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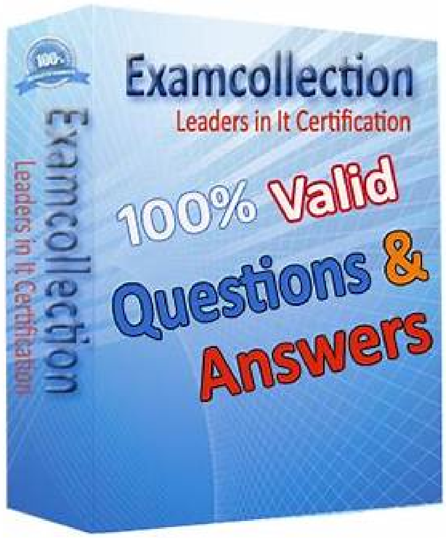

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Medical Professional Certified Case Manager Certification Exam (CCM) Sample Questions (Q48-Q53):

NEW QUESTION # 48
What does discharge confirm under the FIDIC Red Book (edition 1999)?

- A. None of the above three statements is correct.
- B. It confirms interim settlement of all money due to the Contractor
- C. It confirms full and final settlement of all money due to the Contractor.
- D. It confirms the immediate end to the Contract unconditionally whenever issued.

Answer: C

Explanation:
Discharge under FIDIC Red Book 1999 confirms full and final settlement of all money due to the Contractor.
It signifies the Contractor's acceptance of the Final Payment Certificate and releases the Employer from further financial obligations related to the contract.
Options A and C misrepresent the nature of discharge.
Discharge is not a unilateral immediate termination but a financial closure.
References:
FIDIC Red Book 1999 Edition, Sub-Clause 14.13 - Discharge
FIDIC Contract Manager Study Guide, Module on Final Account and Discharge

NEW QUESTION # 49
Which of the following statements are relevant to continuing effect claims? [FIDIC 2017 Edition] (2 correct answers apply)

- A. In case the Contractor is the Claiming Party, when he/she misses to submit even just a single interim claim, then his/her entitlement is lost.
- B. In general, a fully detailed Claim has to be submitted within 84 days after becoming aware of the event giving rise to the claim.
- C. Continuing effect claims shall be noticed in the same way as "normal" claims, within 28 days after the Claiming Party became aware of the event or circumstance.
- D. In case the Employer is the Claiming Party, then he/she is not obliged to submit interim claims.

Answer: B,C

Explanation:
Comprehensive and Detailed Explanation:
Option A is correct: Continuing effect claims (claims where the event's impact continues over time) require notices like other claims, typically within 28 days of awareness.
Option D is correct: The fully detailed claim submission generally must be within 84 days of becoming aware of the event, allowing the Claiming Party to elaborate on the claim.
Option B is incorrect; Employer claims also require timely notification.
Option C is incorrect; missing a single interim claim does not necessarily result in losing entitlement if the contract allows for correction or continued claims.
References:
FIDIC Red, Yellow, and Silver Books 2017 Edition, Sub-Clause 20.1 - Claims and Notices FIDIC Contract Manager Study Guide, Module on Claims and Continuing Effects

NEW QUESTION # 50
Which one of the following statements regarding drafting contracts based on FIDIC Books is correct?

- A. Amending clauses, supposedly in the interest of the Employer, immediately nullifies all the advantages of standardization, and almost invariably introduces conflicting or ambiguous requirements on the parties, and often causes mistrust between them.
- B. People who draft contracts should, when preparing a new contract, always start with the question:where do I want to lay the most risks between Employer and Contractor, and does the Employer has the budget to reward Contractors with a high risk apatite?

- C. The FIDIC Books provide people who draft contracts with great examples on how to draft a good contract model. Furthermore, arrangements from Red, Yellow and Silver Books can be easily mixed to get a good fit for a specific project.
- D. The Form of Contract is chosen by the Contractor and imposed by him on the Employer, who tenders on that basis.

Answer: B

Explanation:
Option D is correct because contract drafting should strategically allocate risks between parties based on who can best manage them and the Employer's budget for risk and reward. Understanding risk appetite is key to tailoring FIDIC contracts appropriately.
Option A is exaggerated; while amendments can introduce issues, careful drafting can preserve benefits of standardization.
Option B is partly true but mixing arrangements is complex and not always straightforward.
Option C is incorrect; the Employer usually chooses the contract form.
References:
FIDIC Contract Management Guidelines - Golden Principles
FIDIC Contract Manager Study Guide, Module on Contract Drafting and Risk Allocation

NEW QUESTION # 51
Which of the following documents form part of a FIDIC Construction Contract ["Red Book" (1999)], hence, to be drafted and included among the Tender Documents? (2 correct answers apply) Choose all of the correct answers (multiple possibilities).

- A. Schedule of Guarantees
- B. Specifications
- C. Bill of Quantities
- D. Employer's Requirements
- E. Schedule of Baselines

Answer: B,C

Explanation:
Under the FIDIC Red Book (1999), the Tender Documents typically include:
The Bill of Quantities (Option B), which provides detailed quantities for priced items and forms a basis for tender pricing.
The Specifications (Option E), which define the technical requirements for the Works.
The Schedule of Guarantees (Option A) is usually provided later, during contract formation, not as part of tender documents.
Employer's Requirements (Option C) are more commonly referenced in design-build contracts such as the Yellow Book, not the Red Book which is traditionally a design-bid-build contract.
Schedule of Baselines (Option D) is not a standard tender document in FIDIC Red Book contracts.
References:
FIDIC Red Book 1999 Edition - Tender Documents Section
FIDIC Contract Manager Study Guide, Module on Tendering Documents

NEW QUESTION # 52
The amount of an advance payment guarantee provided for pursuant to FIDIC Red and Yellow Books (both editions) may be reduced as of:

- A. The Commencement Date
- B. The date on which the entire advance payment is repaid as stated in the Payment Certificate
- C. The date of the Taking Over Certificate
- D. The date on which an amount is repaid by the Contractor as stated in the Payment Certificates

Answer: D

Explanation:
According to FIDIC Red and Yellow Books (both 1999 and 2017 editions), the advance payment guarantee amount may be progressively reduced as the Contractor repays the advance payment through deductions from interim payment certificates. This means the guarantee is reduced as per amounts repaid, not only upon full repayment.
Option D is correct: The guarantee reduces as partial repayments are certified in Payment Certificates.
Option C is incorrect because the reduction happens gradually, not only after full repayment.
Options A and B do not directly relate to the reduction mechanism of the advance payment guarantee.
References:

FIDIC Red and Yellow Books 1999 & 2017 Editions, Sub-Clause 14.2 - Advance Payment Guarantee FIDIC Contract Manager Study Guide, Module on Payment Procedures

NEW QUESTION # 53
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