

## **NOTES OF THE JOINT CONTRACTS TRIBUNAL COUNCIL MEETING**

**HELD ON**

**08<sup>TH</sup> JUNE 2017**

1. The BuildUK Main Contractors were not in attendance as BuildUK is not yet approved as a representative organisation for the Main Contractors College.
2. Publication of the 2016 revisions to the Construction Management suite of contracts remains outstanding but is scheduled for June 2017.
3. The BIM Working Group has not endorsed the revised CIC Protocol as the draft did not address the reservations previously raised. The Group did however acknowledge that it is a most useful tool.
4. A Performance Bond Working Group has been re-established although the Group currently has no Sub-Contractor College members. The only option with any possibility of development is an insolvency adjudication bond and further proposals are awaited in this regard. The Working Group will also consider the possibility of drafting a Parent Company Guarantee.
5. The Construction Dispute Resolution Group has also been re-established and will focus initially on (i) Adjudicator Nominating Bodies, (ii) Adjudication Rules for Homeowner Forms & (iii) Dispute Resolution Boards. After consultation the current default position under JCT Contracts of Litigation rather than Arbitration was confirmed as Council Members' preference.
6. The Facilities Management Working Group has met with Kath Fontana (Chair of RICS's Facilities Management Board) to consider current FM contract practice. The CIOB Form is out of date and most FM contracts are bespoke providing an opportunity for JCT to exploit. Priority will be given to producing a JCT FM suite followed by a DBO form.
7. Victoria Peckett and John Riches were re-elected unopposed as Chair and Vice-Chairman respectively of the Drafting Sub-Committee.
8. Shy Jackson of Pinsent Masons gave a presentation on Innovation in the Supply Chain based on the report published jointly with Costain and University of Cambridge in September 2016. Suffice to say early contractor involvement is seen as essential in this regard but innovation post contract award should also be encouraged. Post contract award innovation may best be encouraged by the inclusion of Innovation Protocols rather than explicit contract terms.

**D Colven**

**Sub-Contractor College Member**