

## Report Writing and Contracts by Kyra Reznikov (Finlaysons) Date: Thursday 8 August 2024

### Synopsis

This half-day masterclass, to be presented by **Kyra Reznikov** of Finlaysons, will work through legal and contractual risks for the site contamination industry associated with report writing and client contracts. The course will include lectures, case studies and group work-shopping and will be aimed at **mid to senior level site contamination professionals**.

In general, the final deliverable for site contamination investigations is a report that details the investigation undertaken and its findings, including the potential risks to human health and/or the environment associated with the site. Reporting investigation findings and communicating potential risks in a way that can be clearly understood by both technical and lay people (including clients, regulators, purchasers, developers and financiers) is fundamental to our roles as site contamination professionals. Failure to communicate appropriately can have significant legal, financial and reputational consequences. This part of the course will cover risks and management techniques for reporting including:

- misleading and deceptive conduct in report writing;
- clarity of language; and
- third party reliance on reports.

As an industry, the work we undertake is often at the request of a client, pursuant to a contract of engagement. Contracts might be negotiated or based on standard terms. Understanding key terms and conditions on contracts could help us make better informed decisions both in tendering and prior to signing along the dotted line. This part of the course will include:

- key contract terms – what they mean and how to use them (including complete agreement, order of precedence, change / variation, confidentiality, Force Majeure, law of the contract and jurisdiction, termination, limitations of liability, indemnities and best endeavours / reasonable endeavours);
- implied contract terms;
- 'Battle of the Forms' and work at risk; and
- tips and tricks for scoping and tendering for work.

Participants will be encouraged to provide examples or specific queries in advance that can be incorporated into the workshop.

### Our Presenter

**Kyra Reznikov** is the head of Finlaysons' Environment, Climate Change and Planning practice and has degrees in Chemical Engineering and Law. She is recognized as a leading environmental lawyer in Adelaide and was named by Best Lawyers Australia as 'Lawyer of the Year – Planning and Environmental Law in South Australia' in April 2018 and again in April 2023.

Kyra regularly works with and advises site contamination consultants regarding legal obligations, report writing and contract negotiation. She has presented numerous seminars and training sessions to the site contamination industry and has been teaching and guest lecturing at the University of Adelaide since 2009.

### Details

Time: 8:15am for 8:30am start – until 12:30pm  
Venue: Adelaide Pavilion  
Cnr South Terrace & Peacock Road

### Cost\*:

Member/Government:	\$400
Non-Member:	\$600
Student:	\$200

*\*Includes morning tea and course material*

### To register

Submit the registration form to [sa@aclca.com.au](mailto:sa@aclca.com.au) by COB Friday 26 July.

*Once the form has been received a tax invoice will be issued for payment. Payment to be made before attending.*

*All registrations are taken as confirmed, unless cancelled by the above date. No refunds will be given thereafter although a substitute will be accepted*



# REGISTRATION FORM – ACLCA SA SHORT COURSE

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Note: ACLCA is not registered for GST

<b>COST:</b>	\$400 per person	ACLCA Members
	\$400 per person	Non-Practicing Attendees (EPA, Local Government, Planning, Health etc.)
	\$600 per person	Non-ACLCA Members (Consultants & Practitioners)
	\$200 per person	Studentship

Registration Details:		
Organisation:		
Booking contact name:		
Address:		
Contact Details/Phone/Fax:		
Name of Attendee	Email address	Phone number
Amount Payable:		
No of attendees:	@	Cost (\$) (no GST)
	<input type="checkbox"/> \$ 400 (ACLCA Members) <input type="checkbox"/> \$ 400 (non-practising attendees) <input type="checkbox"/> \$ 600 (non ACLCA members) <input type="checkbox"/> \$ 200 (student)	
<b>Total Payable:</b>		
Payment Details: - NO CREDIT CARD PAYMENTS		
<input type="checkbox"/> EFT	EFT reference – “Company Name” Account: ACLCA SA Bank: Bendigo BSB: 633 000 Account number: 171813751	
<b>Payment due by: Friday 26 July</b>		

*Are you a member of a professional association? This course is likely to be valid for CPD points (or similar).*