

Legal Duty and Negligence Liability of Site Supervisors

(Virtual Classroom)

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IES Academy Virtual Classroom

Introduction

The Court of Appeal in its written decision on 20 January 2011 held that a site supervisor (then known as clerk of works) owes a duty of care to the developer or owner of project and is therefore directly liable for negligence. As reported, the said site supervisor was subsequently ordered to pay S\$26.5 Million compensation.

This is a very significant development in law involving specifically RTOs & Res. In fact, the Court of Appeal itself had said that this appears to be the first time this role (site supervisor) has arisen for consideration in the Singapore courts. Therefore this decision is equally, very significant to RTOs & REs as this is the highest court of Singapore which ruled that a site supervisor carrying out his work can be directly liable for losses! Hence it is important that all site supervisors should know about their duty of care and possible liability for damages as well as how to contain such risks of liability.

Objectives

This course is timely and will be useful to REs & RTOs as well as Engineers and other Technical professionals with foreign qualifications, as well as to local graduates too, and others who wish to acquire an essential knowledge of &/or be updated on the law behind the duty of care and negligence.

It is even more beneficial in that the trainer in this course, who is an engineer-lawyer, has been involved in this case when it was first heard in the High Court, as he was the lawyer for one of the parties. The trainer will share the background of the case, the principles of law involved and suggested checklist and guidelines as to how to mitigate if not avoid such possible liabilities.

Pre-requisites

Prior to attending this course, you should:

- Have a PC / laptop / tablet / smart phone with built-in or external webcam.
- Installed the Zoom client.
- Have Wi-Fi / high speed internet connection available.
- Receive an email with a link for you to submit a registration for webinar 1 week prior to the commencement.
- Receive an email with a link and password for you to join the webinar session after your registration is successful.

Details

Date : 2 NOV 2020

Time : 9AM – 12.30PM

Duration: 3 Hrs

Delivery Mode: Zoom Webinar

CPD : 3 STU(Structural)

Course Fee (Include GST):

IES Member: \$102.70

Non-member: \$119.80

E-certificate of Attendance will be awarded to participants who have completed the course survey and assessment.

Target Audience

- Site Supervisors
- Resident Engineers (REs)
- Resident Technical Officers (RTOs)
- Site Managers
- all Technical & Non-Technical Staff

IES Academy@Jurong East

80 Jurong East Street 21, #04-10

Devan Nair Institute for Employment and Employability

Singapore 609607

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Course Outline

1. Introduction, Source of Singapore Laws & Framework of the Singapore Legal System
2. What are common law and the principles behind common law?
3. An Overview of the law of negligence affecting site supervisors (REs & RTOs), engineers & technical professionals and their employers
4. The possible direct liabilities of site supervisors (REs & RTOs), engineers & technical professionals and their employers.
5. Suggested checklist and guidelines as to how to mitigate and if not avoid such possible liabilities

Trainers' Profile



Mr Lee Kwok-Weng, B.Eng(Mech.), M.Sc(Ind.Eng), DipBA(NUS), GradDipMktg, LLB(Hons), LLM, Barrister-at-Law, Advocate & Solicitor, Supreme Court of Singapore, Accredited Arbitrator, Accredited Mediator, MMIS, FIES, MSIArb, is a “lawgineer” as he started of as an engineer and worked as an engineer & project manager in engineering, design and construction projects before he switched career as a lawyer.

Mr. Lee is in fact a senior lawyer with nearly 24 years of experience and currently in private legal practice, running his own law firm.

He has been for many years, and still is the Honorary Legal Advisor to the Institution of Engineers Singapore and the Singapore Institute of Safety officers.

He has been for many years an Adjunct Associate Professor at the Faculty of Business Administration, National University of Singapore, and teaching Business Law in the MBA programme as well as an Adjunct trainer with BCA Academy. Currently he is a part-time lecturer in NTU.

He specializes in Business Contracts, Negligence, Risk Management, Information Technology, Intellectual Property, Facilities Management, Occupational Safety & Health, Construction, Engineering and Building Laws as well as criminal, employment, immigration and financial laws.

He is a very experienced lecturer and trainer and is well-versed in the engineering, technical, OSH & facilities management fields, marketing and management practice too. Mr. Lee brings with him considerable industrial, occupational safety & health, project and facilities management experience, having worked for more than 12 years as an engineer in-charge of facilities management & environmental & public health matters in a government ministry and later as a project manager in a leading Multi-national engineering and construction corporation serving the oil and gas industries onshore and offshore.

