

# The Dispute Board Federation

Geneva - Singapore

*Excellence in Dispute Resolution since 2001*

June 2010

Issue: 56



## Featured Events

Future combined  
FIDIC - DBF  
and  
International Finance  
Corporation  
related programmes  
and events include:

**Doha, Qatar**  
FIDIC - DBF  
Intensive  
DAB Training  
Programme  
July 7 - 8, 2010

**Doha, Qatar**  
FIDIC Contracts  
*Total Immersion*  
Training Programme  
July 10 - 16, 2010

**Oslo, Norway**  
Regional Contractor -  
User  
Workshop on Dispute  
Boards  
July 22 -23, 2010

**Santiago, Chile**  
The Adjudicator  
Training Programme  
August 24-25, 2010

For a full listing of  
programmes  
and  
events, brochures  
and more information  
and/or to register  
please go to:

[www.dbfederation.org](http://www.dbfederation.org)

## SUMMER

With Summer almost here the DBF is planning its activities for the next six months. These activities will include the joint DBF-FIDIC Intensive DAB Training Programme to be held in Doha on July 7 & 8, the FIDIC Contracts *Total Immersion* Programme also in Doha from the 10th through the 16th of July, the Regional Contractor-User Workshop on Dispute Boards in Oslo on July 22 & 23, two FIDIC Contracts Basic Programmes in August and September - one in the Balkans and the other in Istanbul, an Adjudicator Training programme in Santiago on August 24 & 25, and the Annual Symposium on Dispute Boards and ADR to be held in Singapore in November.

The DBF Asia-Pacific Regional Advisory Council has also now been formed and there is a separate article on this later in this Newsletter.

So far the first half of 2010 has been very fulfilling and we look forward to an even more interesting 2nd half. In this regard the DBF is looking to increase its staffing and is looking for an Events Manager. This is a full time position and a separate mailing will be issued shortly detailing the position and its requirements.

Finally after several months of work our new Website will be debuting at the end of this month and our new Membership structure will start at the beginning of July. The full details of the new Membership structure are outlined later in this Newsletter.

**Herbert Wilson**  
Executive Director

**Doha FTIP**  
**July 10 -16, 2010**

**FIDIC Contracts *Total Immersion***



## Programme

The DBF is holding its most successful training programme - the FIDIC Contracts *Total Immersion* 6-day programme which has 3-4 trainers per day, teaching, testing the participants knowledge and most importantly giving the attendees the full benefit of their extensive knowledge of FIDIC Contracts on an almost one-on-one basis. This programme is for individuals who want to maximise their learning experience in a relaxed yet intensive learning environment. The location for our programme is at one of the 5-star Doha Hotels and the price is all-inclusive and includes all instruction, lunches and study materials. Each participant receives in-depth training in a special setting offering the finest accommodations and training facilities in the Middle East.

The programme is taught using a combination of lecture, group discussion, problem solving and for each topic the use of case studies covering real-world situations encountered on large international infrastructure projects and their resolution.

The culmination of this programme is the in-depth knowledge of **the entire range of FIDIC Contracts**, how they operate individually and collectively and how to use each to best advantage.

Each of our instructors is an expert in this field and they provide lively analysis of the contracts making the experience a truly enjoyable one. If you think you qualify to be in this programme please send an email telling us the reason why you would like to be considered for entry into this programme along with your CV to Jonathan Varoqui at The Dispute Board Federation. His email address is: [j.varoqui@dbfederation.org](mailto:j.varoqui@dbfederation.org).

## The DBF Asia-Pacific Regional Advisory Council

Our newest DBF regional advisory council has been formed in Singapore and covers the entire Asia-Pacific region. The Chair,

Yee Leong Chong, is an equity Partner with Rajah & Tann LLP, one of the leading law firms in Singapore and the region. He has been practicing for 20 years and is recognised as a leading international dispute resolution specialist in the Asia-Pacific region. He heads the International Arbitration Practice Group in Rajah & Tann LLP and is concurrently the principal partner of M/s Kamilah & Chong in Malaysia. Before joining Rajah & Tann he was a partner at Jones Day international law firm from 2003 to 2007 and headed their International Litigation and Arbitration Group in Singapore. Currently he is the Deputy Head of the Projects and Infrastructure Practice Group at Rajah & Tann. Yee Leong has extensive experience in international dispute resolution including arbitration, dispute boards and litigation covering all aspects of commercial, energy and building disputes, with a focus on disputes arising from heavy civil engineering contracts, power, oil and gas, marine engineering, and land transportation projects.



