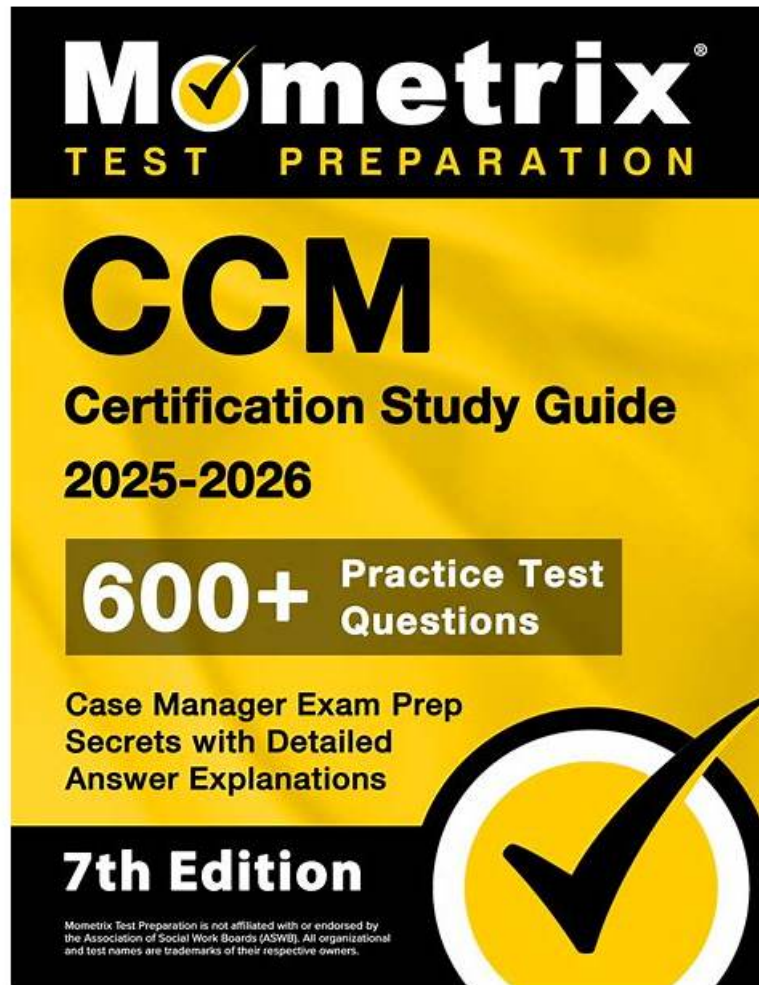


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Medical Professional Certified Case Manager Certification Exam (CCM)

Sample Questions (Q96-Q101):

NEW QUESTION # 96

Under the FIDIC Red, Yellow, and Silver Books (both editions), the Employer has an obligation to give a detailed notice to the Contractor about intended changes that are material to its financial arrangements.

- A. False
- B. True

Answer: B

Explanation:

Comprehensive and Detailed Explanation:

The Employer must provide detailed notice to the Contractor regarding intended changes material to financial arrangements, enabling transparency and allowing the Contractor to assess impacts and prepare claims or adjustments accordingly.

This obligation supports fair risk allocation and project control.

References:

FIDIC Red, Yellow, Silver Books 1999 & 2017 Editions - Various clauses on Notices and Variations FIDIC Contract Manager Study Guide, Module on Communication and Financial Notices

NEW QUESTION # 97

If a FIDIC Red, Yellow, or Silver Book (edition 2017) is applied, in which of the following two cases is the Contractor required to submit a revised programme?

Choose all of the correct answers (multiple possibilities).

- A. To accurately reflect the actual progress of the Works, whenever any Programme ceases to reflect actual progress or is otherwise inconsistent with the Contractor's obligations.
- B. The Contractor shall revise the Programme only by request from the Engineer or the Employer (in case of FIDIC Silver Book).
- C. To accurately reflect the actual progress of the Works, but only if any Programme ceases to reflect actual progress with at least 42 days.
- D. Upon a request from the Engineer (under FIDIC Red or Yellow Books) or Employer (under FIDIC Silver Book) notifying it that the Programme fails to comply with the Contract, to a specified extent, or no longer reflects actual progress or is otherwise inconsistent with the Contractor's obligations.

Answer: A,D

Explanation:

Comprehensive and Detailed Explanation:

Option C is correct: The Contractor must revise the programme whenever it no longer accurately reflects progress or obligations.

