



Module Specification

Procurement and Contract Law

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Part 1: Information

Module title: Procurement and Contract Law

Module code: UBLMQL-15-3

Level: Level 6

For implementation from: 2021-22

UWE credit rating: 15

ECTS credit rating: 7.5

Faculty: Faculty of Environment & Technology

Department: FET Dept of Architecture & Built Environ

Partner institutions: None

Delivery locations: Frenchay Campus, School for Higher and Professional Education

Field: Architecture and the Built Environment

Module type: Standard

Pre-requisites: None

Excluded combinations: Procurement and Contract Law 2021-22, Procurement and Contract Practice 2021-22

Co-requisites: None

Continuing professional development: No

Professional, statutory or regulatory body requirements: None

Part 2: Description

Overview: Not applicable

Features: Not applicable

Educational aims: 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.

Various forms of contract are acknowledged as are the reasons behind the selection of specific procurement routes that require them.

In addition to the Learning Outcomes, the educational experience may explore, develop, and practise but not formally discretely assess the following:

The practicalities of administering a contract on behalf of a client

Outline syllabus: Topics covered may include the following although not necessarily in this order and not equally weighted.

Pre Contract:

Alternative approaches to procurement

Tender analysis procedure

Preparation of contract documentation

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

Part 3: Teaching and learning methods

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)

Module Learning outcomes:

MO1 Identify the form of the various traditional and collaborative building contracts and evaluate their interpretation and application in both practical and legal terms

MO2 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

MO3 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

MO4 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

MO5 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

MO6 Recognise and appraise the implications of contractual and tortious disputes and problems in terms of building contracts and compare the procedures

MO7 Analyse disputes and problems in building contracts and select appropriate solutions, recognising the importance of communication, negotiation and conflict management

Hours to be allocated: 150

Contact hours:

Independent study/self-guided study = 114 hours

Face-to-face learning = 36 hours

Total = 150

Reading list: The reading list for this module can be accessed at [readinglists.uwe.ac.uk](https://uwe.rl.talis.com/modules/ublmql-15-3.html) via the following link <https://uwe.rl.talis.com/modules/ublmql-15-3.html>

Part 4: Assessment

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

Component A

An end of semester 24 hour "take home" online assessment which will provide a suitable, rigorous and effective mechanism for measuring how effectively the students have attained the learning outcomes.

Exam to be 2 hours equivalent 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.

Assessment components:**Examination (Online) - Component A (First Sit)**

Description: Online Examination

Weighting: 50 %

Final assessment: Yes

Group work: No

Learning outcomes tested: MO1, MO2, MO3, MO4, MO6, MO7

Written Assignment - Component B (First Sit)

Description: Essay (1500 words)

Weighting: 50 %

Final assessment: No

Group work: No

Learning outcomes tested: MO1, MO4, MO5, MO6, MO7

Examination (Online) - Component A (Resit)

Description: Online Examination

Weighting: 50 %

Final assessment: Yes

Group work: No

Learning outcomes tested:

Written Assignment - Component B (Resit)

Description: Essay (1500 words)

Weighting: 50 %

Final assessment: No

Group work: No

Learning outcomes tested:

Part 5: Contributes towards

This module contributes towards the following programmes of study:

Architectural Technology and Design [Sep][FT][Frenchay][3yrs] BSc (Hons) 2019-20

Architectural Technology and Design [Sep][PT][Frenchay][5yrs] BSc (Hons) 2018-19

Architectural Technology and Design {Foundation} [Sep][FT][Frenchay][4yrs] BSc
(Hons) 2018-19