

The Changing Face of Claims: An International Perspective

Presented By:
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Recent Developments in the Courts - Moorhouse

The Changing Face of Projects

- More sophisticated – management, financing, delivery systems
- Complex Technology – information being substituted for “brick and mortar”
- Worldwide materials and equipment markets – eg steel shortage example
- International labour pool – eg Ireland example – also Dutch on American/British project in Middle East – Ras Tanura or Oman?
- International Standards – legal (whose law?), quality (whose standards?)

The SCL Protocol

- Key Assumptions
- Prescribed Methods
- What's not included?
- Standards for Documentation

Delay and Acceleration Claims

- What is delay and acceleration?

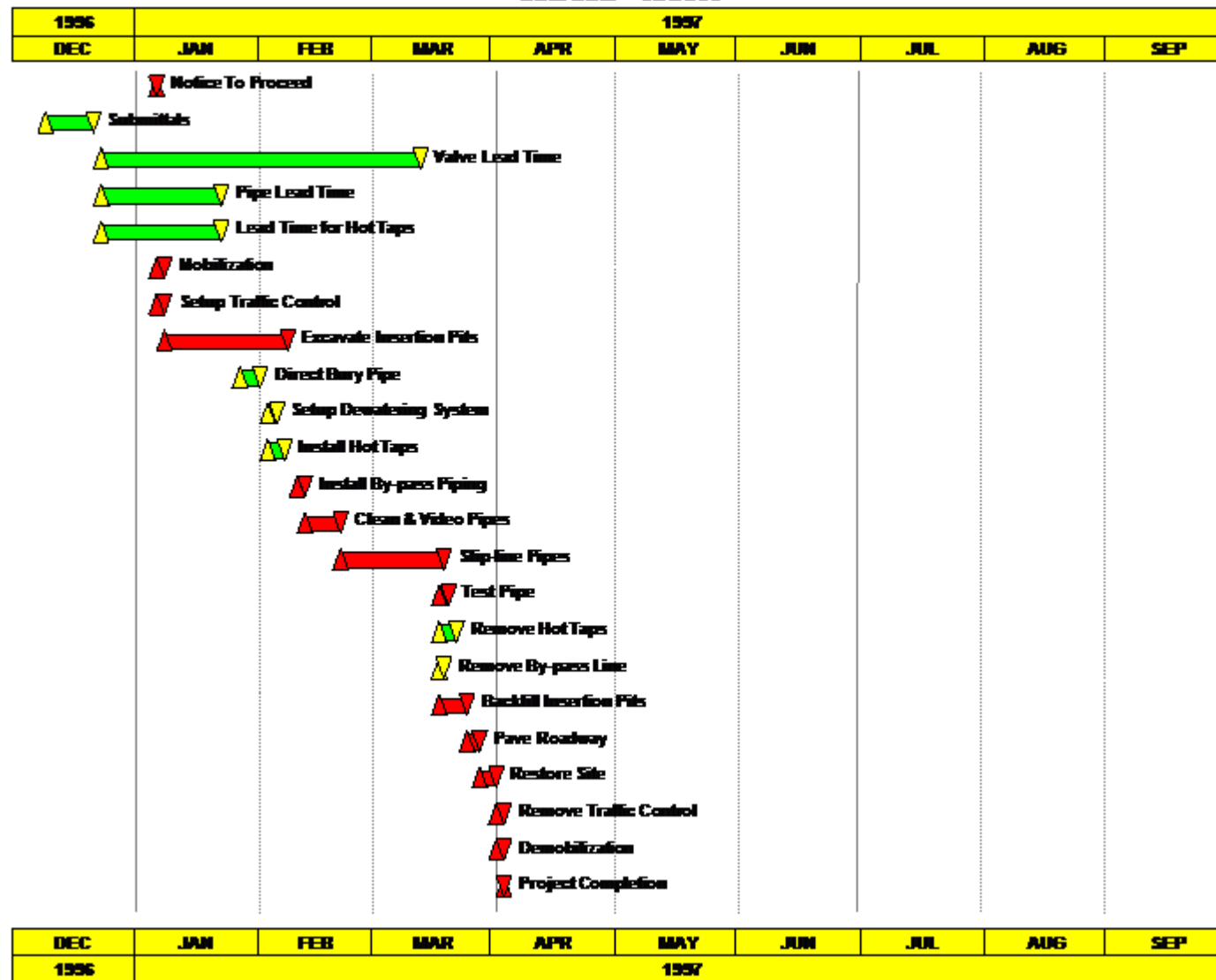
Delay Claims

- Types of Delay (based on causation – eg concurrent)
- Damages for delay
- Delay to a project that is not late?

