

Legal Fundamentals of TENDERING

During tendering, there is in existence a ‘process’ contract regulating rights and obligations of all involved. However, the law and process of tendering are getting more and more sophisticated. Thus, the guiding principles have to be properly understood for managing commercial risks and keeping contracts out of troubles.

This seminar is tailored for non-lawyers, such as government officials, business owners, directors, chief executives, managers and professionals, and provides a comprehensive yet practical roadmap to the legal principles regulating the tendering process for enabling the direct application to their daily work situations. By reviewing recent insightful cases, the legal principles and their implications in practice upon the effective management of the tendering process are examined and shared. Further, it goes on to outline the key challenges and areas that those involved need to be specifically alerted to.

CONTENT

- Principles and processes of public procurement
- Inviting to tender and tendering
- Formation and content of ‘process’ contract
- Acceptance of tenders: letter of intent; ‘subject to contract’; qualified tenders
- Withdrawal of tenders: stated period of validity; termination of offer
- Tender queries dos and don’ts
- Mistakes in tenders
- Disqualifying tenders
- Judicial review and legal challenges of public procurement
- Situation discussion / case study exercises

Date & Time: 20 Dec 2016 (Tuesday) 9:30a.m. - 5:00p.m.

Fee: HK \$1,500

Venue: 19/F., K. Wah Centre, 191 Java Road, North Point, Hong Kong

Language: Cantonese with English handouts

Trainer: **Mr. Honic Ip, Barrister-at-law, Chartered Marketer, Arbitrator, & Accredited Mediator**

Profile: Mr. Ip has participated in arbitration proceedings and acquired professional qualification in arbitration since late 1980s. He has accumulated more than 20 years of arbitration and litigation experiences in relation to commercial disputes even before he starts practising law. In addition to his basic law degree of LLB from the University of London, Mr. Ip has completed three law related master programs all with distinctions: Chinese & Comparative Law, Language & Law, and Construction Law & Dispute Resolution. He often teaches as a part-time lecturer since 2008 in CUHK, CityU HK, HKPU in both master and undergraduate programs.

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