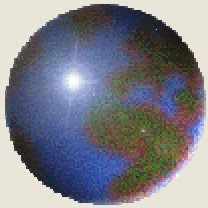


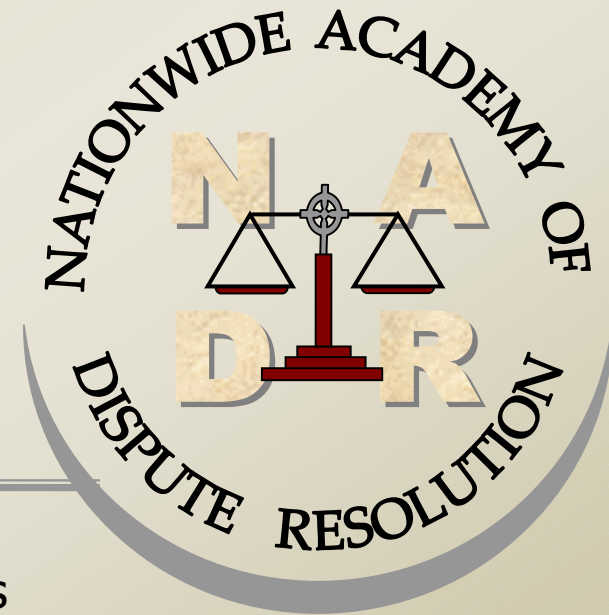
GLOBAL CONSTRUCTION ADJUDICATION

*HGCRA 1996 UK, DRBF
FIDIC and WORLD BANK*

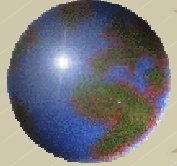


**Construction Dispute
Adjudication Providers
To Public Bodies,
Commerce and Industry**

For client/main contractor and
main contractor/sub-contractor disputes

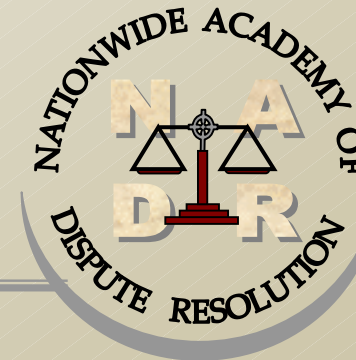


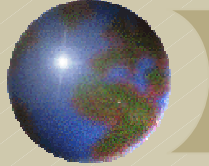
NATIONWIDE ACADEMY OF
DISPUTE RESOLUTION



CONSTRUCTION ADJUDICATION

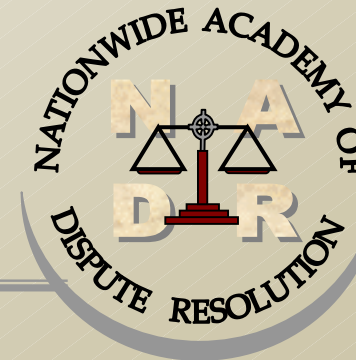
- ⊕ **The choice of industry**
- ⊕ **Designed by the industry**
- ⊕ **Fast – 28 day process**
- ⊕ **Industry Expertise**
- ⊕ **Fair and Impartial**
- ⊕ **Immediately enforceable**
- ⊕ **Affordable**
- ⊕ **Fail-safe protective mechanism**
- ⊕ **Global Application**

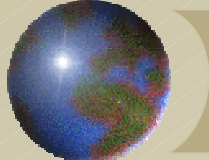




BENEFITS OF ADJUDICATION 1

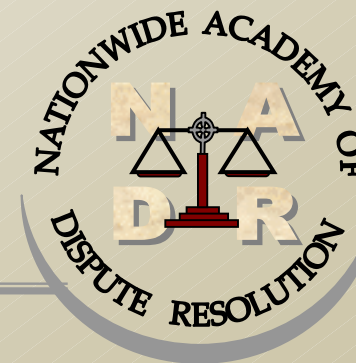
- ❖ **Trustworthy experts with an intimate knowledge of law and the industry.**
- ❖ **World renowned and respected adjudicators**
- ❖ **Speed – 28 – 35 days maximum**
- ❖ **Low cost – fixed price available for smaller disputes**
- ❖ **Minimises legal fees**

