

# CONTRACTS AND ARBITRATION



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**UNIT I INTRODUCTION TO CONTRACTS IN CONSTRUCTION INDUSTRY 9**

**Brief details of engineering contracts -Definition, types and**

**essentials of contracts and clauses for contracts - Preparation of tender documents and contract documents - Issues related to tendering process- Awarding contract, e-tendering process - Time of performance - Provisions of contract law - Breach of contract - Performance of contracts - Discharge of a contract- Indian contract Act 1872 - Extracts and variations in engineering contracts - Risk management in contracts.**

## **UNIT II LAWS RELATED TO CONSTRUCTION INDUSTRY 9**

**Labor and industrial laws - Payment of wages act, contract labor - Workmen's compensation act - Insurance, industrial dispute act- Role of RERA**

## **UNIT III ARBITRATION OF ENGINEERING CONTRACTS 9**

**Background of Arbitration in India - Indian Arbitration Act 1937 - UNCITRAL model law -Forms of arbitration - Arbitration agreement - Commencement of arbitral proceedings - Constitution of arbitral tribunal - Institutional procedure of arbitration -Impartiality and independence of arbitrators jurisdiction of arbitral tribunal - Interim measures - Enforcement of awards.**

## **UNIT IV NEGOTIATION, MEDIATION AND CONCILIATION 9**

**Concepts and purpose - Statutory back ground ADR and mediation rules - Duty of mediator and disclose facts - Power of court in mediation.**

# **UNIT V ALTERNATE DISPUTE RESOLUTION 9**

## **Structure of Indian Judicial - The arbitration and reconciliation ordinance 1996 -Dispute resolution mechanism under the Indian judicial system - Litigation in Indian courts - Case studies**

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