



MODULE SPECIFICATION

Part 1: Information			
Module Title	Construction Contract Law		
Module Code	UBLMCJ-15-M	Level	Level 7
For implementation from	2019-20		
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:	Project		
Pre-requisites	None		
Excluded Combinations	None		
Co- requisites	None		
Module Entry requirements	None		

Part 2: Description
<p>Educational Aims: At the completion of this module, the student will be able to make informed decisions about risk apportionment, procurement method and contract strategy. In addition, students will be able to understand the legislative context of contracts, the framework and impact of other areas of law (including some international aspects) and the various means for resolving disputes.</p> <p>Outline Syllabus: The syllabus includes:</p> <p>Introduction:</p> <p>Historical Background, International Context and General Principles</p> <p>Roles and Responsibilities of the Parties</p> <p>Procurement and Contract Choice - What Does the Client Want?</p> <p>Contracts: Risk:</p> <p>Standard Forms of Contracts Compared and Contrasted: JCT, NEC, FIDIC</p>

STUDENT AND ACADEMIC SERVICES

Risk Allocation and Legal Risk Management

The Case for Amendments

Construction Contracts 1:

Design Responsibility

Collateral Warranties and Novation of Professionals

Obligations under Tort

Periods of Limitation

Construction Contracts 2:

Recent Developments in Standard Form Contracting

Partnering type initiatives

Global Patterns of Contract Use

Teaching and Learning Methods: This course can be studied either with attendance, or as a distance learning course. Students who attend can expect a range of teaching and learning methods to include lectures, seminars, and discussion groups using case study materials. Those taking this by distance learning will receive the same learning materials, and will, in addition expect to have regular on line attendance through tutorials conducted via the university's virtual learning environment. Use will also be made of the discussion facilities in Blackboard to ensure that distance learning students are actively engaged in their learning.

The study hours for the module credit is based on the following:

Face to Face or Online lectures: 15 hours

Workshops offered online or face to face: 8 hours

Reading pre and post sessions: 40 hours

Accessing recorded lectures: 20 hours

Preparation and participation in Assessment 25 hours

In the alternative to face-to-face, the module is delivered by way of a blended learning approach using live time collaborate on-line lectures as the centre piece for study and around which other student centred learning activities are employed including group work, recorded lectures, tutor hours and formative exercises. The live contact commitment is five fortnightly two hour sessions, Email discussion groups and virtual learning environments (VLEs) and other technology-aided means are also employed. It can also take place in a work-based setting.

The module will be delivered by means of a series of lectures and directed reading examining the key principles and relevant legal criteria relating to a number of topics of importance to construction professionals by bringing together the contractual and strategic aspects of construction and commercial law. Face-toface and/or On-line Lectures will be used to enable students to support their own independent learning by exploring deeper practical and legal issues and receiving formative feedback.

Occasional speakers will be used to provide up to date material and context to the applications of the subject area.

STUDENT AND ACADEMIC SERVICES

Part 3: Assessment			
<p>The assessment strategy adopted by this module involves the student preparing a report requiring a detailed knowledge of construction contract practice.</p> <p>It is important for the student to appreciate the depth of detail required in which construction contracts operate</p> <p>The other requirement in the field is for the student to be able to explain the theory behind the law and put it across it layman's terms.</p> <p>The design of the coursework will be such as to prevent plagiarism as it will involve reflection on student's practice and experience.</p> <p>The Report is a 3000 word report suitable for dissemination to senior management.</p>			
First Sit Components	Final Assessment	Element weighting	Description
Report - Component A	✓	100 %	Report (3000 words/equivalent)
Resit Components	Final Assessment	Element weighting	Description
Report - Component A	✓	100 %	Report (3000 words/equivalent)

Part 4: Teaching and Learning Methods															
Learning Outcomes	On successful completion of this module students will achieve the following learning outcomes:														
	<table border="1"> <thead> <tr> <th>Module Learning Outcomes</th> <th>Reference</th> </tr> </thead> <tbody> <tr> <td>Critically evaluate current practice and the legal framework within which construction contracts are used</td> <td>MO1</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>MO2</td> </tr> <tr> <td>Apply clauses in standard forms of contract to solve problems relating to construction projects</td> <td>MO3</td> </tr> <tr> <td>Use selected forms of construction contract to identify their main components as a precursor for efficiently managing key aspects of the project</td> <td>MO4</td> </tr> <tr> <td>Critically examine new business processes, new ways of working and collaborative business arrangements in the construction industry</td> <td>MO5</td> </tr> <tr> <td>Gain a deep understanding of the way that businesses interact in the construction process</td> <td>MO6</td> </tr> </tbody> </table>	Module Learning Outcomes	Reference	Critically evaluate current practice and the legal framework within which construction contracts are used	MO1	Analyse disputes and problems in building contracts and select appropriate solutions, recognising the importance of communication, negotiation and conflict management	MO2	Apply clauses in standard forms of contract to solve problems relating to construction projects	MO3	Use selected forms of construction contract to identify their main components as a precursor for efficiently managing key aspects of the project	MO4	Critically examine new business processes, new ways of working and collaborative business arrangements in the construction industry	MO5	Gain a deep understanding of the way that businesses interact in the construction process	MO6
	Module Learning Outcomes	Reference													
	Critically evaluate current practice and the legal framework within which construction contracts are used	MO1													
	Analyse disputes and problems in building contracts and select appropriate solutions, recognising the importance of communication, negotiation and conflict management	MO2													
	Apply clauses in standard forms of contract to solve problems relating to construction projects	MO3													
	Use selected forms of construction contract to identify their main components as a precursor for efficiently managing key aspects of the project	MO4													
	Critically examine new business processes, new ways of working and collaborative business arrangements in the construction industry	MO5													
Gain a deep understanding of the way that businesses interact in the construction process	MO6														
Contact Hours	Independent Study Hours:														
	<table border="1"> <tbody> <tr> <td>Independent study/self-guided study</td> <td>127</td> </tr> <tr> <td>Total Independent Study Hours:</td> <td>127</td> </tr> </tbody> </table>	Independent study/self-guided study	127	Total Independent Study Hours:	127										
	Independent study/self-guided study	127													
Total Independent Study Hours:	127														

STUDENT AND ACADEMIC SERVICES

	Scheduled Learning and Teaching Hours:	
	Face-to-face learning	23
	Total Scheduled Learning and Teaching Hours:	23
	Hours to be allocated	150
	Allocated Hours	150
Reading List	<p><i>The reading list for this module can be accessed via the following link:</i></p> <p>https://uwe.rl.talis.com/modules/ublmcj-15-m.html</p>	

Part 5: Contributes Towards

This module contributes towards the following programmes of study:

- Construction Project Management [Jan][FT][Frenchay][1yr] MSc 2019-20
- Construction Project Management [Jan][PT][Frenchay][2yrs] MSc 2019-20
- Construction Project Management [Sep][FT][Frenchay][1yr] MSc 2019-20
- Construction Project Management [Sep][PT][Frenchay][2yrs] MSc 2019-20
- Quantity Surveying [Sep][FT][Frenchay][1yr] MSc 2019-20
- Quantity Surveying [Sep][PT][Frenchay][2yrs] MSc 2019-20
- Quantity Surveying [Sep][FT][Frenchay][2yrs] GradDip 2018-19