

# A guide to the Construction Contracts Act



## Purpose of the Act

- To facilitate regular and timely payments between the parties to a construction contract
- To provide for the speedy resolution of disputes arising under a construction contract
- To provide remedies for the recovery of payments under a construction contract

## The book examines and discusses:

### Payment

- Prohibition of conditional payment provisions—the 'pay-if-paid' and 'pay-when-paid' clauses
- Progress payment provisions
- Procedure for making and responding to payment claims
- Consequences of not paying

### Adjudication of disputes

- Procedure for initiating adjudication and appointing adjudicator
- Conduct of adjudication proceedings
- Adjudicator's determination
- Costs of adjudication proceedings

### Other measures for securing payment

- Suspension of work
- Enforcement of adjudicator's determination
- Charging orders in respect of construction sites



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