Methods of Programme Analysis

- Impacted As-Planned (“But For”)
- As Built Critical Path
- Time Impact Analysis (TIA)

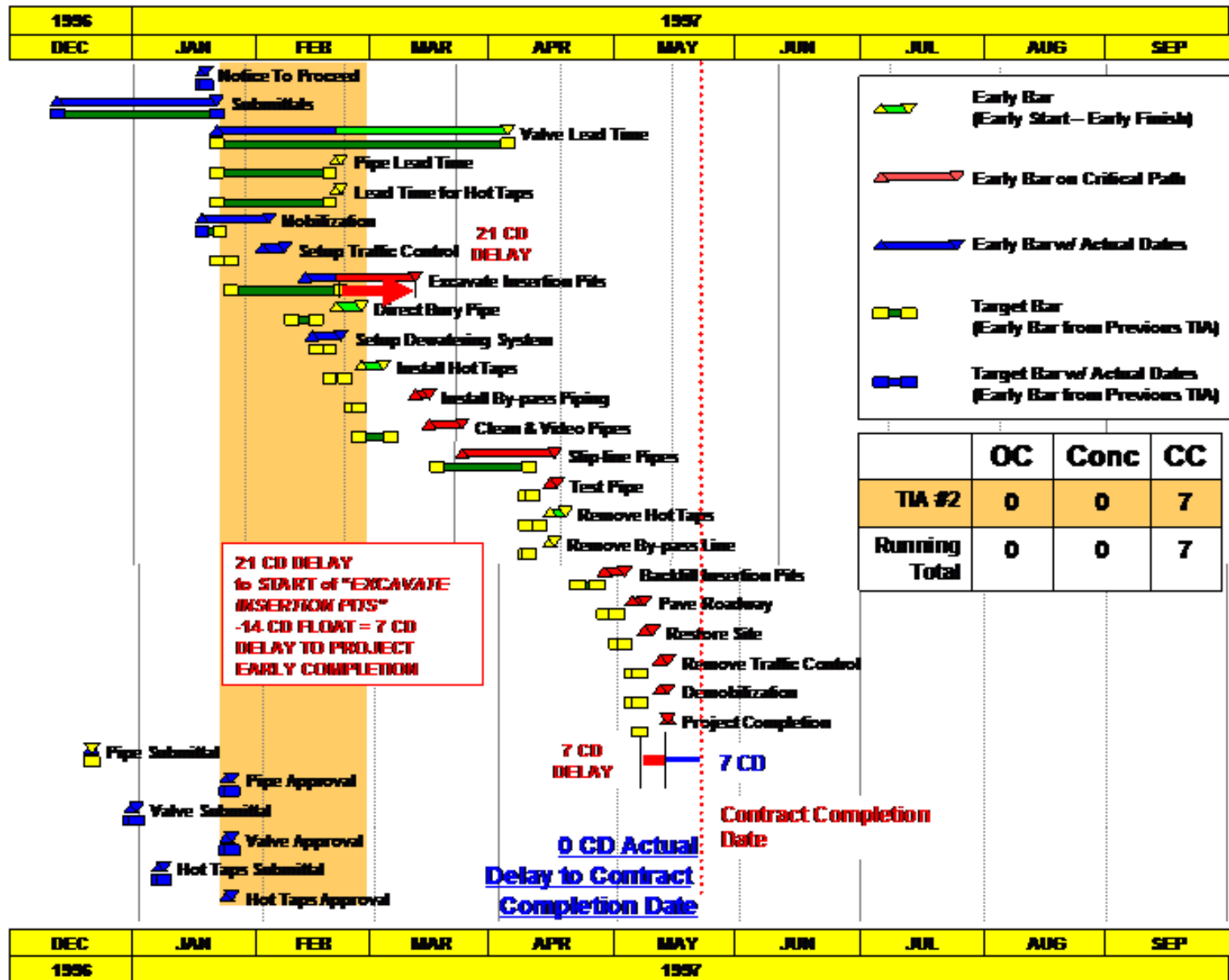
Baseline Schedule
Data Date = 9DEC96



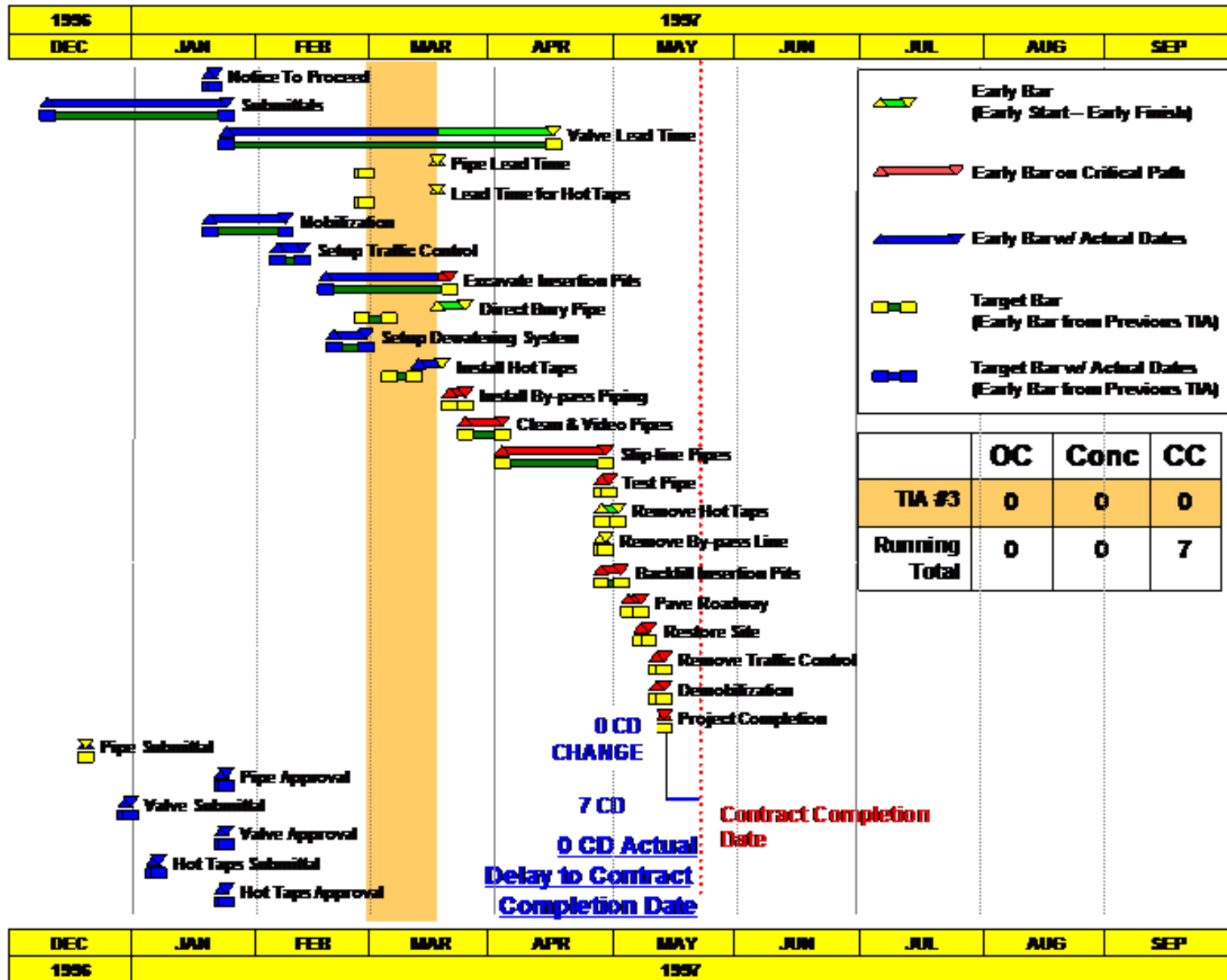
