

Eligibility criteria for Adjudicator and Senior Adjudicator, committee for management of the panel of adjudicators, and mode of assessment

To be eligible for inclusion and retaining in the HKICM Panel of Adjudicators, the applicant shall be required to be a HKICM Corporate Member (MHKICM or FHKICM) of good standing with:

1. Professional qualification

- Architect, Engineer, Surveyor with HKIA Membership/ HKIE/HKIS Corporate Membership;
- Registered Architect/Registered Professional Engineer/Registered Professional Surveyor; or
- Legal professional holding a valid practising certificate issued by Law Society of Hong Kong/ Hong Kong Bar Association;

2. Post-qualification experience

(i) Adjudicators

- Minimum 7 years of post-qualification experience in contract administration related experience (including experience in claim assessment, variation valuation, dispute resolution and construction litigation including providing related advice); and
- Minimum 5 years of local experience in preparing/ assessing contractual claims or dispute resolution relating to construction contracts;

(ii) Senior Adjudicators

- Minimum 12 years of post-qualification experience in contract administration related experience (including experience in claim assessment, variation valuation, dispute resolution and construction litigation including providing related advice); and
- Minimum 10 years of local experience in preparing/ assessing contractual claims or dispute resolution relating to construction contracts;

3. Integrity

- Has not been found guilty by a Court of corruption and dishonesty-related offences (e.g. fraud, conspiracy to defraud) or by a disciplinary tribunal of misconduct which in the opinion of the HKICM calls into question his or her ability to act as an adjudicator;

4. Training

Successfully completed:

- HKICM Adjudicator Training and Accreditation Programme, or ANB's recognised adjudication/adjudicator training course and passed the written examination in the past 4 years immediately preceding the application;
- refresher training on conflict of interest/ethics/integrity organised/recognised by HKICM, with a minimum of 2 hours, and a maximum interval of 1 year; and
- the above-mentioned contract administration related continuing professional development events organised/recognised by HKICM imposed from time to time;

5. Others

- Satisfied the HKICM that the applicant is suitable and competent to exercise the duties of an adjudicator.

- Updated its CV including the adjudication/arbitration/mediation cases handled by the adjudicator, with a general description of the nature of the claim and the amount involved in each case, to the Secretariat of HKICM; and
- Read the HKICM Code of Conducts for Adjudicators and acknowledge receipt to the Secretariat of HKICM regularly, with a maximum interval of 1 year.

Remarks:

- a. The written examination refers to under the “HKICM Adjudicator Training and Accreditation Programme” and the “ANB’s recognised adjudication/adjudicator training course” respectively.
- b. The mode of assessment of applications for inclusion in the panel of adjudicators is in writing by a committee comprising HKICM Secretariat Office staff, Secretary General, President, Vice President and 2 senior members of HKICM and/or other HKICM representatives as appropriate. The committee has the absolute discretion to approve or reject any application for admission as an adjudicator on the HKICM Panel of Adjudicators and such decision shall be final. In case of refusal of application, the committee is not obliged to provide any reasons of its decision to the applicant.