Other members of the Advisory Council include:

- Emerson Holmes**, Partner, Nabarro - Construction and Engineering Group
- Karen Fletcher**, Business Development Manager, Trett Consulting, Singapore
- Professor Ian Macduff**, Director, Centre for Dispute Resolution, SMU
- Ankit Goyal**, Head of SIAC (South Asia) & Assistant Counsel, SIAC
- Colin Roberts**, Eurlng, Chartered Mining & Petroleum Engineer, Australia
- Professor Grace Xavier**, Associate Professor, Faculty of Law, University of Malaya
- Gordon Smith**, Partner, Kennedys Singapore, Construction & Engineering
- Michael Lee**, Director, International Centre for Dispute Resolution, Singapore
- Toru Arai**, Senior Aid Coordination Advisor, Japan International Cooperation Agency, Vietnam

More details of our Advisory Council and each of its members will be available on our new website starting July 1, 2010.

## New Membership Structure



After more than a year of review our Membership Committee is pleased to announce the creation of a new membership structure which will be distributed to all existing Members at the end of this

month along with additional specific details. Membership in The Dispute Board Federation will now be comprised of five different levels, each giving the member professional support and a range of services for whatever level of dispute resolution and prevention they work in whether it be infrastructure development and/or construction dispute resolution.

The Categories are as follows:

### **Fellow (FDBF)**

As a Fellow you are a dispute resolution professional of distinction, making significant contribution to your profession. You demonstrate both dispute board and dispute resolution excellence and leadership amongst your peers.

#### **Experience Needed**

Those who reach the level of Fellow have been recognised by their peers as being at the uppermost level of dispute resolution and leadership in the field of dispute boards and adjudication internationally and have done so for a sufficient period of time:

Fellows are expected to have had responsibility for adjudication decisions involving substantial projects over many years.

A 'sufficient period' is typically a minimum of 5 years working on substantial projects or other recognised activities that qualify. In order to apply for this grade you are required to be an existing Dispute Board Federation Corporate Panel Member (MDBF).

### **Corporate Panel Member (MDBF)**

As a Corporate Panel Member, you have demonstrated an ability to serve on at least one of the Dispute Board Federation's Panels: The Dispute Board Panel, the Arbitration Panel, and/or the Mediation Panel. With this grade of membership you have attained an internationally recognised and respected mark of competence and shown commitment to the dispute resolution goals of The Dispute Board Federation.

#### **Experience Needed**

Those who reach the level of Corporate Panel Member are experienced in dispute resolution either as an arbitrator by being a FCI Arb and/or Chartered Arbitrator, accredited adjudicator and/or mediator with at least 5 years of professional experience in their chosen area of endeavour.

### **Professional Member (PDBF)**

As a Professional Member of the Dispute Board Federation you are an experienced professional working in the construction and/or dispute resolution field either as an arbitrator, adjudicator, mediator or in other related fields such as law, engineering, architecture, or construction.

#### **Experience Needed**

Those who apply for the level of Professional Member are experienced in dispute resolution and/or construction and infrastructure development and are usually either an arbitrator adjudicator and/or mediator with at least 3 years of professional experience in their chosen area of endeavour or have been involved in construction claims and their presentation.

### **Affiliate**

If you work in the construction industry or in the development of infrastructure from a developer, supplier, banker, or government official position, the knowledge of dispute resolution in the effective management of the development and construction process is essential to a problem free project built on time and on budget. The better informed you are, the better your networks and contacts, the stronger you'll be as a business and as an individual and that is why we have introduced the Affiliate member category of the Dispute Board Federation.

As an example, perhaps you handle procurement, or claims management - if so you need to be familiar with the latest developments in project management, how to prevent claims which can delay the project and how to work most effectively with your advisors, lawyers, and engineers. As a Dispute Board Federation Affiliate member, you will be well placed to achieve these goals.

Also if your background does not fit in any of these categories but you just have an interest in a field of dispute resolution or dispute avoidance and feel that you can contribute more than most to addressing some of the world's key challenges - re-building infrastructure in post war countries, prevention of corruption in development, and making the built environment better - then we will welcome you as an Affiliate member.

### **Students**

If you are studying law, engineering or a related subject, joining the Dispute Board Federation

as a student gives you the benefits of Affiliate membership and puts you on the path towards Professional Member status with the financial and career rewards that this generally brings.

You are part of the next generation of dispute resolver professionals and we want to ensure you have access to all the study support you need. That's why we've put together a special student package to last the entire duration of your undergraduate degree.

**For More Information**

If you would like more information on Membership please contact Richard McGlade, Membership Coordinator, The Dispute Board Federation: [richard.mcglade@dbfederation.org](mailto:richard.mcglade@dbfederation.org)

**The Dispute Board Federation**  
Geneva - Singapore