



Volume 2018, Issue 5

Upcoming CSC Events:

December 6, 2018

- **CSC Regina Chapter Member Appreciation Social**

January 24, 2019

- **Saskatchewan Polytechnic Annual Student Dinner**

February 2019

- **TBA**

March 2019

- **TBA**

April 2019

- **CSC Regina Chapter Annual General Meeting**

May 2019

- **CSC National Conference Regina, Saskatchewan**

THE REGINA SPECIFIER

<http://regina.csc-dcc.ca/>

CSC Regina Member Social

Thursday December 6, 2018 at 5:30pm
crave kitchen + wine bar



Join us for a relaxed and informal evening of networking, socializing and getting to know your fellow CSC Regina Members!

RSVP here

Do you have any questions, comments or suggestions? Is there anything you would like to see in an upcoming issue of the Specifier? Announcements, upcoming events, or technical articles are welcome and encouraged! Any submissions for the Specifier can be emailed for review.

Share your knowledge — this is YOUR industry!

Please contact us at:

[**cscreginachapter@gmail.com**](mailto:cscreginachapter@gmail.com)

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Our Mission:

Construction Specifications Canada (CSC) is a national, multi-disciplinary, non-profit association with chapters across Canada. CSC is committed to ongoing development and delivery of quality education programs, publications and services for the betterment of the construction community. To this end, CSC pursues the study of systems and procedures which will improve the co-ordination and dissemination of documentation relevant to the construction process. CSC seeks to enhance the quality of the design and management aspects of construction activity through programs of publication, education, professional development and certification believing that in so-doing it can best contribute to the efficiency and effectiveness of the industry as a whole.

Our Vision:

That Construction Specifications Canada is the construction community's first choice for quality documentation, education and networking.

Our Values & Core Beliefs:

Quality, Professionalism, Teamwork, Integrity, Openness and Innovation.

CSC Regina Chapter Executive 2018/2019

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The CSC Regina Executive Committee is recruiting! If you or someone you know would be a good fit for any of the following positions, please contact us at:

cscreginachapter@gmail.com

ENGINEERS *SUPPLIERS*
STUDENTS **CONTRACTORS**
Facility/Plant Managers **DESIGN PROFESSIONALS**
SPECIFICATION WRITERS *Trade Contractors*



CSC Regina Chapter is looking for members to fill the following positions:

Vice Chairman
Officer Specification Writer
Officer Facilities

WE ARE LOOKING FOR NEW MEMBERS



The CSC Regina Chapter is recruiting!

We are always seeking to recruit CSC Members! The CSC (Construction Specifications Canada) is a national, multi-disciplinary, non-profit association with chapters across Canada.

We host monthly tours and lunch and learns which create many networking opportunities for the design and construction industry at the local and national level!

Regina is also the host of the 2019 National Conference. If you are interested in being involved with the conference please get in touch with us at cscreginachapter@gmail.com

Do you know someone in the construction industry who is interested in engaging and networking with other professionals and attending our monthly events?

Want to know more?

Get in touch with us at cscreginachapter@gmail.com!



Rick Hadubiak,
CSC Regina Chapter Chair

Dear CSC Regina Chapter Members:

Back from recent trip to Toronto for a weekend of meetings with the other Chapter Directors, the Executive Council and CSC Association office staff. Under the leadership of our new President Paul Gerber, it was a weekend with lots of discussion surrounding the betterment of our organization.

Appointments for next year: the President-Elect Greg Hofsted of the Winnipeg Chapter, 1st Vice President will be Wyatt Eckert, our Regina Chapter, 2nd Vice President will be Kimberly Tompkins of the Vancouver Chapter, 3rd Vice President will be Kazim (Kaz) Kanani of the Toronto Chapter, Secretary/Treasurer Don Shortreed also of the Toronto Chapter.