Option D is correct: The Contractor must also revise the programme upon formal request if it fails contract compliance or progress reflection.

Option A is incorrect; the Contractor has ongoing obligations beyond formal requests.

Option B is incorrect; no 42-day threshold applies in the contract for revision.

References:

FIDIC Red, Yellow, Silver Books 2017 Edition, Sub-Clause 8.3 - Programme FIDIC Contract Manager Study Guide, Module on Programme and Delay Management

NEW QUESTION # 98

Under the FIDIC Red Book, which one of the following statements is correct for a claim by the Contractor?

- A. If the Engineer does not make a determination, the Employer and the Contractor are unable to agree to settle an issue that gave rise to a claim.
- B. The Engineer's response to the Contractor's submission of detailed particulars that are required by the procedure for claims by the Contractor must include the Engineer's final decision on the quantum.
- C. It is the Employer's Representative who must first respond to the claim by the Contractor.
- D. The Employer has the authority to accept a claim by the Contractor, even in the case of the Contractor's failure to comply

with the notice requirements.

- E. The Engineer's response to a claim by the Contractor is final and binding upon the Employer.

Answer: A

Explanation:

Under FIDIC Red Book 1999, the Engineer plays a key role in determining claims submitted by the Contractor (Clause 20). If the Engineer fails to make a determination within the prescribed time, the Parties may be unable to resolve the dispute and thus the matter may proceed to dispute resolution mechanisms.

Option B is correct because if the Engineer does not decide, the claim remains unsettled, and the Parties are left to resolve the dispute, often via Dispute Adjudication Board or arbitration.

Option A is incorrect; claims must comply with notice requirements to be valid.

Option C is incorrect because the Engineer may request further particulars but is not obligated to give a final decision on quantum immediately.

Option D is incorrect as the Engineer, not the Employer's Representative, first responds to claims.

Option E is incorrect since the Engineer's decision is not final and binding if disputed; it may be challenged.

References:

FIDIC Red Book 1999 Edition, Clause 20 - Claims, Disputes and Arbitration FIDIC Contract Manager Study Guide, Module on Claims and Dispute Resolution

NEW QUESTION # 99

When does discharge become effective under the FIDIC Red Book (edition 1999)? (1 correct answer applies)

- A. When the Contractor receives full payment certified through the Final Payment Certificate.
- **B. When the Contractor receives full payment certified through the Final Payment Certificate and return of the Performance Security.**
- C. When the Employer counter signs a discharge notice as issued by the Contractor, following full payment and return of the Performance Security.
- D. When the Contractor receives its Performance Security from the Employer.

Answer: B

Explanation:

Under the FIDIC Red Book 1999, discharge becomes effective when the Contractor has received full payment certified by the Final Payment Certificate and the return of the Performance Security (Sub-Clause 14.10).

Both elements must be completed for the contract to be considered fully discharged, releasing the Contractor from further obligations or liabilities under the contract.

Option A is incomplete as payment alone does not fully discharge the Contractor.

Option B is incomplete as return of Performance Security alone is insufficient.

Option D is incorrect because the contract does not require a discharge notice signed by the Employer beyond these conditions.

References:

FIDIC Red Book 1999 Edition, Sub-Clause 14.10 - Final Payment and Discharge FIDIC Contract Manager Study Guide, Module on Project Close-Out and Final Account

NEW QUESTION # 100

In the FIDIC Silver Book (both editions), the Notice of the Commencement Date will be informed by whom?
(1 correct response applies)

- A. The Engineer's Resident Engineer
- **B. The Employer**
- C. The Employer's Representative
- D. The Engineer

Answer: B

Explanation:

Comprehensive and Detailed Explanation:

In the FIDIC Silver Book (1999 and 2017 editions), which is tailored for EPC/Turnkey contracts, the Employer is responsible for notifying the Contractor of the Commencement Date (Sub-Clause 8.1). Unlike other FIDIC contracts where the Engineer might

notify commencement, the Silver Book places more responsibility on the Employer due to the nature of the contract where the Contractor is largely responsible for design and execution with fewer Engineer roles. The Employer's formal notification of the Commencement Date signals the official start of the Contractor's obligations and triggers timelines under the contract. The Engineer or Resident Engineer typically does not issue such notice in the Silver Book framework. References: FIDIC Silver Book 1999 and 2017 Editions, Sub-Clause 8.1 - Commencement of Works FIDIC Contract Manager Study Guide, Module on Contract Formation and Execution

NEW QUESTION # 101

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