

# Panel: El origen de la plaga de las Controversias

*Front End Specifications and the Propagation of Construction Claims*

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Tim Walsh

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Financial institutions  
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# Negotiating Front End Risk Shifting Provisions to Mitigate Disputes

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# Introduction

- Norton Rose Fulbright

*Norton Rose Fulbright*

- Our Construction Practice

*Nuestra practica de Construcción*

- Overview of Risk Shifting on Front End

*El riesgo de la mala asignación de riesgos*

# Common Risk Shifting Provision

- Unforeseen Conditions

*Condiciones no previstas*

- Force Majeure/Notice Provisions

*Fuerza mayor / Notificación*

- Damages for Delay/Consequential Damages Waivers

*Daños por demora / Limitación de daños consecuenciales*

- Indemnity

*Indemnidad*

- Material Cost Increases/Changes in Laws (Tariffs)

*Aumento en los costos de material / Cambios Normativos (tarifas)*

# Claim/Dispute Mitigation Recommendations

- Contemporaneous Documentation

*Documentación contemporánea*

- Claims Review Protocol

*Revisión de Protocolos de Claims*

- Working Through Impasses

*Trabajando los impasses*

The logo consists of a stylized, upward-pointing chevron shape in a gold color, positioned above the first letter of the text.

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