

PADSK & SCLI 2024 INTERNATIONAL CONFERENCE

“Synchronizing the application of FIDIC Contracts with specific related project country’s regulation to avoid disputes”

The Conference will be held at



MANHATTAN HOTEL JAKARTA

Jl. Prof. Dr. Satrio No. Kav. 19 - 24,
Kuningan, Jakarta Selatan, 12940



18 - 19 JULY 2024

09.00 - 17.00

Conference Registration Fees

Two Full Days Conference

- PADSK or SCLI Members : 156 USD / IDR 2.500.000
- Non-Members : 219 USD / IDR 3.500.000
- *Early-Bird for Non-Members : 187 USD / IDR 3.000.000 (Before 31 May 2024)

Two Full Days Conference + Networking Dinner on 18 July 2024

- PADSK or SCLI Members : 169 USD / IDR 2.700.000
- Non-Members : 231 USD / IDR 3.700.000
- *Early-Bird for Non-Members : 200 USD / IDR 3.200.000 (Before 31 May 2024)

Networking Dinner only on 18 July 2024 : 25 USD / IDR 400.000

Registration :

<https://bit.ly/PADSKSCLI>



Contact

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Welcoming Speech



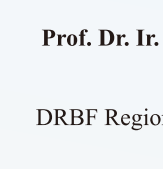
Dr. H. Arsul Sani, S.H., M.Si., Pr. M
Judge of Constitutional Court Indonesia



Dr. Ir. M. Basuki Hadimuljono, M.Sc.
Minister of Public Works and Housing Indonesia



Ir. Iwan Suprijanto, S.T., M.T.
Director General of Housing
Ministry of Public Works and Housing Indonesia



Ir. Wiluyo Kusdiharto, S.T., M.M.
Director Project Management and Renewable Energy
State Electricity Company (PT. PLN (Persero))



Jeremy Glover
Partner Fenwick Elliott, United Kingdom
President of DRBF



Prof. Dr. Ir. Sarwono Hardjomuljadi M.T., M.H.
Chairman of PADSK
President of SCL Indonesia
DRBF Region 2 Board of Director representing Asia
FIDIC Ambassador

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Organizing Committee



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MESSAGE FROM CHAIRMAN

Large construction projects financed by loans from the International Financing Institution (IFI) typically require the use of FIDIC Conditions of Contract, the standard form of contract which is acknowledged as the fair and balance conditions of contract.

Recently most large-scale projects are physically completed successfully, but administrative issues, particularly unresolved construction claims from contractors, remain a persistent challenge. Construction disputes inevitably involve large costs for both the claimant and the defendant, resulting in greater expenses than if the claim could be resolved before escalation to dispute. This shift from Dispute Adjudication Board to Dispute Avoidance and Adjudication Board emphasizes preventative measures.

Given the challenges mentioned above, continuous learning on alternative dispute resolution (ADR) is essential. One key effort involves sharing information from global experiences, international conferences can facilitate this by fostering knowledge exchange. This knowledge can then be used to develop better practices, such as the growing focus on dispute avoidance.

In response to this concern, FIDIC introduced the Dispute Avoidance and Adjudication Board in the FIDIC Conditions of Contract, 2nd Edition 2017 (amended 2022). Additionally, synchronizing the FIDIC Conditions of Contract with national regulations is crucial for preventing disputes altogether. Sharing and discussing these approaches can significantly improve dispute resolution processes.

An International Conference on Dispute Resolution in Asia is crucial for facilitating knowledge sharing among all stakeholders in Asian construction. This includes employers, contractors, consultants, government auditors, and all other relevant parties. By focusing on both the broader Asian region and the specific ASEAN countries, the conference can ensure its impact is comprehensive. The late Gordon L. Jaynes, a world-renowned figure who significantly impacted construction dispute resolution, offered a valuable recommendation before his passing at 93 last year: “Embrace Eastern philosophies that emphasize dispute avoidance.”

Thank you for your attention and support on this PADSK-SCL Indonesia International Conference on Dispute Avoidance and Resolution which will be held in Manhattan Hotel, Jakarta, Indonesia.

