

CONDITIONS OF ENGAGEMENT



ACEI and Engineers Ireland issued revised Conditions of Engagement in 2020:

- Agreement SE 9101 for the appointment of a consulting engineer for structural engineering work, and
- Agreement ME 2000 for the appointment of a consulting engineer for building services engineering work where the engineer is not the lead consultant.

With the exception of the individual services to be delivered by the Consulting Engineer, SE 9101 and ME 2000 are very similar.

The main changes to the documents relate to the following issues:

- The major changes to Building Control Legislation following the introduction of BC(A)R, S.I. 9 of 2014,
- The revisions to Health & Safety Legislation in relation to domestic clients, with the Safety, Health and Welfare at Work (Construction) Regulations 2013, S.I. 291 of 2013,
- The setting out of the normal allocation of design team responsibilities in relation to drainage,
- The elimination of the Memorandum of Agreement,
- The definition of the information to be provided by the

Client to the Consulting Engineer where BIM and /or digital deliverables are specified for a project.

There are also a number of other changes to individual clauses throughout the documents, particularly in relation to additional services.

The revised documents carry forward previous critical clauses in relation to liability:

- Limit on Liability
- Net Contribution Clause
- Consequential Loss
- Collateral Warranties

For the benefit of both clients and consultants, the Association strongly recommends the use of these new Conditions of Engagement Agreements for the appointment of consulting engineers.

ACEI considers that the revised documents now reflect the up to date legislative situation in the industry, and that they will be very beneficial in the provision of a comprehensive and professional service to Clients.

Note: Copies of the new Conditions of Engagement documents are available from both the ACEI and Engineers Ireland offices.