

Course Information

American University of Beirut
Faculty of Engineering and Architecture
Engineering Management Program

ENMG 698
Special Topics: Construction Disputes

Prof. M. Asem Abdul-Malak

Course Objectives

- The course aims at covering advanced topics related to the tracking and management of construction claims and disputes.
- Emphasis is on time-extension related subjects and the protocols applicable for carrying out forensic delay analyses.
- Further emphasis is on the legal principles governing critical ramifications of time-related claims and disputes .

Course Outline

- Global Claims
- Multi-Tiered Claims and Disputes
- Time-Extension Claims – Case Studies
- Time-at-Large Callings
- Recovery under LD Clauses
- Contract's Commercial Instruments
- Delay Analysis Methods
- Concurrent Delays
- AACE Protocol
- SCL Protocol
- Predictability of Claims/Disputes
- Transactional Costs of Claims/Disputes

Learning Outcomes

Students are expected:

- To become cognizant of the need for properly acting in respect of initiating and managing time-extension claims;
- To gain familiarity with the legal principles governing delay claims/disputes;
- To gain familiarity with protocols applicable to forensic delay analyses; and
- To gain a profound understanding of the costs associated with pursuing/resolving claims and disputes.

Student Evaluation

- Class attendance (10 percent)
- Participation/Forums (10 percent)
- Topic Presentation (30 percent)
- Term exam (50 percent)

Topic Presentation

- Group presentations are expected to address advancements related to the topics constituting the course outline.
- Preferences are given to following subjects:
 - Forensic delay analysis, with emphasis on addressing delays concurrency
 - Laws governing the enforceability of LD clauses
 - Court rulings in respect of time-at-large callings
 - Comprehensive claims, cumulative claims, global claims, etc..
- Selected references shall belong to the 2012-2017 five-year period.

Course Materials

- *Class notes will be posted on Moodle.*
- *A sample of relevant literature will also be posted on Moodle.*
- *Students' selected articles will be made accessible to all class participants through Moodle as well.*

Dates to Remember

- Presentation Topic and Articles: June 20, 2017
- Term Exam: July 18, 2017
- Presentations Session: July 20, 2017

Class Rules

- Students are advised to review all relevant University rules and regulations including those related to attendance, cheating, plagiarism, misconduct, and academic integrity, among many others.
- It shall be expected that strict enforcement of these rules and regulations will be observed.