Prof. Sarwono Hardjomuljadi
Chairman, Institute of Dispute Board for Construction (PADSK)
President, Society of Construction Law Indonesia (SCLI)
Director for Asia, Dispute Resolution Board Foundation
FIDIC Ambassador, Former FIDIC Member of Board of Director (2019-2023)

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CONFIRMED SPEAKERS & MODERATORS

*sorted alphabetically



Adnaan Noor,
WongPartnership LLP, Partner
Singapore



Aisha Nadar
President Elect DRBF Region 2
DRBF Representative for Sweden
Partner Advokatfirman Runeland AB, Sweden



Dr. A.H. Asari Taufiqurrohman
Senior Lecturer Master of Construction Law Programme
University of Pekalongan
Indonesia



Castro, Salvador, Jr., P
DRBF Region 2 Board of Directors
DRBF Representative For Philippine



Dimas Adiputranto
Secretary General
Society of Construction Law Indonesia



Enni Soetanto
Chair of FIDIC Membership Committee
Vice Chair of SCL Indonesia



FX Kurniadhi Widjojo
Secretary General PADSK
Indonesia

Agustina Arumsari
Deputy for Investigation
Finance and Development Supervisory Agency
(BPKP) Indonesia



Anil Changaroth
RHTLawAsia’s Co-Head ESG
Singapore



Barry Tozer
FIDIC Adjudicator and Dispute Resolution Engineer
Australia



Danis H. Sumadilaga
Chairman
The Institution of Engineers Indonesia



Dona Alisyah Siregar
Construction Contract Practitioner
Indonesia



Fahmi Shahab
Secretary General Asia Pacific Center for Arbitration
& Mediation
Executive Director The Indonesian Mediation Center



Giorgiana Tecuci
President DRBF Region 2
SPCA Tecuci & Paltineanu
Romania





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Hambali Syafrie
Procurement and Contract Advisor
Indonesia



Heber Anggara Pandapotan
Investigative Auditor
Finance and Development Supervisory Agency (BPKP)
Indonesia



Dr. Iskandar Purba
Lecturer Master of Engineering Programme
Institute of Technology PLN
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Kelvin Aw
Partner and Co-Head Infrastructure
Construction & Energy Disputes CMS
Singapore



Koong Len Sheng
Partner, Dispute Resolution and Construction & Engineering
David Lim & Partners LLP
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Leong Hong Kit
Managing Partner of MAC Consultant
Malaysia



Mesra Eza
Advisor - Infrastructure -
Millennium Challenge Corporation
Indonesia



DR.-ENG (Hons) Hari Purwanto
Vice Chairman of PADSK
Indonesia



Immanuel Bonardo Hutagalung
Vice President of Contract Management
PT. Utama Karya (Persero)
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Jeremy Glover
Partner Fenwick Elliott, United Kingdom
President of DRBF



Kim Rosenberg
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Kunisih Oba
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Loan Procurement Policy and Supervision Division.
JICA, Japan



Le The Hung
Managing Partner at CNC Counsel
Vice Chairman SCLVN



Dr. Malai Chompuka
Executive Director
Quality Advantage Co., Ltd. Thailand

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Murray Armes
Construction Advisory Services
J.S. Held LLC, United Kingdom



Nguyen Bac Thuy
Director of Investment Economics
and Construction Contract Department,
Construction Contract Agency, Ministry of Construction
Vietnam.



Peter Scott Caldwell
DRBF Region 2 Board of Directors
Director of Caldwell Ltd., Hongkong



Prof. Dr. Ir. Sarwono Hardjomuljadi M.T., M.H.
Chairman of PADSK
President of SCL Indonesia
DRBF Region 2 Board of Director representing Asia
FIDIC Ambassador



Prof. Tjip Ismail, Sh., MBA., MM
Indonesian Institute of Arbitrators
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Weddy B. Sudirman
Executive Vice President
PT. PLN (Persero)
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Yohanes Aris Widiyanto
Project Management Unit
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Dr. Nguyen Thi Hoa
Lecturer at Faculty of International Law
University of Law Vietnam



Nicholas Gould
Partner Fenwick Elliott, United Kingdom



Sean Sullivan Gibbs
DRBF Region 2 Board of Directors
CEO Hanscomb International, LTD,
United Kingdom



Tay Peng Cheng
WongPartnership LLP, Partner
Singapore



Prof. Toshihiko Omoto
Adjunct Professor
Kyoto University Japan



Weni Maulina
Construction Director
PT. MRT Jakarta
Indonesia



Prof. Zhang Shuibo
Head of School of International Project Management
Tianjin University China