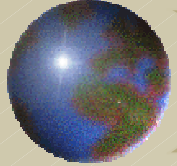




BENEFITS OF ADJUDICATION 2

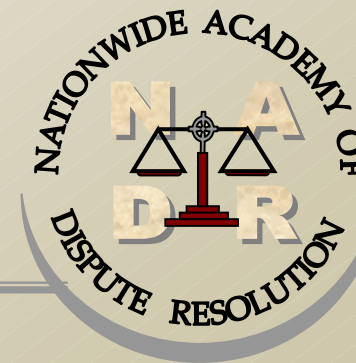
- ❖ **Convenient – mostly by post – email and fax:**
- ❖ **Hearings, if any, held locally. Relaxed atmosphere with informal procedures**
- ❖ **Parties chose language of adjudication**
- ❖ **NADR provides a choice of truly independent appointment mechanisms.**

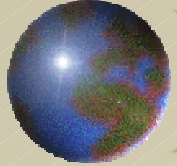




BENEFITS OF ADJUDICATION 3

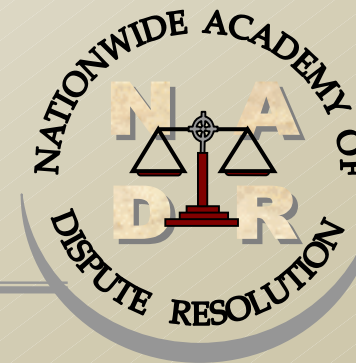
- ❖ **Privacy**
- ❖ **Safe and secure**
- ❖ **Default mechanisms provided for procedure – but parties retain autonomy to agree to alternative procedures and processes**
- ❖ **Flexible – allowing parties to defer to more informal ADR settlement processes.**

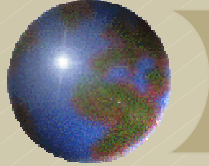




BENEFITS OF ADJUDICATION 4

- ❖ **Built in judicial review / appeal procedures, if needed**
- ❖ **Globally enforceable**
- ❖ **Convert adjudication decision into an arbitral award in case of default**
- ❖ **Allows choice of law – transcending national boundaries**

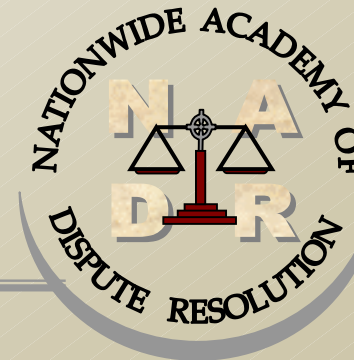


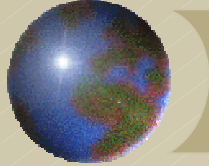


NADR ADJUDICATION

GOLD SEAL

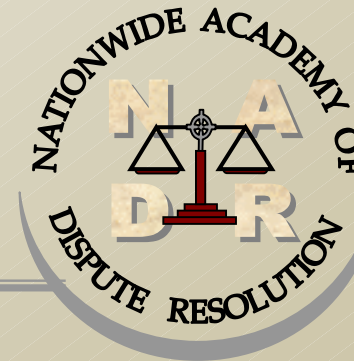
Incorporate into tenders to assure prospective partners that any problems encountered during the construction process will be dealt with by an independent and impartial third party.

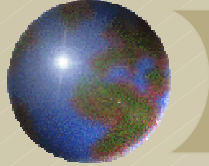




PROCEDURE 1

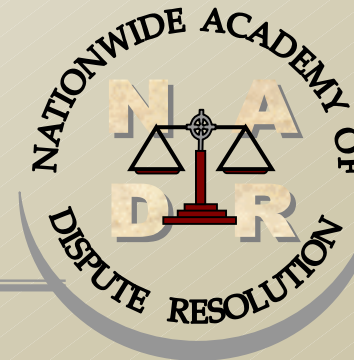
- ❖ **Complainant notifies a complaint**
- ❖ **Respondent follows contract complaint's procedure**
- ❖ **If problem is not resolved complainant notifies NADR and the other party that he is applying for an adjudicator to be appointed**
- ❖ **NADR appoints an arbitrator**
- ❖ **Client has 7 days to submit claim to the adjudicator, after which**

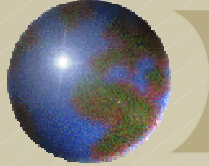




PROCEDURE 2

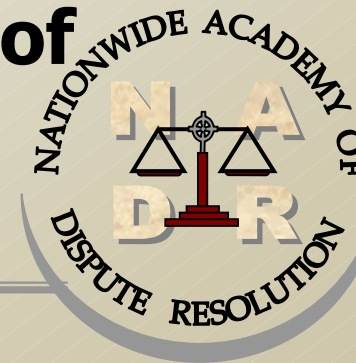
- ❖ **Respondent has 7 days to submit a defence and / or counterclaim, after which**
- ❖ **Client has 7 days to respond, after which**
- ❖ **Adjudicator has 7 further days to gather any additional information required and to make a decision.**
- ❖ **Full compliance is usually a formality**

