

Scandinavian Academy
Training Center

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Riyadh - Al Khaleej District - Sheikh Abdul Aziz Bin Abdul Rahman Bin Bishr Street - 13223 - Office No. 5 | P.O.BOX : 13224

Course: Contract Excellence for Non_Legal Professionals

Code	City	hotel	Start	End	price	Language - Hours
CO-619SA	Jeddah	Hotel Meeting Room	2027-01-31	2027-02-04	11950 SR	En - 25

The Course

In every organisation the commercial and business structure is based on contracts. These may vary from simple purchase orders, or even handshakes, through to highly-complex financing agreements. The development, negotiation and management of these contracts are often in the hands of skilled professionals, but the general managers handling the delivery of the product, service or project may not be fully familiar with the complexities of the documents concerned. This course is intended to allow professional managers with a background other than law or contracts to better understand the processes and issues involved, and therefore improve their overall management skills.

In the programme you will learn how to:

- Explore the reasons why we use contracts, and how they can be developed.
- Examine different contracting structures, and how they allocate and manage risk.
- Review some of the major provisions in contracts, and discuss why they are drafted as they are, and what pitfalls there may be if they are not managed properly.

The Goals

- Improve understanding of the structure and purpose of contracts
- Show how different structures can be used in different situations
- Improve the ability of managers to communicate with and instruct legal and contracts personnel
- Explain some of the pitfalls that exist within commonly-used contract clauses

The Delegates

- Anyone involved in: Engineering, Project, Construction, Tenders, Contracts, Buyers, Purchasing, Financial personnel, including especially those from a Project Management or General Management background who do not think they yet have a sufficient understanding of contract issues
- Those new to the function, preparing for a major project, or experienced managers looking for a refresher

The Benefits

Participants attending the programme will learn:

- How to be more effective in selecting contract types and structures
- How to ensure risk is properly allocated and managed in different situations
- How to anticipate problems and manage risks through the contract
- How to integrate the contract within the structure of project management
- How to handle disputes and performance issues, including the latest methods of dispute resolution
- How to establish appropriate terms and conditions, and what the different provisions in common use mean in practice

The Results

- Better ability to communicate with and instruct legal advisers
- Better project management skills in the areas where these overlap with contracts
- Better general management ability to understand and control contract negotiations and management
- Better ability to avoid or resolve disputes

The Core Competencies

- Risk identification and management
- Understanding legal and contractual terms
- Contract management
- Project management – where it interfaces with contracts
- Negotiation
- Dispute resolution

The Programme Content

The programme covers contracts in a range of areas, written in the English language, but used in an international context. The intention is to develop general skills with application to a wide range of contractual situations, and to allow participants to have an awareness of practices in other areas and other industries which may add value to their own situations.

The programme will combine conventional teaching with a high level of participation; including an interactive approach to involving participants in discussion of topics; exercises; and encouraging participants to bring their own experiences forward for discussion and debate.

The Programme Content

Day One

The Basis of Contracting

- Why we use contracts
- How contracts are formed
  - Legal requirements for a valid contract
  - Oral contracts
  - Electronic contracts
  - Incorporating other documents by reference

- Terms and conditions of the contract
- Authority to contract
- The role of agents
- Proving authority
- Methods of signing – seals, chops etc.
- Internal contracts within a Group – some dangers from ignoring the need for formal arrangements

Day Two

Risk and Different Contracting Types

- Different types of risk
- How to assess and manage risk
    - Commercial risk within the contract
    - Risk of damage
        - Use of ICC Incoterms to determine when risk passes
    - Other risks
- Selecting appropriate contract types
- Traditional
    - Lump sum
    - Bill of Quantities/Schedule of Rates
    - Reimbursable
- Hybrid
- Fixed Fees
- Economic Price Adjustment clauses
- Escalation
- EPC/Turnkey
- Convertible LSTK
- Build Operate Transfer
- Alliance/Partnering
- No Cure No Pay

- Bonds/Bank Guarantees
- Parent Company Guarantees
- Letters – Intent; Instruction/Award; Comfort; Awareness
- Side Letters
- Which Law?
- Which Courts?
- Non-Traditional
- Collateral documents
- Law

Day Three

Major Contract Terms

- Obligation to perform
    - Testing and acceptance/rejection
    - Defective goods
    - Patent and Latent Defects
- Limits of liability
- Consequential loss
- Overall caps
- Connection with negligence
- Liquidated damages and penalties
- People
- Property
- Indemnities – what they mean, and why they are important
- Ownership of existing rights
- Ownership of rights created under the contract
- Dealing with claims of breach
- Insurance, and how this links with indemnities
- Intellectual property

- Warranty and rework
- Force Majeure
- Notices
- “Entire Agreement” clauses
- Implied Terms – some examples

Day Four

How the legal aspects of a Contract relate to Changes and Variations, and payment and close-out issues

- Changes to the Contract Terms (“Amendments”)
- Changes to the Scope of Work (“Variations”)
- Keeping control of change – and examples of what happens when you get it wrong
- Impact of Variations
    - Cost
    - Delay
    - Responsibility
    - Extension of Time
- Payment
- Amount
- Timing
- Method of payment
- Risk in international trade
    - Letters of Credit
- Warranty claims
- Set Off and contra charges
- Suspension and Termination
- Contractual issues on close out

Day Five

Negotiation, Avoidance and Resolution of Disputes

- Negotiation, compromise and settlement
- Traditional approaches to third party resolution
- Litigation
- Arbitration
- Alternative Dispute Resolution, different techniques, including -
- Mediation
- Conciliation
- Mini-Arbitration
- Expert Determination
- Early Neutral Evaluation
- Pendulum Arbitration
- Dispute Review Boards
- Good record keeping and notices
- Review of course, and final questions

The Scandinavian Academy for Training Center adopts the latest scientific and professional methodologies in training and human resource development, aiming to enhance the efficiency of individuals and organizations. Training programs are delivered through a comprehensive approach that includes:

- Theoretical lectures supported by PowerPoint presentations and visual materials (videos and short films).
- Scientific evaluation of participants before and after the program to measure progress and knowledge acquisition.
- Brainstorming sessions and practical role-playing to simulate real-life scenarios.
- Case studies tailored to align with the training content and participants work nature.
- Assessment tests conducted at the end of the program to evaluate the achievement of training objectives.

Each participant receives the training material (both theoretical and practical) in printed form and saved on a CD or flash drive. Detailed reports, including attendance records, final results, and overall program evaluations, are also provided.

Training materials are prepared professionally by a team of experts and specialists in various fields. At the end of the program, participants are awarded a professional attendance certificate, signed and accredited by the Scandinavian Academy for Training Center.

Program Timings: 9:00 AM to 2:00 PM

The program includes:

- A daily buffet provided during the sessions to ensure participants comfort.
- A closing ceremony on the final day to distribute certificates and celebrate participants achievements.
- **Note: All prices are exclusive of 15% Value Added Tax (VAT).**

Our Success Partners

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