9DEC96 - 23JAN97



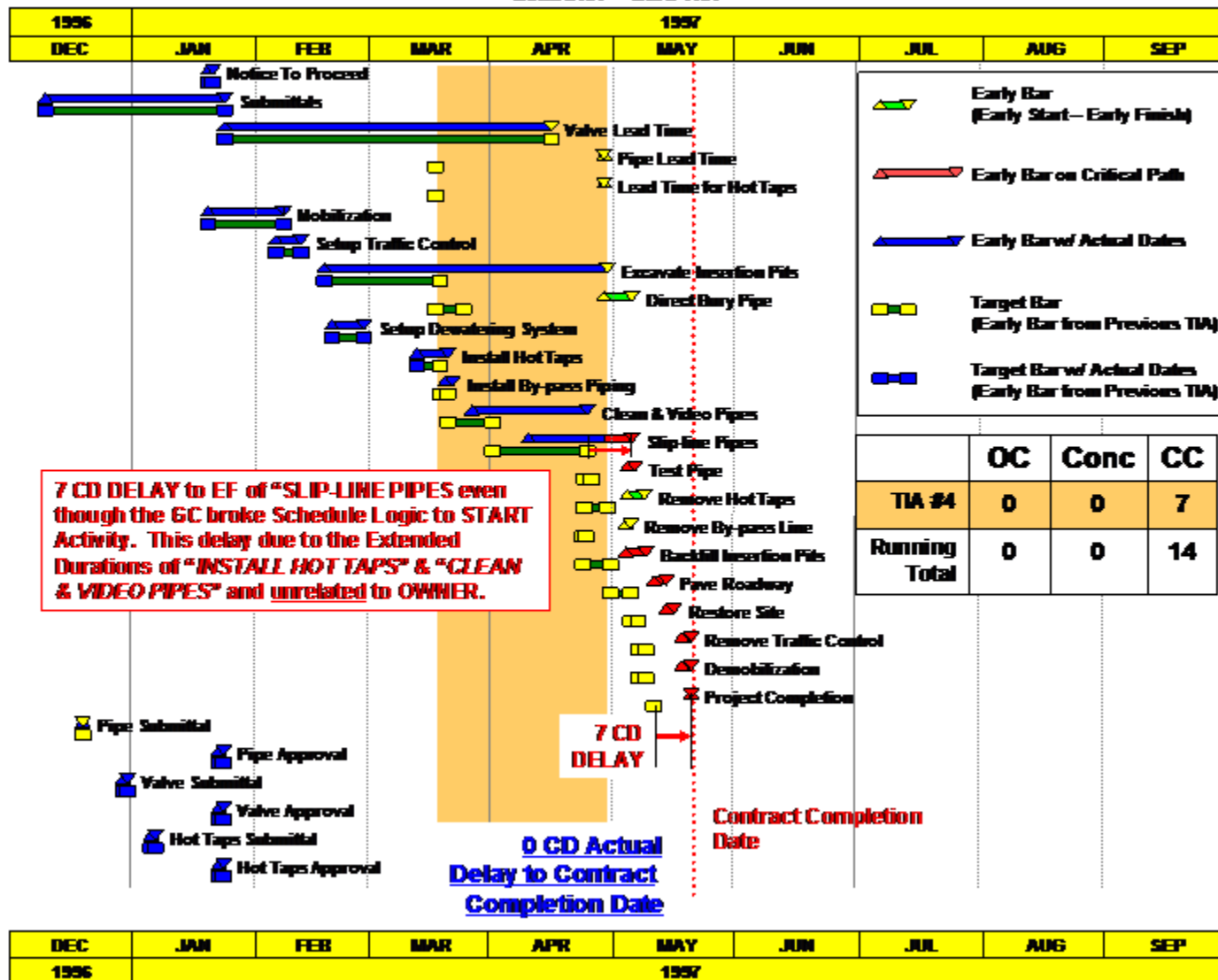
Time Impact Analysis[®] #2
23 JAN 97 – 27 FEB 97



