MERCURY

FIDIC Claims: Advanced Management of Claims & Resolution of Disputes

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Introduction

The FIDIC Claims: Advanced Management of Claims and Resolution of Disputes course builds a deep, practical understanding of how claims arise, are documented, and are resolved in international construction environments. It explains the logic of the FIDIC claims management process and shows how contractual rights, notices, evidence, and procedures work together. Participants examine construction claims under FIDIC contracts from the perspective of entitlement, causation, and time or cost impact. They will develop advanced FIDIC claims analysis skills for delay claims in FIDIC contracts, variation claims under FIDIC conditions, and complex payment issues.

The FIDIC Claims: Advanced Management of Claims & Resolution of Disputes program explains FIDIC claims documentation requirements and the disciplined preparation of submissions that withstand scrutiny. It connects the practical duties of the engineer, employer, and contractor with the wider framework of advanced FIDIC contract administration. It clarifies the FIDIC contract dispute-resolution procedures governing adjudication, settlement, and arbitration. Participants will manage risk, reduce conflict, and support dispute avoidance in FIDIC projects.

Targeted Groups

This FIDIC Claims: Advanced Management of Claims & Resolution of Disputes training targets professionals seeking knowledge and skills:

- Contract managers on FIDIC projects.
- Project directors overseeing claims exposure.
- Engineers handling notices and determinations.
- Legal advisors in construction disputes.
- Quantity surveyors managing cost claims.
- Claims consultants supporting entitlement analysis.
- Arbitration and dispute resolution specialists.
- Employer representatives and public-sector teams.
- Contractors, developers, and EPC personnel.
- Infrastructure professionals working internationally.
- Teams involved in cross-border project delivery.
- Professionals supporting contract administration and claims work effectively.

Course Objectives

Participants will achieve the following objectives by completing the FIDIC Claims: Advanced Management of Claims & Resolution of Disputes course:

- Understand the FIDIC claims management process across major contract forms.
- Interpret entitlement, liability, causation, and quantum in construction claims under FIDIC contracts.
- Apply advanced FIDIC claims analysis to delay, variation, disruption, and acceleration claims.
- Prepare accurate notices, records, and submissions that meet FIDIC claims documentation requirements.
- Assess delay claims in FIDIC contracts using contemporary and contractual evidence.

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- Distinguish the main stages of FIDIC contract dispute resolution procedures and escalation paths.
- Evaluate the FIDIC dispute adjudication board process and its procedural timelines.
- Explain the purpose of FIDIC arbitration and dispute settlement in final dispute closure.
- Strengthen claims-negotiation strategies for FIDIC contracts to achieve balanced commercial outcomes.
- Integrate risk allocation in FIDIC contracts into prevention, response, and resolution planning.
- Build a disciplined approach to case evaluation, stakeholder coordination, procedural compliance, dispute closure, and learning.

Targeted Competencies

Participants will gain the following competencies during the FIDIC Claims: Advanced Management of Claims & Resolution of Disputes program:

- Accurate interpretation of FIDIC claims clauses.
- Professional claim notice drafting.
- Clear evidence mapping and record control.
- Structured entitlement and causation analysis.
- Practical advanced contract administration FIDIC skills.
- Effective use of the FIDIC engineer's role in claims.
- Confident handling of construction dispute resolution methods, FIDIC.
- Sound management of variation claims under FIDIC conditions.
- Strong negotiation and settlement judgment.
- Better escalation control and stakeholder communication.
- Consistent procedural discipline in high-value disputes, negotiations, settlements, and closure.

Studying Scenarios

In this FIDIC Claims: Advanced Management of Claims & Resolution of Disputes training, participants develop skills through the following scenarios:

- Delay events affecting the critical path and completion date.
- Variations that change scope, time, and cost.
- Unforeseen site conditions requiring formal notice.
- Employer instructions that trigger entitlement questions.
- Concurrent delay disputes and overlapping responsibilities.
- Engineer determinations under pressure from project parties.
- DAB referrals and responses under strict deadlines.
- Arbitration preparation after a failed amicable settlement.

Course Content

Unit 1: FIDIC Contract Foundations and Claims Logic

- FIDIC Claims and the logic of contractual entitlement.
- Red, Yellow, and Silver Books as the base framework.
- Governing law and jurisdiction in international projects.
- Risk allocation in FIDIC contracts and its commercial effect.
- Contract wording, interpretation, and procedural discipline.
- Employer, Contractor, and Engineer duties under the conditions.