There will be a \$15.00 increase in membership dues for 2019. New Members will continue to be given a coupon for a free Chapter dinner meeting and \$100.00 off a conference registration for the year they joined. Also if a member is going through a Parental leave of absence they can ask the Association for some leniency to have membership and certification to continue. If they retire they have to have been a member for at least 5 years. Regina Chapter membership on September 19, 2018 was 79 members. There have been a few new members since September. We need to foster engagement of the new members to encourage active participation with an intrinsic welcoming approach.

Some developments coming from the Education Certification Committee include a CCA online course and a Training the Trainer Course for anyone who might want to be a 5 day instructor for any of the courses.

There is a new website coming; a complete refresh for the Association and the Chapters. There will be an Education portal, a member portal, Chapter pages will be pre-done then the Chapter person will be contacted, trying to maintain consistency.

Attached you will find some exciting news from CSC's www.specmarket.com alliance partner Building Systems Design (BSD).

We had a very successful Hospitality evening at the Edmonton Conference to encourage members from all across Canada to attend our National Conference in Regina in May 2019. The conference committees are busy organizing the Technical Program, the Companion Program and the Fun-Night. I believe we will set the bar even higher. I encourage all Regina Chapter Members register early.

It will be a very exciting year in 2019 for Regina.

Rick Hadubiak, CTR, CCA



The CSC Regina Chapter is planning to host a CCA Course (Construction Contract Administration) in January, 2019. The course will be held in Regina once a week during the evening.

Details on the schedule, start date and cost will be confirmed in early 2019.

If you are interested in taking the course please get in touch with us at cscreginachapter@gmail.com



CSC Regina Chapter Construction Contract Administration Education Course

Advance Notice

Contract administration involves the timely flow of information and decisions to enable completion of the project as required by the contract documents. Contract administration includes review and observation of the construction project. This is important to the Owner and Consultant not only to determine that the work is proceeding in conformity with the contract documents, but also because it allows a final opportunity to detect any inaccuracies ambiguities or inconsistencies in the design.

The objective of the CCA program is to improve construction contract administration by providing education related to the understanding, administration and enforcement of contract requirements during the construction phase of the project. The CCA Program recognizes the experience, integrity and competence of construction contract administrators.

This advanced level course will take the individual beyond the concepts previously introduced in the PCD course. Although some of the same topics are included in this course, the depth of understanding and explanation exceed that of the PCD course.

The course is designed for those individuals involved in construction administration, this includes Contract Administrators; Property Managers; Architects; Engineers; Interior Designers; Specification Consultants; Building Authorities and Bonding and Insurance Agencies.

COURSE OUTLINE:

- Construction Industry participants
- Alternative and Substitutions
- Standards and Regulatory Influences
- Site Activities
- Execution of the Work
- Certificate of Payment
- Changes in the Work
- Dispute Resolution
- Construction Insurance
- Construction Surety Bonds
- Guaranties and Warranties
- Project Submittal
- Field Services and Quality Control
- Clerk of the Works
- Contract Close-Out
- Commissioning
- Definitions and Resources

Please email cscreginachapter@gmail.com if you are interested in taking this course.

Negligent but not Liable (or what happens when you forget to get insurance)

by Jared D. Epp, Robertson Stromberg LLP

One of the key ways in which risk is allocated on a construction project is through insurance, typically in the form of builder's risk, course of construction, or "all-risk" property policies. In most cases, the responsibility for obtaining insurance coverage is set out in a parties' construction contract. It is common for these contracts to require a policy holder to add others, such as the owner or a subcontractor, as named insureds, which then affords this party the benefit of coverage. By ensuring all parties can be indemnified by a common insurer, there should be, in theory, less disputes over who is responsible for a loss on a construction project when such a loss occurs, which should allow construction projects, even in the event of loss, to proceed in a timely manner.

In *Jacobs v. Leboeuf Properties Inc.*, an Ontario court had an opportunity to consider who should be responsible for a loss, on a construction project, when the owner fails to obtain the insurance coverage stipulated in the prime contract. The basic facts of *Jacobs* were as follows:

1. The Owner executed a contract with a General Contractor to demolish and replace a residential property located in the City of Toronto.

