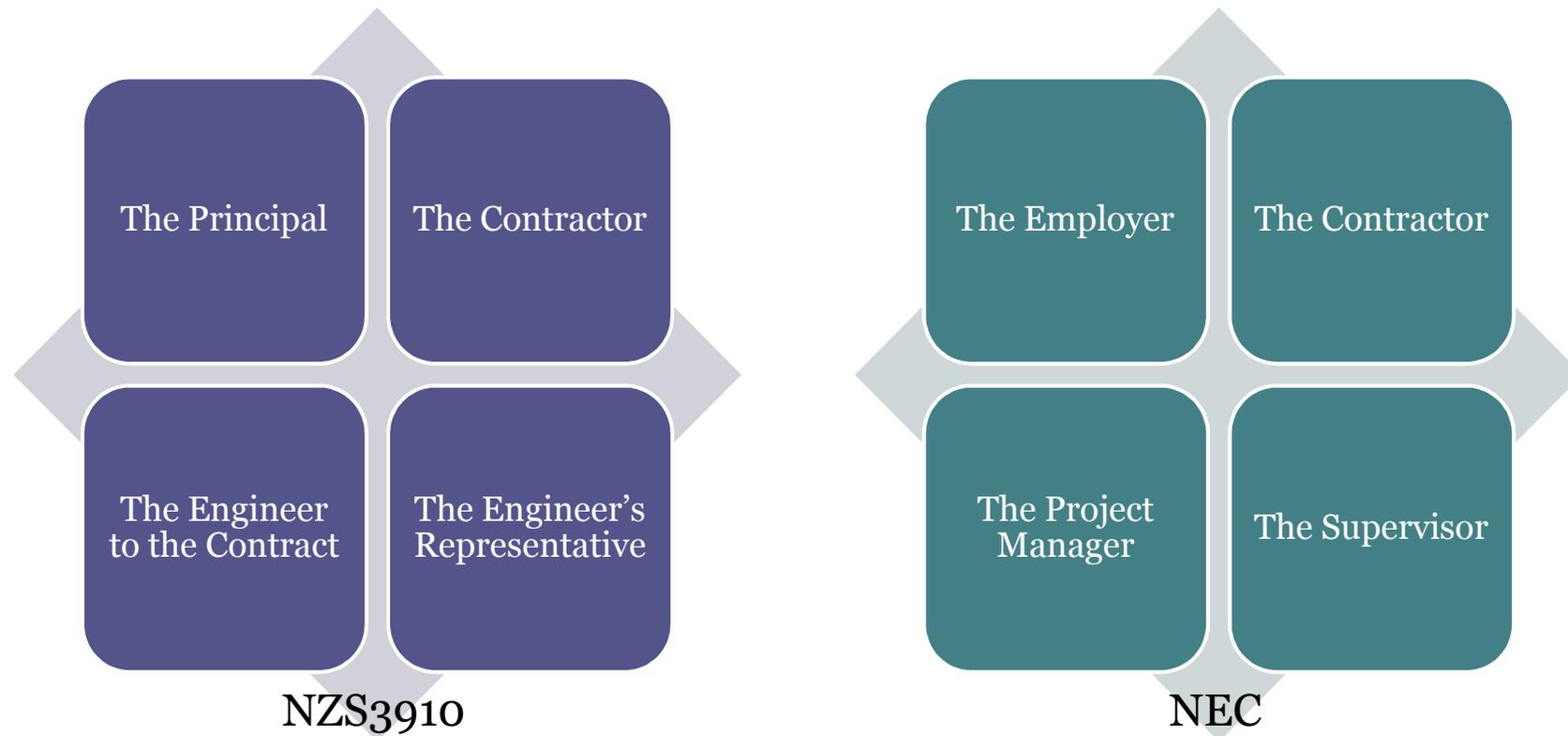


Comparison between NEC and NZS:3910

Key Parties (NEC and NZS3910 Compared)



At face value these roles look the same, but there are some important differences.....

Key Parties (NEC and NZS3910 Compared)

NZS 3910:

Engineer to the Contract

- The Engineer has a dual role (cl 6.2):
 1. As adviser to and representative of the Principal
 2. To act independently of either contracting party, fairly and impartially to make decisions (eg value the work)
- May appoint an Engineer's Representative

NEC:

Project Manager

- Is the key management person on behalf of the *Employer*
- PM decisions should reflect the *Employer's* business decisions
- *Contractor* has recourse to *Adjudicator* where he believes the *Project Manager's* actions or decisions do not accord with the NEC
- May Delegate any action

Key Parties (NEC and NZS3910 Compared)

