

# Something **NEW** is Coming Your Way

Mark This Date **03.05.2012**

## Construction Industry Payment and Adjudication Act 2012 (CIPAA) & Beyond

The Construction Industry Payment and Adjudication Act 2012 (CIPAA) has finally been passed. The construction industry themselves, namely the Construction Industry Development Board (CIDB) and the Master Builders Association Malaysia (MBAM) had been pushing the government to enact this piece of legislation since 2003. Malaysia has followed in the footsteps of the United Kingdom, Australia, New Zealand and Singapore in introducing the concept of statutory adjudication to the construction industry to resolve payment disputes. The aim is to hurry along cash flow and facilitate payment in the construction industry. Adjudication is intended to be a simple and fast process that promotes the 'pay now, argue later' policy. The Act applies to all construction contracts made in writing and that relates to construction work carried out wholly or partly within the territory of Malaysia. A statutory right has been created for unpaid parties to demand for payment for work done.

This special talk will introduce participants to the provisions of the Construction Industry Payment and Adjudication Act 2012 (CIPAA) and seeks to discuss its ramifications to the construction industry. There will also be an opportunity to engage with the speakers during the Q&A session.

**Date** Thursday, 3<sup>rd</sup> May 2012

**Time** 2.30pm - 5.30pm  
(Registration starts at 2pm)

**Venue** Wisma MCA  
Auditorium, Level 3, No.163 Jalan Ampang  
Kuala Lumpur

**Admission is free. Limited seats are available.**



### **Programme**

- 2.00pm Registration
- 2.30pm "Moving Forward: What Lies Ahead?"  
by Mr Sundra Rajoo
- 3.45pm Tea break
- 4.00pm "Implementing CIPAA: An Overview"  
by Ir Harbans Singh
- 5.15pm Q & A Session
- 5.30pm End of programme

*A copy of the Construction Industry Payment and Adjudication Act 2012 (CIPAA) will be provided to all participants.*

Organised by



**CPD Points are being applied for this talk.**

# our speakers

## MR SUNDRA RAJOO

Director of KLRCA

**Mr Sundra Rajoo** is the Director of the Kuala Lumpur Regional Centre for Arbitration (KLRCA). He is also the President of the Asia Pacific Regional Arbitration Group (APRAG), which is a federation of nearly 40 arbitral institutions in the Asia Pacific region. Sundra is a Chartered Arbitrator and an Advocate & Solicitor of the High Court of Malaya (non-practising). He is also a Professional Architect and Registered Town Planner. He has had over 180 appointments as arbitrator either as chairman, co-arbitrator of three-man panels and sole arbitrator in international and domestic arbitrations.

He serves on the panel of numerous international arbitral institutions and organisations, including the Chartered Institute of Arbitrators (UK), Singapore International Arbitration Centre (SIAC); Australian Centre for International Commercial Arbitration (ACICA), Cairo Regional Centre for International Commercial Arbitration, the Indian Council of Arbitration, Hong Kong International Arbitration Centre (HKIAC), Korean Commercial Arbitration Board (KCAB) and Chinese International Economic Trade and Arbitration Commission (CIETAC). Sundra has also authored several books on arbitration and contract law, including, "Law, Practice and Procedure of Arbitration" (2003); "The Malaysian Standard Form of Building Contract (The PAM 1998 Form)" (1999); and the Arbitration title for Halsbury's Laws of Malaysia (2002). He was also the co-author of "The Arbitration Act 2005 – UNCITRAL Model Law as Applied in Malaysia" (2007) and "The PAM 2006 Standard Form of Building Contract" (2010).

## IR. HARBANS SINGH K. S.

Professional and Chartered Engineer, Arbitrator, Adjudicator, Mediator, Advocate & Solicitor (non-practising)

**Ir. Harbans Singh K. S.** is a Professional and Chartered Engineer, Arbitrator, Adjudicator, Mediator, Advocate & Solicitor (non-practising). Amongst his other professional affiliations, he is a member of the Adjudication Society and the Association of Independent Construction Adjudicators. Ir. Harbans commenced his career in Malaysia before working in Germany and then locally in various professional capacities. He is presently domiciled in Malaysia where he is active in construction law and dispute resolution.

Ir. Harbans is the recipient of IEM's Tan Sri Hj. Yusoff Prize (2001), the Cedric Barclay and the Chartered Institute of Arbitrator's Awards for the Diploma in International Commercial Arbitration Examination (2003). He is also the author of a series of four books entitled "Harbans Engineering & Construction Contracts Management", co-author of the book "The PAM 2006 Standard Form of Building Contract", contributor to the "Malaysian Standard Forms & Precedents: Construction & Engineering Contracts", "The Ingenieur" and the "Malayan Law Journal".

For registration, please email your details below to [events@klrca.org.my](mailto:events@klrca.org.my) or fax to **+603-2142 4513** by **30<sup>th</sup> April 2012**. For more information, please call Ms Alia at **+603-2142 0103**.

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