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- Advanced contract administration FIDIC in daily practice.
- FIDIC claims documentation requirements as a control tool.

Unit 2: Types of Claims and Entitlement

- Construction claims under FIDIC contracts from both sides.
- Delay claims in FIDIC contracts and time entitlement.
- Variation claims under FIDIC conditions and scope change.
- Disruption and acceleration claims in complex projects.
- Unforeseen physical conditions and contractual relief.
- Suspension, termination, and compensation issues.
- Notice, causation, and entitlement as claim gates.
- Quantum assessment and the commercial result.

Unit 3: Claim Preparation, Evidence, and Substantiation

- FIDIC contractual claims preparation from first notice to final filing.
- Chronology building and issue framing for each claim.
- Contemporary records, correspondence, and site diaries.
- Programme data, progress reports, and productivity evidence.
- Cost build-up, pricing logic, and supporting calculations.
- Claim narratives that connect facts to entitlement.
- Review checks that reduce omissions and procedural risk.
- Submission quality that supports negotiation and adjudication.

Unit 4: Delay, Time, and Extension of Time Analysis

- Delay identification and event categorization.
- Critical path reasoning and schedule impact.
- Prospective and retrospective analysis approaches.
- Float, concurrency, and mitigation principles.
- Excusable, compensable, and non-excusable delays.
- Progress updates and time entitlement evidence.
- EOT claim structure and response discipline.
- Delay analysis that supports advanced FIDIC claims analysis.

Unit 5: Dispute Avoidance and Early Resolution

- Dispute avoidance in FIDIC projects through early action.
- Early warning habits and timely communication.
- Claim tracking that prevents escalation.
- Contract records that reduce ambiguity.
- Project meetings that surface issues early.
- Proactive management of commercial and technical tension.
- Independent review as a calming control measure.
- Resolution before positions become rigid or costly.

Unit 6: Dispute Adjudication, Arbitration, and Settlement

- The FIDIC dispute adjudication board process step by step.
- Referral, response, hearing, and decision timelines.
- Construction dispute resolution methods about the FIDIC in sequence.

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- Negotiation, mediation, adjudication, and arbitration: a comparison.
- Amicable settlement periods and practical use.
- FIDIC arbitration and dispute settlement as final routes.
- Finality, enforcement, and procedural credibility.
- Preparing for formal dispute escalation with discipline.

Unit 7: The Engineer’s Role in Claims and Decisions

- FIDIC engineer's role in claims as a central function.
- Duty to consult, assess, and determine fairly.
- Impartiality in response to competing party interests.
- Instructions, determinations, and their impact on the project.
- Timeliness, clarity, and defensible reasoning.
- Communication style that supports trust and order.
- Records that protect the decision process.
- Risks arise when the Engineer delays or avoids taking action.

Unit 8: Risk Allocation, Liability, and Commercial Control

- Risk allocation in FIDIC contracts as a claim driver.
- Employer and Contractor liabilities under different conditions.
- Risk registers and their role in international construction claims management.
- Insurance, indemnity, and contractual protection clauses.
- Commercial exposure from poor risk planning.
- Proactive controls during execution and amendments.
- Prevention of claim drift through clear governance.
- Better outcomes through disciplined risk ownership.

Unit 9: Case Studies and Comparative Learning

- Delay claim case review from infrastructure projects.
- Decision patterns in DAB recommendations.
- Arbitration outcomes in international claim disputes.
- EOT approval and denial lessons.
- Termination disputes and their commercial fallout.
- Variation cost recovery and entitlement proof.
- Notice failure and legal consequences.
- Comparing outcomes across FIDIC books.

Unit 10: Negotiation, Resolution, and Strategic Closure

- Claims negotiation strategies for FIDIC contracts in formal meetings.
- Stakeholder mapping for settlement discussions.
- Multi-party negotiation in cross-border disputes.
- Clear position papers and issue summaries.
- Settlement agreements and dispute records.
- Document control during negotiation and closure.
- Internal frameworks for repeatable dispute resolution.
- Lessons learned for stronger future contract performance.

Final Insights & Key Takeaways

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Participants will manage entitlement, evidence, and procedure with greater confidence. The course strengthens the ability to move from claim identification to structured resolution while protecting commercial position. It reinforces the practical use of documentation, timely notice, and disciplined analysis in complex projects. With stronger control over claims and disputes, participants are better prepared to support fair outcomes, project stability, and contract compliance.