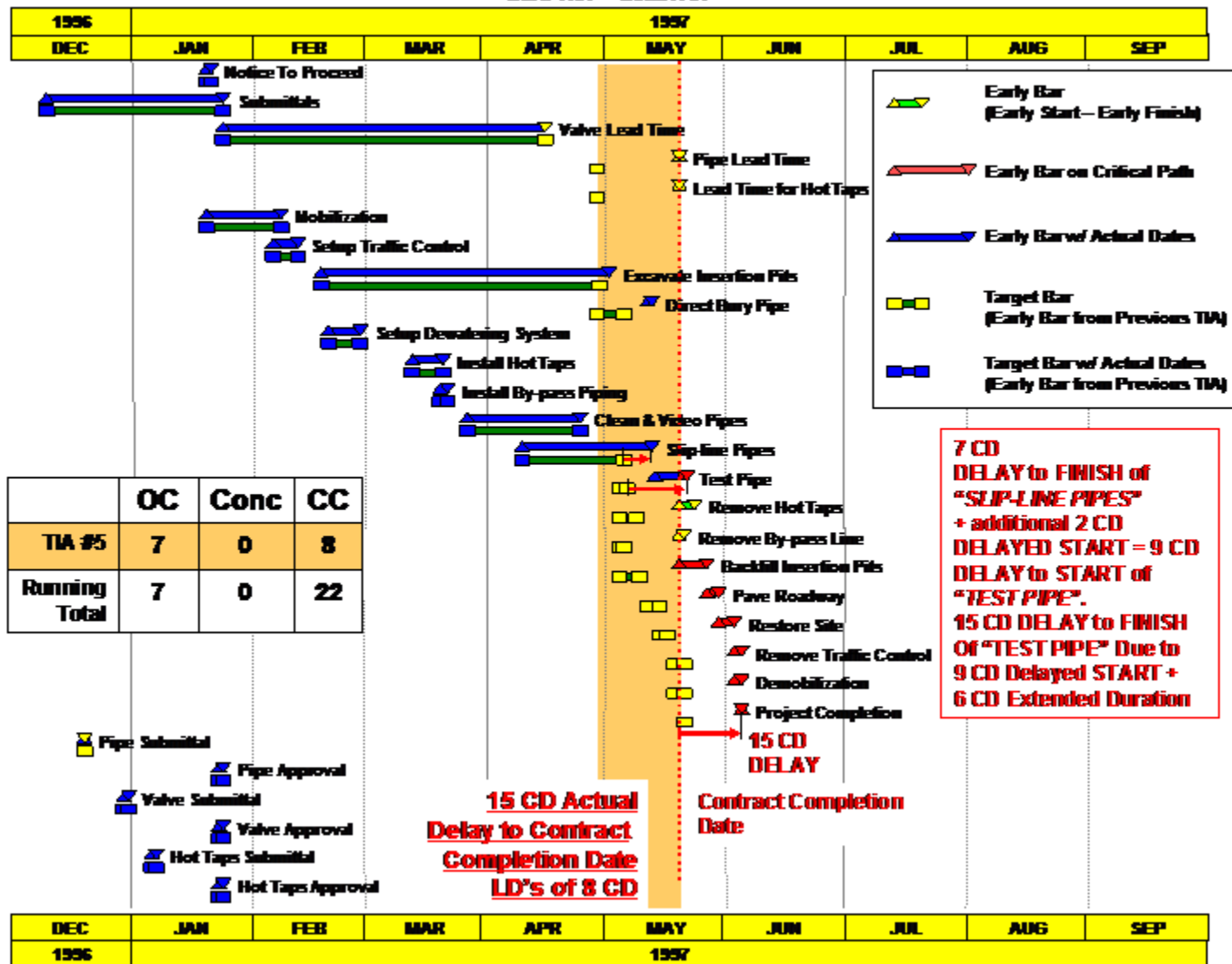
Time Impact Analysis® #3
27/FEB/97 – 20/MAR/97