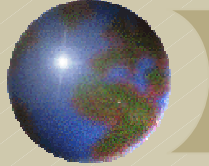




ENFORCEMENT, REVIEW & APPEAL

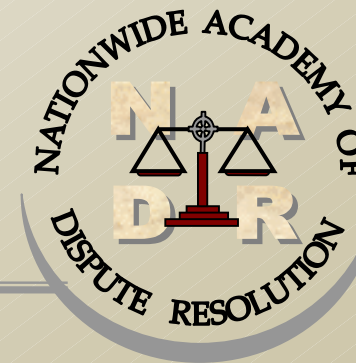
- ❖ **In the event of non-compliance, a reference can be made on the failure which leads to an arbitral award.**
- ❖ **This provides a fail safe opportunity for judicial review.**
- ❖ **International awards are enforceable world-wide under New York Convention on enforcement of arbitral awards.**

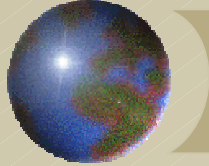




UNIVERSAL

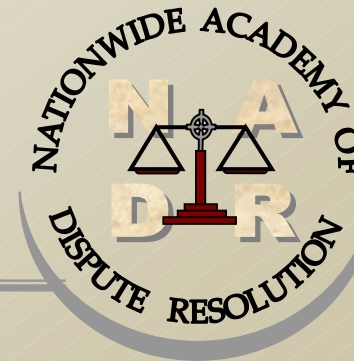
- ❖ **NADR provides a world wide set of rules and regulations for the conduct of adjudication and arbitration, from appointment to enforcement.**
- ❖ **NADR codes of conduct regulate the conduct of arbitration proceedings to ensure the highest standards of practice and compliance with UNCITRAL MODEL RULES of arbitration**

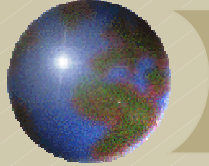




IMPARTIALITY

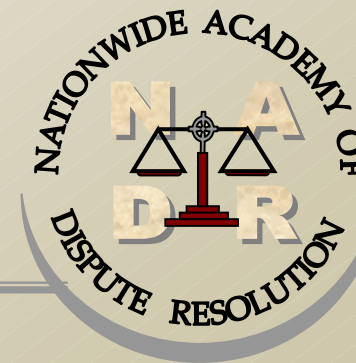
- ❖ **NADR nominates and appoints the adjudicator upon request of either party**
- ❖ **NADR adjudicators are world renowned and listed with many of the premier arbitration providers including :-
RICS, CIOB, ICE, FIDIC, CIArb, AAA, Adjudication.co.uk and the AICA.**

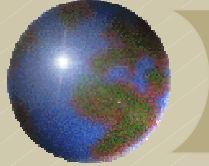




CONVENIENT

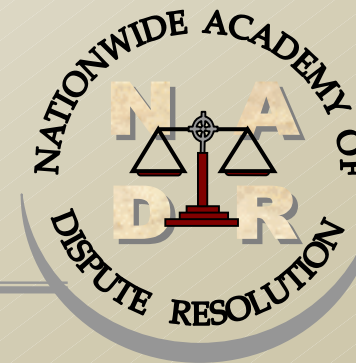
- ❖ **Hearings are rare**
- ❖ **All submissions handled electronically at minimal cost and inconvenience**
- ❖ **Electronic forms provided/downloadable**
- ❖ **Fill in on screen, return by email/fax**
- ❖ **Advice on how to complete forms**
- ❖ **Multi-lingual facilities available.**

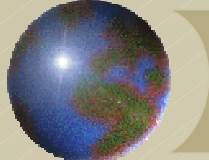




INCORPORATION

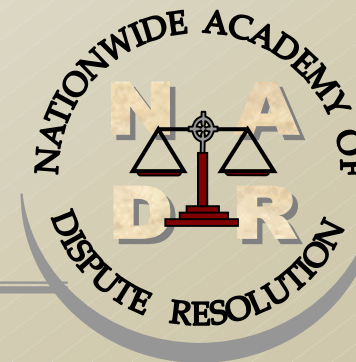
- ❖ **NADR provides the contract language for the incorporation of NADR Adjudication provisions into construction contracts**
- ❖ **NADR will advise on the language of the adjudication clause for specific projects.**

