

# FIDIC Latin America Users' Conference

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## DABs Role Under FIDIC Conditions Current Practices

Christopher Miers  
London - Dubai



International Federation of Consulting Engineers



# DABS: CURRENT PRACTICES

- Latin America
- Key areas of current focus
- Rio 2016 Olympics and Paralympics

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Lima, Peru  
12 & 13 September 2017



# LATIN AMERICA

- Peru
- Chile
- Ecuador

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# LATIN AMERICA

- Argentina

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# LATIN AMERICA

- Honduras
- Costa Rica
- Panama

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# LATIN AMERICA

- Brazil

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# DABS: KEY AREAS OF FOCUS

Differentiation between a claim and a dispute

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# DABS: KEY AREAS OF FOCUS

## Dispute avoidance provisions

- Party awareness and use
- Express contract terms
- Options for effective use of the DAB

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# DABS: KEY AREAS OF FOCUS

## Dispute adjudication

- Rapid, cost effective
- Hybrid to suit specific project requirements
- Alternative to litigation or arbitration
- Continuing right to litigate or arbitrate

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# RIO 2016 OLYMPICS AND PARALYMPICS

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URBAN MIGRATION  
ENVIRONMENTAL IMPACT  
EMPLOYMENT MIGRATION  
NEIGHBOURHOOD IMPACT  
SOCIAL RESPONSIBILITY

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MEDIA CENTRES  
BUILDING

TEMPORARY  
SWIMMING POOL

REINSTATEMENT

DECKS, PONTOONS, LIGHTING



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# STRUCTURE

## DABs

- PERMANENT
- AD-HOC

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# STRUCTURE

## TO APPOINT

- 28 DAYS (NORMAL INTERNATIONAL DB)
- 7 DAYS (LONDON 2012)
- 5 DAYS (RIO 2016)

## SITE VISITS EVERY...

- 70 – 140 DAYS (NORMAL INTERNATIONAL DB)
- Not fixed (LONDON 2012)
- 30 – 45 DAYS (RIO 2016)

## DECISIONS

- 84 DAYS (NORMAL INTERNATIONAL DB)
- 28 DAYS (LONDON 2012)
- 20 DAYS (RIO 2016)

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# CLOSURE

- BINDING DAB DECISIONS
- REJECTION NOTICE
- 10 YEAR STATUTORY RIGHT TO APPEAL

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