NZS 3910

The Engineer's Rep

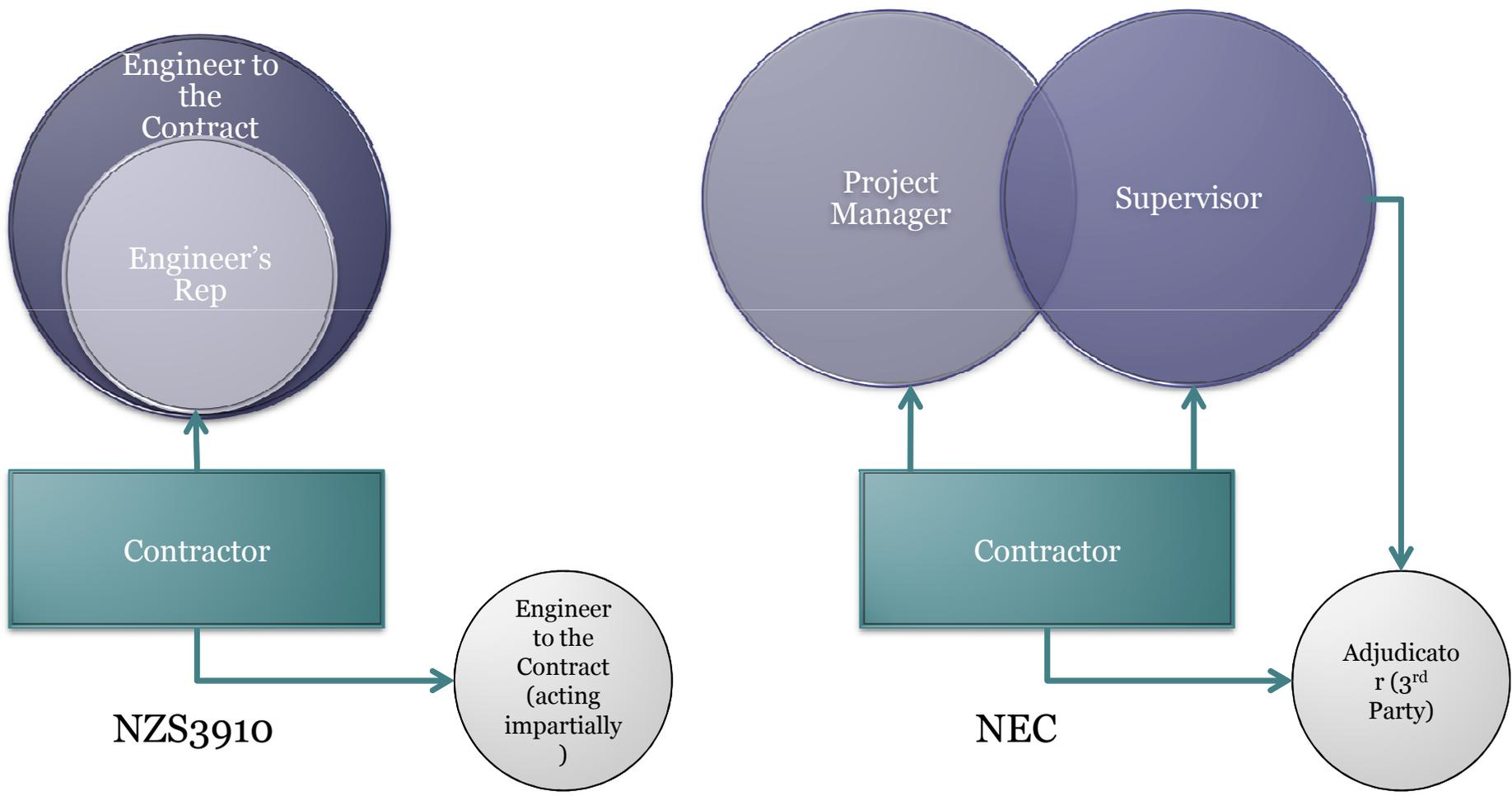
- May exercise the powers vested in the Engineer except:
 - Reviewing matters in dispute
 - Valuing of Valuations
 - Issue Payment Certificates
 - Issue PC Certificate
 - Issue Defects Liability Certificate
 - Granting of Extensions of Time
 - Changing Drawings and Specifications

NEC:

The Supervisor

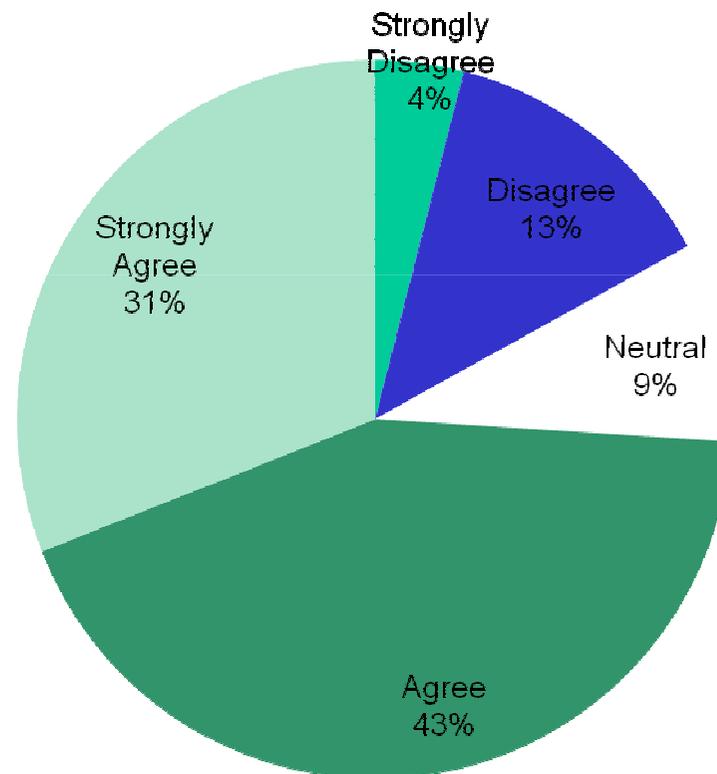
- Role is Distinct from the PM
 - Main function is to check work is in compliance
 - Actions may have financial consequences, but is not directly involved in financial matters
 - Has no authority to change the Works Information (ie scope)
 - No appeal from Supervisor to Project Manager
 - If Contractor is dissatisfied his appeal is to the Adjudicator
- Supervisor may delegate actions

Key Parties (NEC and NZS3910 Compared)



Industry View on Roles

The dual role of the engineer can compromise the impartiality and quality of decisions made on projects



Source: Farhi (2007)
Sample Size: 60