

NOTES OF THE JOINT CONTRACTS TRIBUNAL COUNCIL MEETING

HELD ON

14TH DECEMBER 2017

1. The JCT Board has still not reached a decision over Build UK's request to be a representative organisation for the Main Contractors College and hence Build UK Main Contractor members were not in attendance. Build UK has been accepted as a member of the Specialists and Sub-Contractors College provided that all members are Specialists or Sub-Contractors
2. The JCT Board has approved the extension of the tenure of Richard Saxon as Chairman for a second term.
3. Council noted that the publication of the 2016 suite has been completed. Council also noted that FIDIC has recently updated its suite of contracts.
4. The Drafting Sub-Committee is working on Dispute Board Rules, Insurance Practice Notes, Target Cost Contracts, Performance Bonds and Parent Company Guarantees. The Drafting Sub-Committee is also assembling a list of proposals for the next edition.
5. Council agreed the Target Cost Contract Drafting Brief but expressed reservations over Guaranteed Maximum Cost provisions.
6. Council approved the BIM Working Group's proposal not to seek to develop an alternative set of BIM amendments at this time.
7. The Construction Dispute Resolution Group is concentrating on reviewing the results of a due diligence review of the JCT approved ANB's.
8. Council approved the Facilities Management Working Group Brief and noted that the Crown Commercial Service is due to issue new FM Contract forms in December 2017.
9. Council noted that the Construction Unit of the Department for Business, Energy and Industrial Strategy has issued consultation documents on the effects of the 2011 changes to the Construction Act and Retentions. The closing date for submissions is 19th January 2018 for both.
10. Council spent much time discussing Pinsent Masons report "Collaborative Construction 2 Now or Never". Pinsent's main conclusion is that "the industry must start to contract for collaborative success, not blame driven failure".
11. The Chairman has attended numerous seminars and has delivered several papers on Future Contracts.
12. JCT is considering providing in house training and Council Members were invited to consider volunteering as trainers.

D Colven

Specialists and Sub-Contractor College Member