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THE OPEN UNIVERSITY OF SRI LANKA
DEPARTMENT OF CIVIL ENGINEERING
CONSTRUCTION MANAGEMENT PROGRAMME - LEVEL 7
POST GRADUATE DIPLOMA / STAND ALONE COURSES



Final Examination – 2013/14

CEX7105 - Construction Contracts and Claims

Time Allowed : Three Hours

Date: 15th August 2014

Time : 0930-1230 hrs.

Candidates may answer the questions in accordance with the ICTAD Conditions of Contract as per the Standard Bidding Documents, stating the document number. Candidates are NOT permitted to refer to the above publications at the Examination Hall.

Candidates are required to provide comprehensive answers using relevant examples from the industry for clarity.

Answer any four (04) questions.
All questions carry 25 marks each.

Q1.

Explain in detail the obligations and rights of the Contractor in employing a subcontractor of his choice ("domestic subcontractors") and subcontractors nominated by the Employer/ Engineer and also state the procedure for employing subcontractors as stipulated in the Conditions of Contract.

(you are required to state the Conditions of Contract on which your answer is based)

Q2.

"Instructions to Bidders" in a bidding document states a Pre Bid Meeting will be held at a venue, date and time to be informed later but not later than 7 days before the closing date for receiving Bids. Describe the procedure to be followed by the Engineer in connection with Pre Bid Meetings.

Q3.

The Engineer delays issuing the Interim Payment Certificate as a result of which no payments for work done during the relevant period was received by the Contractor. Explain in detail the course of action the Contractor is entitled to take under such circumstances.

Q4.

ICTAD Conditions of Contract for Major Works (included in ICTAD/SBD/02) permit the Engineer to determine new rates for items of work included in Contract Bills of Quantities subject to certain conditions. State and describe such conditions, with the aid of examples.

Q5.

Explain the term "Value Engineering" in relation to Contracts under ICTAD/SBD/02. Write an account on the possible benefits to the Parties if a Value Engineering proposal submitted by the Contractor is accepted by the Engineer.

Q6.

A Contract requires the Contractor to submit a detailed time programme to the Engineer within the stipulated period after the due date for commencement of works.

State and explain the important activities pertaining to the performance of Works that should be indicated in the programme.