

MODULE DESCRIPTOR

Module Title

Construction Adjudication Law

| | | | |
|-----------|---------------|-------------|---------|
| Reference | BSM651 | Version | 4 |
| Created | February 2017 | SCQF Level | SCQF 11 |
| Approved | March 2017 | SCQF Points | 15 |
| Amended | August 2017 | ECTS Points | 7.5 |

Aims of Module

To enable students to obtain knowledge and understanding of: (A) dispute resolution processes in the construction industry and the background to the introduction of statutory adjudication; (B) the role of statutory adjudication in the construction context under the Housing Grants, Construction and Regeneration Act 1996 (and secondary legislation); (C) the relationship between statutory adjudication and the employer's payment obligation under a construction contract; (D) the nature of statutory adjudication as a compromise between expert determination and conventional arbitration; and (E) contractual adjudication.

Learning Outcomes for Module

On completion of this module, students are expected to be able to:

- 1 Justify the role of statutory adjudication in construction under the Housing Grants, Construction and Regeneration Act 1996 (and secondary legislation).
- 2 Evaluate and discuss the nature of statutory adjudication as a compromise between expert determination and conventional arbitration.
- 3 Evaluate and discuss the nature of contractual adjudication.

Indicative Module Content

Dispute resolution processes in the construction industry; the background to the introduction of statutory adjudication; the role of statutory adjudication in the construction context under the Housing Grants, Construction and Regeneration Act 1996; the relationship between statutory adjudication and the employer's contractual payment obligation; the nature of statutory adjudication as a compromise between expert determination and conventional arbitration; contractual adjudication.

Module Delivery

This course will be taught via online lecture notes, online tutorials, assigned reading, case studies and directed reading/research.

Indicative Student Workload

| | Full Time | Part Time |
|------------------------------------------------------------------------------|-----------|-----------|
| Contact Hours | N/A | 36 |
| Non-Contact Hours | N/A | 114 |
| Placement/Work-Based Learning Experience [Notional] Hours | N/A | N/A |
| TOTAL | N/A | 150 |
| <i>Actual Placement hours for professional, statutory or regulatory body</i> | | |

ASSESSMENT PLAN

If a major/minor model is used and box is ticked, % weightings below are indicative only.

Component 1

| | | | | | |
|--------------|------------------------|------------|-----|--------------------|---------|
| Type: | Coursework | Weighting: | 85% | Outcomes Assessed: | 1, 2, 3 |
| Description: | Coursework assignment. | | | | |

Component 2

| | | | | | |
|--------------|---------------------------------|------------|-----|--------------------|---------|
| Type: | Coursework | Weighting: | 15% | Outcomes Assessed: | 1, 2, 3 |
| Description: | Timed multiple choice questions | | | | |

MODULE PERFORMANCE DESCRIPTOR**Explanatory Text**

The Module is assessed by two components: C1 - Coursework - 85% weighting. C2 - Coursework - 15% weighting. Module Pass Mark = Grade D (40%)

| Module Grade | Minimum Requirements to achieve Module Grade: |
|--------------|--------------------------------------------------------------------------------|
| A | At least 70% on weighted aggregate and at least 35% in each component |
| B | At least 60% on weighted aggregate and at least 35% in each component |
| C | At least 50% on weighted aggregate and at least 35% in each component |
| D | At least 40% on weighted aggregate and at least 35% in each component |
| E | At least 35% on weighted aggregate |
| F | Less than 35% on weighted aggregate |
| NS | Non-submission of work by published deadline or non-attendance for examination |

Module Requirements

| | |
|--------------------------|-------|
| Prerequisites for Module | None. |
| Corequisites for module | None. |
| Precluded Modules | None. |

INDICATIVE BIBLIOGRAPHY

- 1 COULSON, P., 2015. *Construction adjudication*. 3rd ed. Oxford: Oxford University Press.
- 2 LATHAM, M., 1994. *Constructing the team: final report of the government/industry review of procurement and contractual arrangements in the UK construction industry*. London: HMSO.
- 3 MILLS, R., 2005. *Case in point ? construction adjudication*. London: RICS Books.