



# Engineering Staff College, Bangladesh

A Corporate Body of the Institution of Engineers, Bangladesh

City Campus: IEB Headquarters, Ramna, Dhaka-1000

Phone : +88-02-9574144; E-mail: esc-bd@hotmail.com Web: www.esc-bd.org

## Training Course on Arbitration for Settlement of Disputes

<b>Duration</b>	: 14 March 2019 to 16 March 2019
<b>Time</b>	: 9:am to 4:30 pm, 3 Days @ 6:30 Hours per day
<b>Course Fee (Incl. Per Diem)</b>	: Tk.18,000/- per participant (Excluding Vat & Tax)
<b>Last Date of Receiving Nomination</b>	: 12 March 2019
<b>Venue</b>	: ESCB City Campus, Old IEB Bhaban, Ramna,Dhaka

### Objectives of the Training Course:

To learn by the participants, the Training Course on Arbitration for Settlement of Disputes will focus on the following, but not limited to:

- Provide a brief historic overview of Alternative Dispute Resolution (ADR) issues important to public procurement pre-contract and post-contract dispute settlement mechanism;
- Understanding Differences/Disagreement/Problem/Dispute/Conflict, Mediation, Amicable Settlement, Adjudication, Arbitration;
- UNCITRAL Model Law and Rules, FIDIC, MDB, World Bank, ADB, CPC, PPA, PPR, procurement standard documents provisions in relation to right to complain and settlement of disputes need to be aware of; and
- Complain and Appeal process as per PPA/PPR; The Arbitration Act [I of 2001] mainly regarding General Provisions, Arbitration Agreement, Appointment of Arbitrator/Composition, jurisdiction of Arbitral Tribunal, Conduct of Arbitral proceeding, Making of Arbitral Award and termination of proceedings, Recourse against Arbitral Award, Role of relevant parties etc. including case references and useful tips/advice.

### Course Contents:

**Day 1:** Overview of Alternative Dispute Resolution (ADR) issues important to public procurement pre-contract and post-contract dispute settlement mechanism; Understanding Differences/Disagreement/Problem/Dispute/Conflict, Mediation, Amicable Settlement, Adjudication, Arbitration; UNCITRAL Model Law and Rules, FIDIC, MDB, World Bank, ADB provisions in relation to right to complain and settlement of disputes; CPC, PPA, PPR, procurement standard documents provisions in relation to right to complain and settlement of disputes.

**Day 2:** Complain and Appeal process as per PPA/PPR; Mediation process; The Arbitration Act [I of 2001] - General Provisions, Arbitration Agreement, Appointment of Arbitrator/Composition including case references and useful tips/advice.

**Day 3:** Jurisdiction of Arbitral Tribunal, Conduct of Arbitral proceeding, Making of Arbitral Award and termination of proceedings including case references and useful tips/advice; Recourse against Arbitral Award, Role of relevant parties, Enforcement of Arbitral Awards, Recognition of Enforcement of Certain Foreign Arbitral awards, Appeals, Miscellaneous, etc. including case references and useful tips/advice.



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## Short Biography of the Resource Person:

### Advocate & Engr. Md. Ali Akbar Patwary, MBA (Al-haj)

B.Sc. Engg-Civil (BUET, BD); LL.B. (DU, BD); MBA (AUL, UK)

National Procurement Trainer, CPTU, IMED, Ministry of Planning, Bangladesh

Fellow (F-3369), IEB; Member (10753), DBA/BBC

Procurement Trainer/Advisor (National/International) – Certified by ITC, ILO - CPTU, IMED and CIPS, UK

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Former International Procurement Advisor (Laos and Afghanistan), PD, SE, XEN, Assistant Engineer, Lecturer, Consultant, Procurement Expert, etc in different organizations

Have over 50 weeks of training organized by ITC-ILO, CIPS-UK, AOTS-Japan, Australian Bar Association, CPTU-IMED, World Bank, ADB, ESCB-IEB, SCITI, BWDB, etc. in project implementation, procurement and contract related works including legal aspects such as Training on Advanced Contract Management/FIDIC Contracts from ITC-ILO, Turin, Italy. Delivered in country training to national procurement practitioners on project management and public procurement management of goods, works, and services including dispute settlement mechanisms as a National Trainer/ Resource Person/ Facilitator organized by ITC-ILO and CPTU-IMED; ESCB-IEB as well as DCE-BUET, ADB-PLU, Police HQs, RAB HQs, Department of Environment, Marine Academy, Kaptai Engineering Academy, DUDAK, JATI, etc. (total in excess of 800 lectures delivered to more than 10,000 procurement trainees).

Have over 25 years' hands-on professional experience in projects/ programs financed by the World Bank, ADB and other donor agencies for implementation/ procurement/ Infrastructure/ contracts management works including its Planning and Monitoring with national and international organizations in Bangladesh and overseas such as Lao PDR and Afghanistan. Have sound understanding of the Procurement and Consultant Guidelines/Regulations of World Bank, ADB and GOB. Performed supervision of procurement of contracts for a number of World Bank (WB) and ADB financed projects. Have experience in negotiation, conciliation, adjudication, mediation and arbitration to resolve issues/ problems/ disputes in relation to procurement and contract administration. Acted as an arbitrator/Negotiator including appointed by District Judge, Dhaka; Public Procurement Entities and Firms-Contractors.