

New event

## CIPFA Procurement Webinar

### Procuring & Managing Construction Contracts under the Procurement Act 2023

#### Part of the New Procurement Act 2023 Support - Are you ready?

Zoom Webinar

**27 June 2024**

### Purpose

CIPFA Procurement Network invites you to attend this new event that will support practitioners who are responsible for managing construction projects. The public sector spends several billion pounds annually on procuring construction projects (accounts for nearly 40% of UK construction industry turnover) and having ideal arrangements in place allows commercial risks to be managed and ensure that everything runs as smoothly as possible.

The Procurement Act 2023 and supporting Regulations introduce a plethora of new rules and practices which practitioners will need to get to grips to be able to procure works contract after October this year. This event will offer delegates detailed and practical explanation of what and how the current procedures relating to works contract (including how the PA23 provisions will apply to standard works contracts) need to be updated.

### Learning Outcomes

#### How will you benefit?

Key learning outcomes include:-

- Explanation of terminology and procedural changes introduced by the new Procurement Act 2023 as it relates to works contracts.
- Develop specialist knowledge about the new public procurement and contract management process to support delivery of quality projects.
- How to ensure the chosen procurement method does not directly lead to time overruns.
- Importance of standardisation, reduced cost of procurement and incorporating sustainability issues.
- Tips on selecting the optimal and innovating procurement methods to reduce risk.
- Managing client expectations to ensure best value for money and compliance with the PA23.

### Who Will Benefit

The webinar will support heads of procurement, senior finance, procurement lawyers, project managers, senior auditors and contract managers who support the development, design and procurement of construction projects.

## Programme

09.20 – 09.30	<b>Join the Webinar</b>
09.30 – 09.40	<b>Welcome, Introductions and Overview of the Webinar</b> <b>Mohamed Hans, Solicitor, Procurement Advisor,</b> <b>CIPFA Procurement &amp; Commissioning Network</b>
09.40 – 10.30	<b>What is construction procurement and how to get ready for the implementation of the Procurement Act 2023?</b> Construction procurement is 'unique' due to the process by which tenders are invited from interested contractors to carry out specific projects. This session will explain different types of construction procurements, key pre-market factors to take into account and how the Procurement Act 2023 will update previous practice: <ul style="list-style-type: none"><li>▪ What is best value construction procurement option?</li><li>▪ Factors to consider when procuring works contracts:<ul style="list-style-type: none"><li>▪ Speed or time</li><li>▪ Budget</li><li>▪ Expected quality</li><li>▪ Specific project constraints</li><li>▪ Risk</li><li>▪ Asset ownership</li><li>▪ Financing</li></ul></li><li>▪ Understanding acronyms and terminologies</li><li>▪ Overview of the Procurement Act 2023</li></ul>
10.30 – 11.20	<b>Types of Construction Specifications/ Technical Requirement Documents</b> This session will cover how to effectively draft technical specifications which focus on whole life value perspective, as well as wider economic, social and environmental priorities and commitments under the new rules. It will cover: <ul style="list-style-type: none"><li>▪ Understanding full intention of the development/ project</li><li>▪ Project requirements</li><li>▪ Managing timeframes and new notices</li><li>▪ Budget (building cost &amp; running cost)</li><li>▪ Selecting the correct CPV Codes</li><li>▪ Market engagement and how it can be used?</li><li>▪ Drafting specifications</li></ul>
11:20 – 11.35	<b>Comfort Break</b>
11.35 -12.45	<b>Designing Procurement Processes for Construction Projects under PA23</b> Practitioners will need to develop and design the procurement process based on new rules under PA23. This session will cover: <ul style="list-style-type: none"><li>▪ Agreeing your procedure</li><li>▪ Drafting contracts (explanation of key construction standard contracts)</li><li>▪ KPIs (contracts above £5M)</li><li>▪ Payment mechanism</li><li>▪ Termination provisions</li><li>▪ Modification – keeping flexibilities</li></ul>
12.45 -13.25	<b>Lunch</b>

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13.25 -14.30

### **Methods of Selection & Award in Construction Procurement**

Construction projects involved detailed supply chains and it is critical to ensure that contracting authorities undertake comprehensive due diligence. This procedure will change under the PA23. The Assessment methodology will have to be updated. This session will cover:

- Use of Conditions of Participation
- Use of Common Assessment Standard
- Supplier engagement during/ at the end of the procedure
- Staged awards (e.g., 2-stage D&B)
- Award Criteria/ Assessment Methodologies – evaluating price.
- Planning for change – notices, procurement documents and transparency
- Managing rising costs in the construction industry
- Importance of getting the Tender Notice right.

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14.30 – 14.40

### **Comfort Break**

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14.40 – 15.30

### **Contract Management – Making sure that the promises are delivered!**

The focus on contract management under the PA23 is a major game changer and practitioners will need to ensure the new rules are fully understood and applied. This session will cover:

- Contract Modifications Notices – dealing with variations
- Reporting on KPIs – process, approvals and impact
- Termination notices
- Payment terms – notice obligations
- risk of referring your contractors for debarment

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15.30 – 15.35

### **Discussion, questions & close**



### **CIPFA Sustainability Policy**

CIPFA is delivering all of our training courses, workshops and seminars in accordance with our sustainability strategy. We do not provide hardcopy course materials to delegates and these are now distributed by email in advance of the event. We are striving to reduce our carbon footprint in every way that we can, and we hope that we can count on your support.