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Highways Department Technical Circular No. 11/2010

Authority to Approve the Employment of Dispute Resolution Advisors (DRA)

Introduction

This Circular sets out the delegated authorities in the appointment of DRA under “Guideline for the use of the Dispute Resolution Advisor system with GCC for Civil Engineering Works (1999 Edition) - July 2010” (the Guideline).

Effective Date

2. This Circular shall take immediate effect.

Effect on Existing Circulars

3. This Circular has no effect on existing circulars.

Background

4. Secretary for Development promulgated the Guideline which took effect from 1 July 2010. The Guideline sets out that the authority for the employment of DRA in the name of an individual person rests with the Controlling Officers.

Schedule of Authorities to Approve the Appointment of DRA

5. The DRA shall be jointly appointed by the Employer and the Contractor. Each party is responsible for 50% of the DRA’s costs, fees and expenses in respect of the services rendered.
6. The authority of the Director of Highways on the appointment of DRA is hereby delegated to the following officers with financial limits as follows, subject to the availability of funds:

<u>Rank of Officer</u>	<u>Employer's 50% share of the DRA's costs, fees and expenses</u>
Officers at D2 Rank	Up to a limit of \$3 million
Officers at D3 Rank	Up to a limit of \$5 million

Financial Control of the Employment of DRA

7. As the DRA is remunerated on a time-charged basis, the expenditure on the DRA should be closely monitored.

Enquiries

8. Enquiries on this Circular should be addressed to the relevant Contract Adviser.

(Original Signed)
(K K LAU)
Director of Highways