



Module Specification

Construction Contract Law

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Part 1: Information

Module title: Construction Contract Law

Module code: UBLMCJ-15-M

Level: Level 7

For implementation from: 2023-24

UWE credit rating: 15

ECTS credit rating: 7.5

College: Faculty of Environment & Technology

School: FET Dept of Architecture & Built Environ

Partner institutions: None

Field: Architecture and the Built Environment

Module type: Module

Pre-requisites: None

Excluded combinations: None

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: 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.

Outline syllabus: The syllabus includes:

Introduction:

Historical Background, International Context and General Principles

Roles and Responsibilities of the Parties

Procurement and Contract Choice - What Does the Client Want?

Contracts: Risk:

Standard Forms of Contracts Compared and Contrasted: JCT, NEC, FIDIC

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

Part 3: Teaching and learning methods

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.

Module Learning outcomes: On successful completion of this module students will achieve the following learning outcomes.

MO1 Critically evaluate current practice and the legal framework within which construction contracts are used

MO2 Analyse disputes and problems in building contracts and select appropriate solutions, recognising the importance of communication, negotiation and conflict management

MO3 Apply clauses in standard forms of contract to solve problems relating to construction projects

MO4 Use selected forms of construction contract to identify their main components as a precursor for efficiently managing key aspects of the project

MO5 Critically examine new business processes, new ways of working and collaborative business arrangements in the construction industry

MO6 Gain a deep understanding of the way that businesses interact in the construction process

Hours to be allocated: 150

Contact hours:

Independent study/self-guided study = 127 hours

Face-to-face learning = 23 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/ublmcj-15-m.html) via the following link <https://uwe.rl.talis.com/modules/ublmcj-15-m.html>

Part 4: Assessment

Assessment strategy: The assessment strategy adopted by this module involves the student preparing a report requiring a detailed knowledge of construction contract practice.

It is important for the student to appreciate the depth of detail required in which construction contracts operate

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.

The design of the coursework will be such as to prevent plagiarism as it will involve reflection on student's practice and experience.

The Report is a 3000 word report suitable for dissemination to senior management.

Assessment tasks:**Report (First Sit)**

Description: Report (3000 words/equivalent)

Weighting: 100 %

Final assessment: Yes

Group work: No

Learning outcomes tested: MO1, MO2, MO3, MO4, MO5, MO6

Report (Resit)

Description: Report (3000 words/equivalent)

Weighting: 100 %

Final assessment: Yes

Group work: No

Learning outcomes tested: MO1, MO2, MO3, MO4, MO5, MO6

Part 5: Contributes towards

This module contributes towards the following programmes of study: