

SOUTH WEST

MASTER BUILDERS
WESTERN AUSTRALIA

Thursday 10
November, 2016

The Law in Construction

The one stop shop on all the major contractual and legal issues particular to the construction industry – a one day investment for a career-long return.



1. **The Tender Process** – The way most contracts are negotiated and formed. Understand how the process works, manage risk and reward and form effective contracts.
2. **Delay and Disruption** – Possibly one of the most complex and fought over issues in the construction industry, This session looks at common contractual provisions and recent legal developments relevant to claims for delay and disruption.
3. **Risk, Liability and Insurance** – This session looks at the allocation of risk and liability through contract provisions and how insurance fits into the picture.
4. **Personal Properties Security Act** – Every contractor that places goods or equipment on property controlled by others must pay attention. Registration of those goods or equipment is essential if you want to protect them from acquisition by other creditors.
5. **Good Faith in Contracting** – There is no obligation of good faith in contracting, so how does the law deal with people prepared to use sharp practices? We look at the laws of unilateral mistake, misrepresentation and unconscionability
6. **Getting Paid** – Building is one thing – getting paid for it is another. What to do when they don't pay.
7. **Building Services Legislation** – The new building services legislation covers:
 - o Dispute Resolution through the Building Commission and State Admin Tribunal;
 - o The new builder's registration system; and
 - o New procedures for building permits and certifications.

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|-----------------|--|----------------------|------------------|
| DATE: | Thursday 10 November, 2016 | | |
| TIME: | 9.00am – 5.00pm | | |
| TRAINER: | Alana Dowley - Director, Encore Legal | | |
| VENUE: | Master Builders Association, 19 Clifford Street (Cnr. Ray Jordan Way), Bunbury | | |
| COST: | | <u>Course Fee</u> | <u>Total</u> |
| | MBA Member eligible for CTF subsidy | \$480.00 - \$272.00^ | \$208.00* |
| | Non-member eligible for CTF subsidy | \$540.00 - \$272.00^ | \$268.00* |
| | MBA Member | \$480.00 | \$480.00* |
| | Non-member | \$540.00 | \$540.00* |

If you require further assistance, please contact us on **9726 0939** or email **southwest@mbawa.com**



The Construction Training Fund provides funding support for training of eligible workers in the construction industry. We acknowledge the support of the Construction Training Fund in reducing costs of training for eligible workers.

*Prices subject to change. ^Construction Training Fund (CTF) subsidy available for eligible course participants. This is a GST free course.



THE LAW IN CONSTRUCTION

Thursday 10 November, 2016 9.00am - 5.00pm

Please Note: This course is subsidised by the Construction Training Fund (CTF) for eligible participants. Master Builders requires participants details be provided as indicated below, otherwise the full fee will apply.

PARTICIPANT DETAILS:

| | | | |
|---------------------------------|--|-------------|-----------|
| Surname: | | First name: | |
| Date of birth: | | | |
| Mobile: | | Email: | |
| Home address: | | | |
| Suburb: | | | Postcode: |
| Job/Trade title: | | | |
| Job description (brief detail): | | | |

EMPLOYER/COMPANY DETAILS:

| | | | |
|--|------|-------------------------------------|---|
| Master Builders member name: | | | |
| Employer/company name: | | | |
| Address: | | | |
| Suburb: | | | Postcode: |
| Contact name: | | Email: | |
| Phone: | Fax: | Mobile: | |
| Please <u>tick</u> the industry sector in which you work | | Commercial <input type="checkbox"/> | Housing <input type="checkbox"/> Engineering <input type="checkbox"/> |

PAYMENT DETAILS

Payment must be received prior to the course date to secure your place & receive your course confirmation.

EMAIL: southwest@mbawa.com **FAX:** 9726 0949
POST: Master Builders Association, PO Box 253, Bunbury WA 6231

| Course Costs | Master Builder member | Non-member |
|------------------------------|-----------------------|---------------------|
| Eligible for CTF subsidy | \$208.00 per person | \$268.00 per person |
| Not eligible for CTF subsidy | \$480.00 per person | \$540.00 per person |

Please note that course costs subject to change. GST included in course cost.

| | | |
|--------------------------|---|-------------------|
| Method of Payment | Cash <input type="checkbox"/> Cheque <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> | Amount: \$ |
|--------------------------|---|-------------------|

| | |
|---|---|
| Credit Card Details (please tick): | Bankcard <input type="checkbox"/> MasterCard <input type="checkbox"/> Visa <input type="checkbox"/> |
| Card number: _ _ _ _ / _ _ _ _ / _ _ _ _ / _ _ _ _ | Expiry date: _ _ / _ _ |
| Cardholders name: | Signature: |
| EFT Direct Credit Details: BSB: 306 051 Account: 038 925 1 Reference: Your Company name. | |

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|----------------------------|---|
| Cancellation Notice | <i>A refund will not be provided for no shows on the day of the course, or cancellations less than 5 working days prior to the course date. You may, however, substitute another person up to 24 hours prior to the course.</i> |
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If you require further assistance, please contact Master Builders South West on **9726 0939** or email **southwest@mbawa.com**

To view our Terms & Conditions please visit www.mbawa.com