Legal Duty and Negligence Liability of Site Supervisors 24th Run (Virtual Classroom)

Date: 2 NOV 2020

Time: 9AM – 12.30PM

Delivery Mode: Zoom Webinar

Fee (include GST): IES Member: \$102.70 Non-member: \$119.80

Please register online/email the completed form by **23 OCT 2020 before 3PM** to:

Contact Person: Verline Chiam, verline.chiam@iesnet.org.sg

IES Academy@Jurong East

80 Jurong East Street 21, #04-10

Devan Nair Institute for Employment and Employability

Singapore 609607 Tel: 6463 9211

Participant Details

*Name : _____ *NRIC : _____
(Please written in BLOCK Letter)

Company : _____ *Designation _____

*Address 1 : _____
(For mailing of invoice and receipt)

*Postal Code : _____ Sex : _____ Male / Female _____

*Contact No. : _____ Fax : _____

*Your Email : _____
(For sending of confirmation email, preferable personal unless company sponsored)

Please indicate: IES members IES M'ship No.: _____ RE/RTO/P.E. No.: _____
(if applicable)

Non-members

Sponsored by company (Please indicate the Contact person detail)

Contact Person Details (HR or Finance if sponsored by company or if applicable)

#Name : _____ #Designation : _____

#Contact No. : _____ Fax : _____

#Email : _____

Payment Details

Bank / Cheque No : _____

Amount (\$): _____

~ All Fees are inclusive of 7 % GST.

Acceptance of Terms and Conditions for Registrations of IES Academy's Events

I agree to abide by the Terms and Conditions for Registration of IES Academy's Events.

Name : _____ Signature : _____

***Mandatory entry**

#Compulsory Entry for participant who choose to be INVOICE to your company

TERMS & CONDITIONS COURSE REGISTRATION

Registration

Any registration, whether on-line or fax will be on a ***first-come-first-served basis*** and will only be confirmed upon receipt of full payment by Engineers Singapore Pte Ltd unless otherwise invoice to company.

All registrations must be submitted with duly completed registration form.

Closing Date

The closing date of the event will be 1 week prior to event commencement date or earlier.

Confirmation of Registration

Confirmation of registration will be given at least 1 week before the commencement date via email. ***If you do not receive the said confirmation email, you are required to contact IESA at 6463 9211 during office hours.***

IESA reserves the right to allow only confirmed registrants to attend the Event.

Withdrawals/Refunds of Fees

Written notice ***at least 1 week in advance*** before the commencement of the event

Full course fee shall be refunded subjected to 4.5% transaction charge.

➤ **NO** refund otherwise.

No show of participant would not be accepted as a valid reason for withdrawal/refund.

One-time replacement is allowed only if written notice is received by us at least 1 week before the commencement of the event. However, when an IES member is replaced by a non-member, the participant has to pay the difference in the relevant fees.

Cancellation/Postponement

Changes in Venue, Dates, Time and Speakers for the Events can occur due to unforeseen circumstances. IES reserves the full rights to cancel or postpone the Event under such circumstances without prior reasons. Every effort, however, will be made to inform the participants or contact person of any cancellation or postponement.

Fees will be refunded in FULL if any Event is cancelled by IESA.

SkillsFuture Credit (SFC) “All Singaporeans aged 25 and above can use their \$500 SkillsFuture Credit from the government to pay for a wide range of approved skills-related courses. Visit the SkillsFuture Credit website (www.skillsfuture.sg/credit) to choose from the courses available on the SkillsFuture Credit course directory.”

Please visit [HERE](#) for more information on SFC & UTAP claim.

PERSONAL DATA PROTECTION ACT

I consent to the processing by Institution of Engineers, Singapore of personal data, including sensitive personal data as defined in the Data Protection Act 2014, about me for the proper purposes of Institution of Engineers, Singapore (IES). I undertake to observe the provisions of the Data Protection Act 2014 in relation to any personal data I may myself hold and process as a Members of Institution of Engineers, Singapore, and I agree to indemnify Institution of Engineers, Singapore from liability for any claims or damages that may arise from the processing of this data. For more information kindly refer to [here](#).

Enquiries

For further enquiries, please contact IESA general office at Tel: 6463 9211.