



## MODULE SPECIFICATION

Part 1: Information			
Module Title	Procurement and Contract Law		
Module Code	UBLMQL-15-3	Level	Level 6
For implementation from	2018-19		
UWE Credit Rating	15	ECTS Credit Rating	7.5
Faculty	Faculty of Environment & Technology	Field	Architecture and the Built Environment
Department	FET Dept of Architecture & Built Environ		
Module type:	Standard		
Pre-requisites	None		
Excluded Combinations	Procurement and Contract Practice 2018-19		
Co- requisites	None		
Module Entry requirements	None		

Part 2: Description
<p><b>Educational Aims:</b> This module concentrates on the role of Contracts Administrator as performed under JCT contracts and explores how the obligations of various parties are defined and interpreted especially when subject to legal precedent established in case law.</p> <p>Various forms of contract are acknowledged as are the reasons behind the selection of specific procurement routes that require them.</p> <p>In addition to the Learning Outcomes, the educational experience may explore, develop, and practise but not formally discretely assess the following:</p> <p>The practicalities of administering a contract on behalf of a client</p> <p><b>Outline Syllabus:</b> Topics covered may include the following although not necessarily in this order and not equally weighted.</p> <p>Pre Contract:</p> <p>Alternative approaches to procurement Tender analysis procedure Preparation of contract documentation</p>

## STUDENT AND ACADEMIC SERVICES

Comparison of contract types

Contract Period:

Certification issues

Time issues

Defective work

Insurance issues

Termination

Dispute resolution – Litigation and arbitration

Dispute resolution – Statutory adjudication, mediation, etc

**Teaching and Learning Methods:** Scheduled learning includes lectures, tutorials, visiting speakers.

Independent learning includes hours engaged with essential reading, case study preparation, assignment preparation and completion etc.

Contact Hours:

Activity (Hours):

Contact time, lectures, tutorials (36)

Assimilation and development of knowledge (74)

Exam preparation (20)

Coursework preparation (20)

Total Study Time (150)

### Part 3: Assessment

The assessment strategy for the module is made up of two components:

Component A

An end of semester exam which will provide a suitable, rigorous and effective mechanism under controlled conditions for measuring how effectively the students have attained the learning outcomes.

Exam to be 2 hours in duration with 3 questions to be attempted from a bank of 5 seen questions. 1 of the 5 questions to be compulsory the other 2 to students choice.

Component B

A 1500 word essay covering a number of core elements from the learning outcomes. A specific scenario relating to a construction contract will be given where the student will be required to apply what they have learnt about contract law and precedent. This may include needing to recognise and appraise matters relating to disputes and procedures and/or dispute resolution.

First Sit Components	Final Assessment	Element weighting	Description
Written Assignment - Component B		50 %	Essay (1500 words)
Examination - Component A	✓	50 %	Examination (2 hours)
Resit Components	Final Assessment	Element weighting	Description
Written Assignment - Component B		50 %	Essay (1500 words)
Examination - Component A	✓	50 %	Examination

<b>Part 4: Teaching and Learning Methods</b>																	
Learning Outcomes	<p>On successful completion of this module students will achieve the following learning outcomes:</p> <table border="1"> <thead> <tr> <th style="text-align: left;"><b>Module Learning Outcomes</b></th> <th style="text-align: left;"><b>Reference</b></th> </tr> </thead> <tbody> <tr> <td>Identify the form of the various traditional and collaborative building contracts and evaluate their interpretation and application in both practical and legal terms</td> <td>MO1</td> </tr> <tr> <td>Discuss and explain the different approaches to the pre-contract phases of procurement, tendering and the preparation of contract documents to advise a client on which might best apply to specific client-based scenarios</td> <td>MO2</td> </tr> <tr> <td>Critically review the nature of requirements that may be presented with the Preliminaries section of a Contract Specification and explain the relationship that these provisions may have with the contract conditions</td> <td>MO3</td> </tr> <tr> <td>Discuss &amp; explain the obligations of the parties of a construction contract and the responsibilities of the Contract Administrator at refined moments in the contract period</td> <td>MO4</td> </tr> <tr> <td>Demonstrate an understanding of how contract law, and precedent govern the expectations and performance of parties to a construction contract as required by specific circumstances or events over the period of a contract</td> <td>MO5</td> </tr> <tr> <td>Recognise and appraise the implications of contractual and tortious disputes and problems in terms of building contracts and compare the procedures</td> <td>MO6</td> </tr> <tr> <td>Analyse disputes and problems in building contracts and select appropriate solutions, recognising the importance of communication, negotiation and conflict management</td> <td>MO7</td> </tr> </tbody> </table>	<b>Module Learning Outcomes</b>	<b>Reference</b>	Identify the form of the various traditional and collaborative building contracts and evaluate their interpretation and application in both practical and legal terms	MO1	Discuss and explain the different approaches to the pre-contract phases of procurement, tendering and the preparation of contract documents to advise a client on which might best apply to specific client-based scenarios	MO2	Critically review the nature of requirements that may be presented with the Preliminaries section of a Contract Specification and explain the relationship that these provisions may have with the contract conditions	MO3	Discuss & explain the obligations of the parties of a construction contract and the responsibilities of the Contract Administrator at refined moments in the contract period	MO4	Demonstrate an understanding of how contract law, and precedent govern the expectations and performance of parties to a construction contract as required by specific circumstances or events over the period of a contract	MO5	Recognise and appraise the implications of contractual and tortious disputes and problems in terms of building contracts and compare the procedures	MO6	Analyse disputes and problems in building contracts and select appropriate solutions, recognising the importance of communication, negotiation and conflict management	MO7
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Reading List	<p>The reading list for this module can be accessed via the following link:</p> <p><a href="https://uwe.rl.talis.com/modules/ublmql-15-3.html">https://uwe.rl.talis.com/modules/ublmql-15-3.html</a></p>																

## STUDENT AND ACADEMIC SERVICES

### Part 5: Contributes Towards

This module contributes towards the following programmes of study:

Building Surveying [Sep][FT][Frenchay][1yr] MSc 2018-19

Building Surveying [Sep][FT][Frenchay][2yrs] GradDip 2018-19

Architectural Technology and Design {Top-Up} [Aug][FT][SHAPE][1yr] BSc (Hons) 2018-19

Building Surveying [Sep][PT][Frenchay][2yrs] MSc 2018-19

Building Surveying {With Preparatory Studies} [Sep][FT][Frenchay][2yrs] MSc 2018-19