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# Manipal Institute of Technology, Manipal

(A Constituent Institute of Manipal University)



## SECOND SEMESTER M.TECH, (CEM)

### END SEMESTER EXAMINATIONS- MAY 2016

#### CONTRACT MANAGEMENT [CIE- 502]

#### REVISED CREDIT SYSTEM

TIME: 3 HRS]

10- MAY- 2016

[MAX. MARKS: 50

Note: 1. Answer any **FIVE FULL** questions.

**Q.1.A]** Briefly explain the following features of a contract: (i) Privity; (ii) Assignment. (4)

**1.B]** What is meant by a 'lumpsum Contract'; how does it differ from a 'Fixed Price Contract'?  
When lumpsum Contract is preferred; when it is Not preferred. - (6)

**Q.2.A]** Explain: 'Two-Cover Tendering'; and, how it differs from 'Pre-Qualified Tendering'? (4)

**2.B]** Write short notes on assessment of Tenderer's (1) Technical Competency; (ii) Financial-Capability; (iii) Work Plan. (3x2=6)

**Q.3.A]** List the Advances that a contractor can avail in major Civil Engineering Contracts.  
State the Purpose and Guarantees to be provided for each advance. (4)

**3.B]** List the recoveries to be made from the bills payable to contractors; and, write an explanatory note on each of them. (6)

**Q.4.A]** Define the terms: (i) Anticipatory Breach of contract, (ii) Fundamental Breach of Contract, (iii) Quantum Meruit, and, (iv) Force Majeur. (4)

**4.B]** State the frequently occurring short-comings of Principal (Employer) in Administration of Contract; and, explain each of them in 2 or 3 sentences. (6)

**Q.5.A]** What is meant by ADR methods for dispute resolutions; name them; and, state their merits and limitation (demerit). (4)

**5.B]** Explain, briefly, the functioning of the Dispute Resolution Boards. (6)

**Q.6.A]** State the requirements for enforcement of Arbitration Awards in foreign countries. (4)

**6.B]** Explain, briefly, price preference clause for domestic bidders in international contracts; and, (i) Eligibility Criteria for it; (ii) procedure adopted in tender evaluations to enable this price preference. (6)

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