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Medical Professional Certified Case Manager Certification Exam (CCM) Sample Questions (Q80-Q85):

NEW QUESTION # 80

Which one of the following is NOT considered a change made in the 2017 edition of the FIDIC Red, Yellow, and Silver Books?

- A. The concentration on dispute avoidance, including an enhanced role for the Dispute Avoidance and Adjudication Board (DAAB) in this respect, and promoting cooperation between the parties during the project.
- B. New procedures requiring the Contractor to prepare and implement a Quality Management System to show compliance

with the Contract requirements.

- C. A fair and balanced approach where risk is allocated to the Party that is best able to bear and control that risk.
- **D. New procedures requiring the Contractor to prepare and implement a Compliance Verification System to show that the design, materials, workmanship and certain other matters all comply.**

Answer: D

Explanation:

Comprehensive and Detailed Explanation:

Option D is not a new procedure introduced in the 2017 FIDIC editions.

The 2017 editions focus on dispute avoidance (A), quality management systems (B), and fair risk allocation (C), but do not explicitly require a Compliance Verification System as described.

References:

FIDIC Red, Yellow, Silver Books 2017 Editions - Overview of Changes

FIDIC Contract Manager Study Guide, Module on Contract Updates

NEW QUESTION # 81

In the FIDIC Silver Book (edition 1999), if the Employer has instructed the Contractor as per Sub-Clause 8.6 to provide a revised programme to stay within Time of Completion, the Employer can claim additional costs.

This only applies if the revised programme is still too slow to complete the Works within the Time for Completion. Is this statement true or false?

- A. False
- **B. True**

Answer: B

Explanation:

This statement is true. Under FIDIC Silver Book 1999, Sub-Clause 8.6, the Employer can instruct the Contractor to submit a revised programme to meet the contractual Time for Completion. If, after such instruction, the revised programme still shows the Works will not complete on time, the Employer may claim additional costs (such as delay damages or compensation) due to continued delay.

Thus, the Employer's right to claim additional costs is contingent on the revised programme not enabling timely completion.

References:

FIDIC Silver Book 1999 Edition, Sub-Clause 8.6 - Revised Programme

FIDIC Contract Manager Study Guide, Module on Claims and Delay Damages

NEW QUESTION # 82

When is the Employer obliged to return the Performance Security (PS) under the FIDIC Red Book (edition 1999)?

- A. Within 21 days after the issuance of the Taking-Over Certificate.
- B. Without undue delay after the issuance of the Performance Certificate.
- C. Without undue delay after the issuance of the Taking-Over Certificate.
- **D. Within 21 days after the issuance of the Performance Certificate.**

Answer: D

Explanation:

Comprehensive and Detailed Explanation:

Under FIDIC Red Book 1999, the Performance Security (or Performance Guarantee) is held to ensure the Contractor's performance during the defects liability period. The security is typically released only after the Employer issues the Performance Certificate, which confirms the completion of defects liability obligations and that the Contractor has fulfilled the contract.

The contract commonly specifies a fixed period (often 21 days) within which the Employer must return the Performance Security after issuance of the Performance Certificate (Option D). The Taking-Over Certificate (Options A and C) marks substantial completion but does not end the Contractor's obligations for defects.

References:

FIDIC Red Book 1999, Sub-Clause 10.2 - Taking-Over Certificate

FIDIC Red Book 1999, Sub-Clause 10.4 - Performance Certificate

NEW QUESTION # 83

What does discharge confirm under the FIDIC Red Book (edition 1999)?

- A. It confirms the immediate end to the Contract unconditionally whenever issued.
- 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. None of the above three statements is correct.

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 # 84

Under the FIDIC Red Book (edition 1999), as part of the Contractor submission of Statement, any amount to be deducted for retention, will be calculated by applying the percentage of retention stated in the Appendix to Tender to the total of: (two correct answers apply) Choose all of the correct answers (multiple possibilities).

- A. Any amounts to be added and deducted for changes in legislation and changes in cost.
- B. Any amounts to be added and/or deducted for the advance payment and repayments under Sub-Clause 14.2.
- **C. The estimated contract value of the Works executed.**
- **D. Any amounts to be added and deducted for Plant and Materials in accordance with Sub-Clause 14.5.**

Answer: C,D

Explanation:

Under FIDIC Red Book 1999, retention is calculated as a percentage (stated in Appendix to Tender) of the value of Works executed and Plant and Materials in accordance with Sub-Clause 14.5 that are on or off Site but intended for incorporation.

Option A is correct: Retention applies to the value of executed works.

Option D is correct: It also applies to Plant and Materials under Sub-Clause 14.5.

Option B is incorrect; advance payments and repayments are not part of retention calculations.

Option C is incorrect; changes due to legislation or costs are not included in retention calculation.

References:

FIDIC Red Book 1999 Edition, Sub-Clause 14.5 - Plant and Materials; Sub-Clause 14.6 - Retention FIDIC Contract Manager Study Guide, Module on Payment and Retention Procedures

NEW QUESTION # 85

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