

## APPENDIX B4: ENGINEERING PROFESSIONS ASSOCIATION – NAL

### NATIONAL ADJUDICATORS' LIST CONTINUOUS LEARNING REQUIREMENTS

Updated 06-12-2019

In order that an adjudicator listed on the National Adjudicators' List (NAL) stays abreast of developments in dispute resolution, he must contribute on the DABFORUM (a forum initiated especially for listed adjudicators). This can be done in either of several ways:

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|----|--|------------------------------------|
| 1  | Provide proof of attendance of an accredited course on Contract Law, FIDIC suite of documents, JBCC, White Form or other relevant Forms of Contract under which Dispute Settlement formed an integral part of the course contents.   | 2 credit each                      |
| 2  | Share with the forum actual recent experience in terms of Project Management and dispute resolution/avoidance on contracts undertaken as the Client's representative.  | 2 credits each                     |
| 3  | Case law: Past case law relevant to construction claims and / or disputes (RSA, Namibia or SADC) giving a brief overview of the case.  | 3 credits each                     |
| 4  | Case law: Past case law relevant to construction claims and / or disputes (internationally) giving a brief overview of the case.   | 2 credits each                     |
| 5  | Provide a short report of an actual adjudication case where you were involved as an Adjudicator. The report should be of a completed case and should include the final decision, (No reference is made to the particular contract or either of the parties or the engineer involved) | 4 credits each                     |
| 6  | Put a case study or problem to the forum and convene the resultant/ pursuant discussion for a maximum period of 3 weeks (the case study should be such as to avoid any possible conflict of interest situations).  |                                    |
|    | a) Convenor  | 5 credits for the event and period |
|    | b) Participant   | 3 credits for the event and period |
| 7  | Paste an interesting article pertaining to adjudication or contract law or similar relevant material.  | 2 credits each                     |
| 8  | Present an adjudicated case that was brought before a court of law, stating the reason and presenting the outcome of the case.   | 2 credits each                     |
| 9  | Provide proof of being involved as a presenter during accredited and recent Workshops/courses relating to Contract Documentation, Dispute Settlement, Dispute Adjudication Boards.   | 2 credits each                     |
| 10 | Instances acting as member of standing dispute board or as member of ad-hoc dispute board during the current period. Proof to be submitted to the NAL Convener: NAL Appointment Form.  | 2 credits each                     |

### REQUIRED CREDITS

In order to qualify for continued listing, the Adjudicator must achieve at least 9 credits per year.

Adjudicators are required to keep track of their own points and to report these points to the Evaluation Committee on an annual or biennial basis (as required by the Evaluation Committee from time to time and upon its giving prior notice of 14 days) to reconfirm the adjudicator's registration.

The 'continuous learning' credits are to be earned for the purpose of the adjudicator's registration **remaining current**. Therefore, the credits do not count towards the credits required for getting registered in, or upgraded to, a specific adjudicator category unless the credits happen to be scored for an item that is also included under the adjudicator application form's scoring rules.