws for a number of the jurisdictions in which FIDIC contracts are used The laws that apply to the governing law of the contract construction works and dispute resolution in each jurisdiction are identified This book offers chapters on the FIDIC Conditions of Contract for Underground Works and the perspective of a bilateral aid agency on the use of FIDIC contracts Each jurisdiction features an outline of its construction industry and information on the impact of Covid 19 on both the execution of construction projects and the operation of construction contracts This book is essential reading for construction professionals lawyers and students of construction law using FIDIC contracts **The International Application of FIDIC Contracts** Donald Charrett,2019-10-10 FIDIC contracts are the most widely used contracts for international construction around the world and are used in many different jurisdictions both common law and civil law For any construction project the General Conditions of Contract published by FIDIC need to be supplemented by Particular Conditions that specify the specific requirements of that project The International Application of FIDIC Contracts A Practical Guide provides readers with detailed guidance and resources for the preparation of the Particular Conditions that will comply with the requirements of the applicable laws that apply to the site where the work is carried out and for the governing law of the contract for a number of the jurisdictions in which FIDIC contracts are used This book is essential reading for construction professionals lawyers and students of construction law



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