

The FIDIC - SIDiR - EFCA Regional Infrastructure Conference

Krakow, Poland - 7/8 March 2016

BUSINESS PROGRAMME

CONSULTING ENGINEERING IN EUROPEAN PUBLIC PROCUREMENT **Delivering Sustainable Infrastructure Projects**

Day 1 – 7th March

CHALLENGES FOR CONSULTING ENGINEERING FOR CONSULTING ENGINEERING IN HARMONISING FIDIC CONTRACTS FOR USE IN PUBLIC INVESTMENT

08:00 – 08:30

Registration and Coffee

08:30 – 09:00

Welcome and Opening Speech

- ❖ **Enrico Vink**, Managing Director FIDIC
- ❖ **Dr. Bernd Kordes**, Board Member FIDIC, CEO Lahmeyer, Germany
- ❖ **Guusje Korthals Altes**, Head of Economy, Embassy of the Kingdom of the Netherlands in Poland
- ❖ **Flemming Pedersen**, President EFCA
- ❖ **Tomasz Latawiec**, President SIDiR

MODERATOR (early morning): **Maciej Jamka**, K&L Gates, Poland and President of ICC Poland

09:00 – 10:30

Golden principles of FIDIC contract conditions of contract

- ❖ Introduction to “FIDIC Golden Principles”. Major principles which should be kept unchanged for proper contract implementation
Zoltan Zahonyi, Chair FIDIC Contracts Committee, Hungary
- ❖ FIDIC Golden principles and reflections on the 1999 Suite
Aisha Nadar, Senior Consultant, Advokatfirman Runeland AB, Sweden, Adjudicator, FIDIC President’s List
- ❖ Golden principles and public law
Cremona Cotovelea, Lawyer, Tecuci & Paltineanu, Romania

FIDIC Golden principles and reflections on White Book – Client/consultant Services Agreement

- ❖ FIDIC Golden principles and reflections on White Book
Aisha Nadar, Senior Consultant, Advokatfirman Runeland AB, Sweden, Adjudicator, FIDIC President’s List
Giorgiana Tecuci, Member FIDIC CBC, Vice-President ARIC Romania
- ❖ **Taner Dedezade**, Lawyer, Corbett & Co, UK
- ❖ Q & A session

10:30 – 11:00

Coffee break

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MODERATOR (late morning): **Jaap de Koning**, Witteveenbos, the Netherlands and Chair EFCA Internal Market Committee

11:00 – 12:30

Procurement of services and works under new European Public Procurement Directive

- ❖ European Commission guidance on public procurement to help administrations and beneficiaries make the most out of EU investments.
Jan van der Putten, Managing Director EFCA
- ❖ European experience on transposition of EU public procurement directives.
Jaap de Koning, Witteveenbos, the Netherlands and Chair EFCA Internal Market Committee
- ❖ Effective procurement of services
Diana Antofie, Vice-President ARIC, Romania

12:30 - 13:30

Lunch break

MODERATOR (afternoon): **Lukas Klee**, Metrostav, Czech Republic

13:30– 15:00

Legal regulations of EU Member States in implementation of public investments

- ❖ Polish experience of in implementation of public investments under EU directives
Paweł Szaciłło, Euroinstytut, Poland
- ❖ Czech experience of implementation of FIDIC conditions of contract in the country legal system
Lukas Klee, Metrostav, Czech Republic
- ❖ Serbian experience of implementation of FIDIC conditions of contract in the country legal system
Andrea Sehic, Executive Director ACES Serbia
- ❖ FIDIC conditions of contract in the context of harmonization of public procurement system in Ukraine with EU standards
Svitlana Teush, Lawyer, Arzinger, Ukraine