2. The Prime Contract stipulated that:

The Owner shall purchase and maintain property . . . insurance in a form acceptable to the Construction Manager upon the entire Project for the full cost of replacement as of the time of any loss. **This insurance shall include, as named insureds**, the Owner, the Construction Manager, **Trade Contractors, and their Trade Subcontractors** and shall insure against loss from the perils of Fire, Extended Coverage, **and shall include builder's risk insurance** for physical loss or damage including, without duplication of coverage, at least theft, vandalism, malicious mischief, transit, collapse, and where applicable, flood, earthquake testing, and **damage resulting from defective design, workmanship or material. . .**

3. The Owner did not include the General Contractor as a named insured.

4. Although it appears the demolition work scope was completed without issue, the Owner alleged that there were numerous issues with the workmanship of the General Contractor, which caused the Owner to suffer property damage.

5. Ultimately the Owner sued the General Contractor, alleging that the General Contractor was responsible for paying the Owner the costs incurred to correct this property damage.

6. The General Contractor then brought a court application to dismiss the lawsuit on the basis that the costs the Owner was claiming should have been covered by the Owner's property insurance policy and, more particularly, on the basis that the General Contractor was supposed to be included as a named insured under that policy.

7. In response, the Owner argued that even if it had obtained a builder's risk policy, the type of property damage that occurred would have been excluded from coverage.

Ultimately the Court agreed with the General Contractor and dismissed the Owner's action. According to the judge, the Owner had clearly agreed to obtain a builder's risk policy indemnifying the parties, including the General Contractor, from "damage resulting from defective design, workmanship or material". The fact a "hypothetical" insurance policy may not have covered the loss was not important. Rather, by failing to obtain insurance, the Owner had voluntarily assumed the risk of loss. As such, even if the General Contractor was negligent, it could not be held liable.

Jacobs is a timely reminder for both owners, as well as general contractors, who in many cases are responsible for obtaining builder's risk policies, of the importance of ensuring that contract provisions, relating to who must obtain insurance as well as who must be added as an insured under an insurance policy, are followed.



Regina

CSC CONFERENCE
MAY 22-26, 2019



We invite everyone to attend the CSC Conference 2019 in beautiful Regina Saskatchewan May 22-26, 2019 being held at the Delta Hotel Regina.

The CSC Regina Conference Committee is putting together an exciting technical program that will encourage delegates to think about and reflect on the many changes affecting design, construction, opportunities and specifications in Canada and the world. You will find the technical programs educational, informative, and relevant.

View and learn about the latest products and services available to the construction industry from our conference sponsors.

SEE YOU IN REGINA!



People • Building • Opportunity

2019

**CONFERENCE
REGINA • SK**

May 22 – 26, 2019



Considering advertising with the CSC Regina Chapter?
The CSC brings together individuals from all segments of the construction industry. When you advertise with us you are reaching a wide range of professionals and industry experts.

Advertising with us will provide you with the opportunity to reach readers through the newsletter and on the CSC Regina website. The ad will be placed in one issue of the Specifier and remain on the website for one month.

Advertisements will be posted in the newsletter and accessible via the Chapter Website

BUSINESS CARD

Yearly (10 issues) \$50.00 members / \$75.00 non-members

FULL PAGE

Yearly (10 issues) \$500.00 members / \$600.00 non-members

Single Issue \$100.00 members / \$150.00 non-members

HALF PAGE

Yearly (10 issues) \$250.00 members / \$300.00 non-members

Single Issue \$50.00 members / \$75.00 non-members

QUARTER PAGE

Yearly (10 issues) \$125.00 members / \$125.00 non-members

Single Issue \$25.00 members / \$50.00 non-members

Deadline for submission is the first day of each month; to be included in that month's publication.

Image files must be .jpeg and all descriptions in .doc format.

Submissions should be sent to Nicole George:
ngeorge@p3arch.com

Cheques to be made payable to:
CSC Regina Chapter

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