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# Moving forward with NEC Contracts

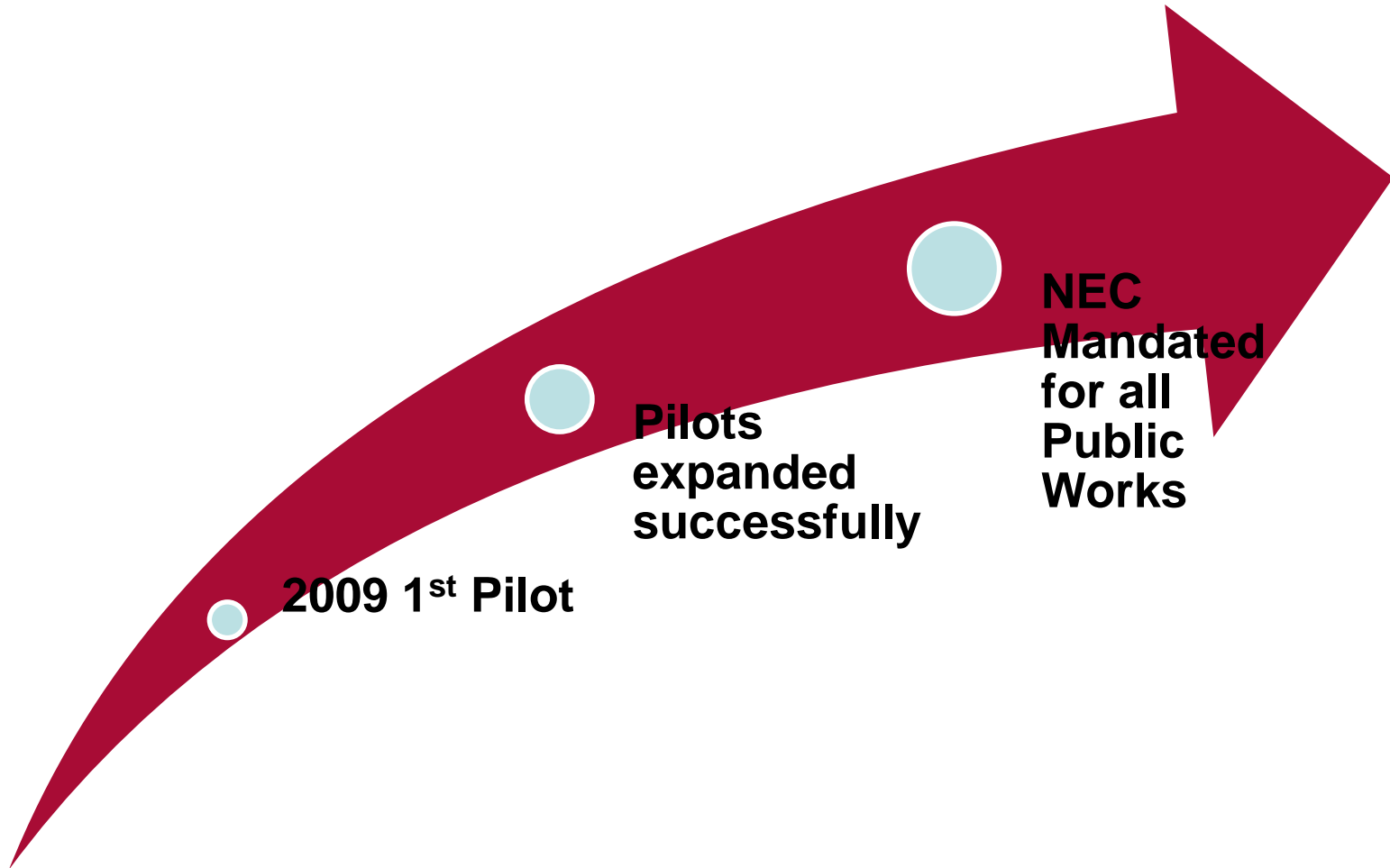
*A Hong Kong Perspective*

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25 June 2019



Pinsent Masons

# NEC Decade – 2009 to 2019



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# What does the market like about NEC?

- *Spirit of mutual trust and co-operation*
- Simple Plain English approach
- Greater collaboration and alignment
- Better procurement Options
- Better commercial approach:
  - Better risk balance and agree now, don't argue later, approach



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# How can NEC be even better in the future?

- Boost the trust:
  - Reduce amendments and additional conditions
  - Positive cash flow and freedom of subcontracting
- Use the flexibility:
  - BIM and ECI
  - Innovation
- Increase the speed:
  - Empower the decision makers
  - End reporting back



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# Be realistic – the future will not always be good...

- Disputes will still arise...especially when hundreds of NEC contracts are in progress...
- The NEC approach is to deal with disputes quickly
- A growing trickle of UK caselaw shows what can cause problems
- The rapid claim and dispute resolution ethos of adjudication is particularly important for NEC



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# What does future success look like?

- Lower costs?
- Faster completion?
- Fewer disputes?
- Greater adoption of NEC by non-governmental and private organisations
- Use of NEC driven more by its benefits than by being mandated



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# Thank you!

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