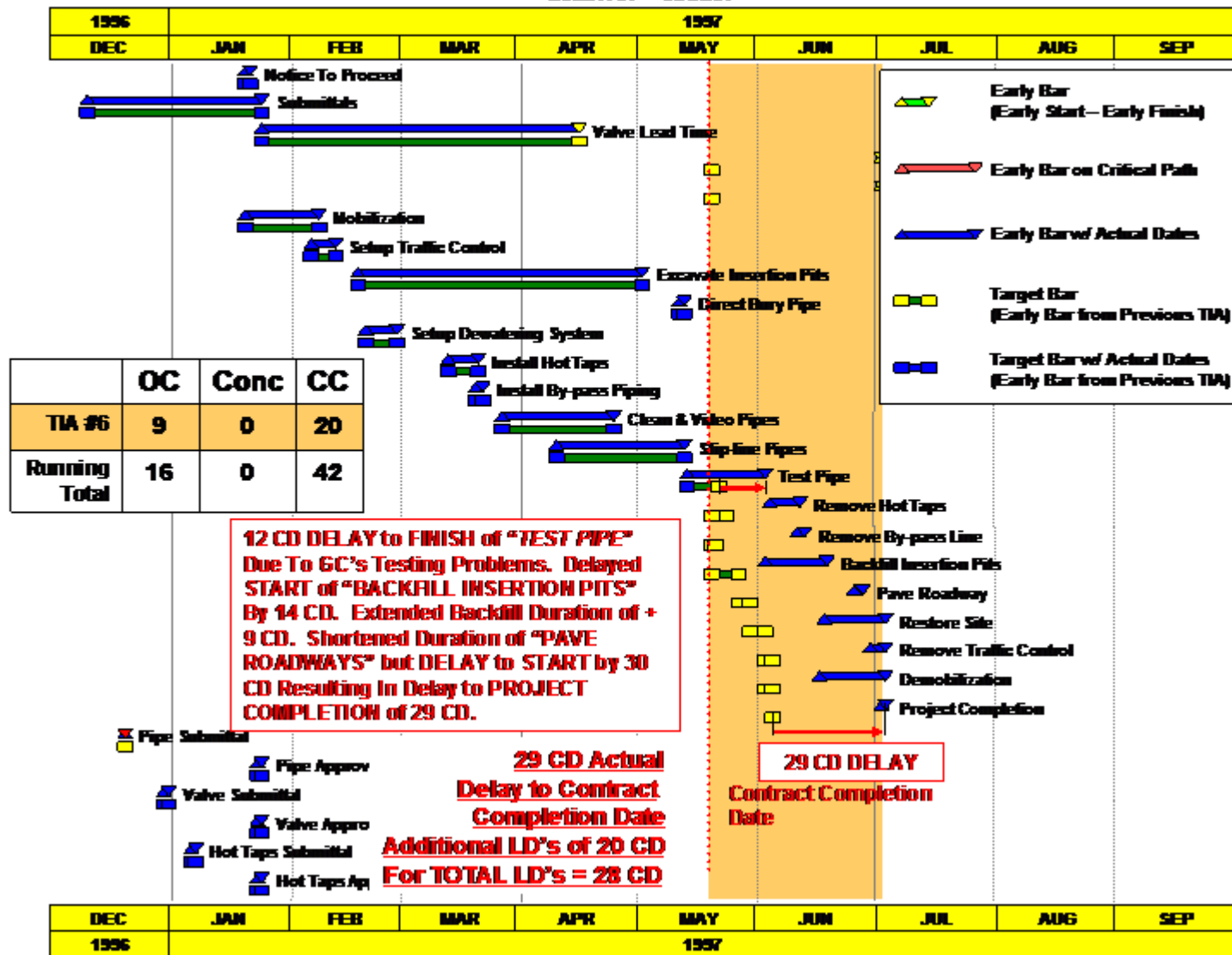
Time Impact Analysis® #4
20MAR97 – 29APR97



Time Impact Analysis® #5 29APR97 – 20MAY97



Time Impact Analysis® #6
20MAY97 – 3JUL97



Acceleration Claims

- Signs of Acceleration
- Re-programming the project
- Quantifying acceleration
- Impact of Acceleration

Labour/Manpower Productivity

- Causes of Productivity Loss
- Quantifying Productivity Losses (methods)
 - eg “Measured Mile”

Arbitration or other Dispute Resolution Methods

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