15:00 - 15:30

Coffee break

15:30– 17:00

FIDIC Contract Conditions under European Public Procurement

- ❖ FIDIC Conditions of Contract as a guarantee of appropriate implementation of public investments
Andrzej Grabiec, Strabag Polska
- ❖ Engineer in FIDIC Conditions of Contract as a good practice in engineering consulting
Paweł Zejer, AECOM, Poland
- ❖ Conditions of contract which help in implementation of European public investments
Rafał Morek, K&L Gate, Poland

17:00

Cocktail

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Day 2 – 8th March

GOOD PRACTICES IN EUROPEAN CONSULTING

- 07:30 – 08:30** **MODERATORS** *Władysław Białachowski, B-Act and Andrzej Michałowski, AM Consulting Engineering, Poland*
Young Professionals' Breakfast Meeting with directors of FIDIC, EFCA and experienced Polish engineering consultants
- 08.30 – 09.00** *Welcome coffee*
- MODERATOR (morning) : Władysław Białachowski, B-Act**
- 09:00 – 10:30** **Participation of the FIDIC Engineer in dispute resolution.**
- ❖ Support of consultant engineer to the Employer in effective project/contract management
Adam Białachowski, Member, FIDIC YPSC, Vintage Consulting, Poland
 - ❖ Amicable methods of dispute resolution by the Engineer. Claim prevention methods
Krzysztof Woznicki, Country Representative DRBF Poland
 - ❖ CPD of all contract stakeholders as an essential factor of investment process and avoidance of disputes
Andrzej Michałowski, AM Consulting Engineering, Poland
 - ❖ DAB, the body who can avoid disputes escalation
Taner Dedezade, Lawyer, Corbett & Co, UK
- 10:30 – 11:00** *Coffee break*
- 11:00 – 12:30** **Consulting engineering companies**
- Consulting engineering companies in public sector**
- ❖ Consulting companies in the phase of contract implementation in public sector
Cosmin Tobolcea, Member FIDIC YPSC, ProToby, Romania
 - ❖ Influence of consulting companies on market by publishing/ commenting
Dr. Bernd Kordes, Executive Committee FIDIC, CEO Lahmeyer International, Germany
- Exponential organisations**
- ❖ Exponential Organisation – a problem or an opportunity
Maurizio Boi, Vice-President OICE, Member of EFCA Board
- 12:30 - 13:30** *Lunch break*



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MODERATOR (early afternoon): **Pawel Zejer**, AECOM Poland

13:30– 15:00

BVP and European procurement

- ❖ Innovative procurement methods of services (BVP) under local and European regulations in Holland

Wiebe Witteveen, Best Value Group, the Netherlands

- ❖ Compatibilities between MEAT and BVP; integration of BVP in the EU Directives.

Johannes Hiemstra, Rijkswaterstaat

- ❖ FIDIC experiences with QBS

Aisha Nadar, Senior Consultant, Advokatfirman Runeland AB, Sweden,

Adjudicator, FIDIC President's List

Giorgiana Tecuci, Member FIDIC CBC, Vice-President ARIC Romania

15:00 - 15:30

Coffee break

MODERATOR (early afternoon): **Guusje Korthals Altes**, Head of Economy, Embassy of the Kingdom of the Netherlands in Poland

15:30– 16:10

Dutch experience in implementation of innovative procurement methods.

- ❖ Best Value Procurement implemented in European Legal Framework. Case studies.

Jeroen Van de Rijt, Best Value Group, the Netherlands

- ❖ BVP Manual – Presentation of the manual (including Polish translation)

Leszek Bochen Poland

16:10 – 16:40

The Transformation of Procurement in the European Environment

- ❖ Best value is the mechanism of improving industry performance. The only way to deliver services with shrinking budgets.

Prof. Dean Kashiwagi, PhD, PE, Fulbright Scholar, IFMA Fellow, USA

16:40 – 16:50

Conclusions

- ❖ **Adriaan Palm**, Chargé d'Affairs, Embassy of the Kingdom of the Netherlands in Poland

16:50 - 17:00

Summary of Key Issues; Action Items; Way Forward

- ❖ **Enrico Vink**, Managing Director FIDIC