

“Adjudication as an Alternative Dispute Resolution Mechanism – The Construction Industry Payment & Adjudication Act 2012 (CIPAA)”

Outline of talk

Introduction

The scope of the talk will include an introduction of what is adjudication and the common types of adjudication. A comparison will be made between adjudication and the traditional forms of dispute resolution mechanisms like court litigation and arbitration and also mediation.

The characteristics of Adjudication

The talk will also touch on the characteristics of adjudication and the philosophy behind this form of alternative dispute resolution mechanism.

The Construction Industry Payment & Adjudication Act 2012 (CIPAA 2012)- Statutory Adjudication

This part of the talk will give an introduction to the CIPAA 2012 and how the adjudication dispute resolution mechanism will be applied. The talk will also centre on the mischief that the CIPAA 2012 was meant to address. The speaker will also highlight the impact of the CIPAA 2012 to the construction industry and how it will change the landscape of the industry especially the payment process.

The talk will also highlight the salient sections of CIPAA 2012 namely the type of contracts that the CIPAA will apply to and what contracts are excluded and the types of payment disputes included under CIPAA 2012.

The talk will also touch on the default payment terms provided for in CIPAA 2012 and the effect of CIPAA ON conditional payment terms.

Finally the speaker will give an update on the status of CIPAA 2012.