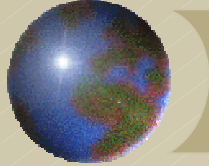




NADR WILL HELP YOU TO HELP YOURSELF

**When you make an NADR
Internet Arbitration Scheme
part of your business practice
you receive an
NADR ADJUDICATION MANUAL**

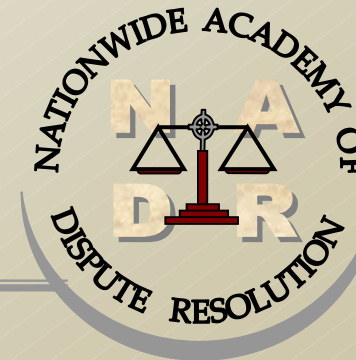


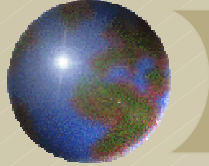


Adjudication Manual

The manual amounts to a comprehensive User Guide to :-

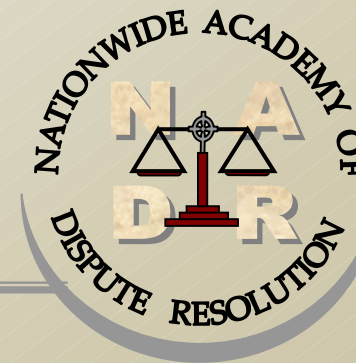
- ✦ The Adjudication Dispute Resolution Process
- ✦ For the benefit of both parties and
- ✦ The Adjudicator

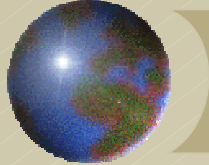




The Manual Contains

- **Introduction to Adjudication Scheme**
- **Glossary of Terms**
- **How the process operates**
- **Guidance through all stages of the arbitration.**
- **NADR Adjudication Rules**
- **Common Questions**
- **Adjudication Timetable**
- **Adjudication Process Forms**
- **Adjudication Rates**

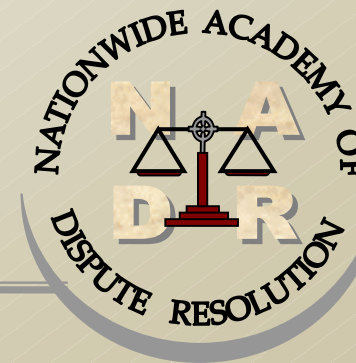


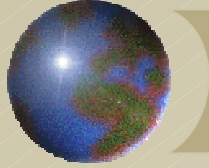


CLIENT SUPPORT

Clients are fully supported through the stages of the adjudication with :-

- ✦ process advice**
- ✦ electronic submission forms :-**
- ✦ available on the NADR Web-Site**
- and**
- ✦ a downloadable user guide manual**





NADR INTERNATIONAL OFFICE

*Nationwide Academy of **D**ispute **R**esolution UK Ltd*

Company No. 4734831 : Registered Office

Stockland Cottage, 11 James St, Treforest,

Pontypridd, Rhondda Cynon Taff. CF37 1BU UK

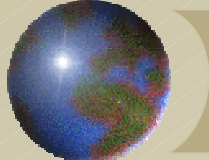
Tel : ++44 (0)1443 486122 : (0)8708 379777

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Email : info@nadr.co.uk

WWW.NADR.CO.UK





NADR OFFICES WORLDWIDE

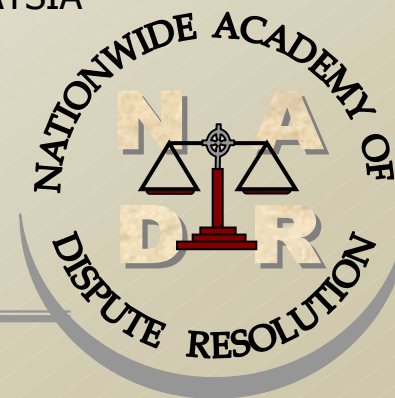
National **A**ssociation for **D**ispute **R**esolution Inc
6688 N. Central Expressway, Suite 600
Dallas, Texas 75206, USA
Tel : ++1 (214) 361-4998 ·· (800)685-0999
Fax : ++1 (214) 361-2343
E-mail : national@mindspring.com

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E-mail : Hussam@nadr.com.jo

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E-mail : nasosgiannakis@yahoo.gr

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NATIONWIDE ACADEMY OF
DISPUTE RESOLUTION