CONFERENCE AGENDA

DAY 1 – 18 July 2024

Theme of discussion	Time	Speakers	Moderator
Registration	08.00 – 09.00		
Opening Session	09.00 – 09.30	Welcome Speech: Dr.H. Arsul Sani, S.H., M.Si.,Pr. M Opening Speech : Dr. Ir. M. Basuki Hadimuljono, M.Sc. Ir. Iwan Suprijanto, S.T., M.T. Ir. Wiluyo Kusdwiarto S.T., M.M Jeremy Glover Prof. Dr. Ir. Sarwono Hardjomuljadi M.T., M.H	
Coffee Break	09.30 – 09.45		
Session 1 Country Regulation in Asia Related to Dispute Resolution	09.45 – 11.00	Danis H. Sumadilaga (Indonesia) Agustina Arumsari (Indonesia) Salvador Castro, (Philippines) Dr. Nguyen Thi Hoa (Vietnam) Dr. Malai Chompuka (Thailand)	Franz Widjojo (PADSK, Indonesia)
Session 2 Success Story of Dispute Avoidance and Adjudication Board (DAAB)	11.00 – 12.15	Kunihisa Oba (JICA) Toshihiko Omoto (Japan) Jeremy Glover (UK) Kelvin Aw (Singapore) Murray Armes (UK)	Enni Moeliati Soetanto (SCL, Indonesia)
Lunch Break	12.15 – 13.15		
Session 3 The Use of DAAB as in Subclause 21 (FIDIC 2017) v DAB/DB as Subclause 20 (FIDIC 1999, 2010) in Practice	13.15 – 14.30	Nicholas Gould (UK) Aisha Nadar (Sweden) Giorgiana Tecuci (Romania) Le Te Hung (Vietnam) Anil Changaroth (Singapore)	Immanuel Bonardo (PADSK, Indonesia)
Coffee Break	14.30 – 14.45		
Session 4 The Importance of Particular Conditions to Avoid Disputes	14.45 – 16.00	Prof. Zhang Shuibo (China) Weddy B. Sudirman (Indonesia) Mr Tay Peng Cheng (Singapore) Weni Maulina (Indonesia)	Hari Purwanto (PADSK, Indonesia)
Session 5 Young Professional View on the Use of Dispute Avoidance and Adjudication Board (DAAB).	16.00 – 17.15	Immanuel Bonardo (Contractor) Heber Pandapotan (Auditor) Yohanes Aris Widiyanto (Employer) Dimas Adiputranto (Consultant)	Asari Taufiqurrohman (SCL, Indonesia)
Networking Dinner	18.30 – 21.00		

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CONFERENCE AGENDA

DAY 2 – 19 July 2024

Theme of discussion	Time	Speakers	Moderator
Session 1 Alternative Dispute Resolution by Mediation, Arbitration and Dispute Avoidance & Adjudication Board (DAAB)	08.30 – 09.45	Fahmi Shahab, (Mediation) Prof. Tjip Ismail (Arbitration) Dona Siregar (Indonesia) Adnaan Noor (Singapore)	Hambali Syafrie (PADSK, Indonesia)
Coffee Break 09.45 – 10.00			
Session 2 Overview and Obstacle in the use of Dispute Avoidance and Adjudication Board (DAAB) in the Asian Countries	10.00 – 11.30	Pete Scott Caldwell (Hong Kong) Nguyen Bac Thuy (Vietnam) Salvador Castro (Philippines) Anil Changaroth (Singapore) Prof. Sarwono Hardjomuljadi (Indonesia)	Dr. Iskandar Purba (SCL, Indonesia)
Lunch Break 12.15 – 13.15			
Session 3 The “Avoidance Function” of Dispute Avoidance and Adjudication Board (DAAB)	13.15 – 14.45	Jeremy Glover (UK) Murray Armes (UK) Toshihiko Omoto (Japan) Prof. Sarwono Hardjomuljadi (Indonesia) Barry Tozer (Australia)	Giorgiana Tecuci (DRBF, Romania)
Coffee Break 14.45 – 15.00			
Session 4 Additional Costs and Extension of Time, the Most Frequent Claims and Disputes in Construction	15.00 – 16.00	Sean Gibbs (UK) Kelvin Aw (Singapore) Nicholas Gould (UK) Kim Rosenberg (Dubai)	Mesra Eza (SCL, Indonesia)
Pannel Discussion FIDIC 2017 amended 2022: Force Majeure to Exceptional Events	16.00 – 17.00	Sean Gibbs (UK) Koong Len Sheng (Singapore) Leong Hong Kit (Malaysia)	Peter Scott Caldwell (DRBF, Hong Kong)
Closing of the Conference	17.00 – 17.15	Prof. Sarwono Hardjomuljadi (Indonesia)	