COURSE BROCHURE

Contract Risk and Liability

An advanced course on identifying and allocating contractual risk and analyzing liability, indemnity, limitation, security and insurance clauses, with hands-on contract review and redrafting.

Code	HT-LGL-115
Category	Contracts & Legal Affairs
Duration	1 week
Level	Advanced
City	Dubai

Introduction

A single poorly judged limitation or indemnity clause can turn a profitable contract into a loss many times its value. As contracts grow larger and supply chains more complex, contract teams have to read beyond the price: who carries each risk, up to what limit, and what the insurance really covers.

Objectives

- Identify the sources of risk in a contract and allocate each to the party best able to manage it
- Analyze the consequences of breach and the categories of recoverable loss
- Draft and review limitation and exclusion clauses and their carve-outs
- Distinguish indemnities, warranties and liquidated damages and use each where it belongs
- Align contractual obligations with insurance policies and financial securities

Who should attend

- Contract managers and legal counsel
- Risk and insurance managers in companies and government entities
- Project and commercial managers
- Procurement officers responsible for high-value contracts

Skills you will develop

- Analyzing contractual risk and estimating its financial impact
- Reviewing and redrafting liability and indemnity clauses
- Aligning contracts with insurance and securities
- Managing notices and claims to contain exposure

Learning Outcomes

- Build a contract risk register for a real contract with estimated exposure and a named risk owner
- Redraft a liability cap and an indemnity clause to protect the organization's position
- Identify gaps between what a party undertakes in the contract and what its insurance covers
- Prepare a short risk memo for the decision maker before contract signature

Course Outline

Day 1: A Method for Identifying and Allocating Contract Risk

- Sources of risk in a contract: scope, price, time, performance, counterparty and regulatory

environment

- Allocation principles: who controls the risk, who can bear or insure it, and what it costs to transfer
- Building the contract risk register and estimating exposure by probability, impact and expected value

Day 2: Breach of Contract and Its Consequences

- Obligations of means and obligations of result, and express and implied warranties
- Remedies for breach: damages, specific performance, withholding performance, termination and the duty to mitigate
- Categories of loss: direct, indirect and consequential loss, loss of profit, and how legal systems treat them differently

Day 3: Limitation of Liability and Indemnities

- Liability caps: aggregate and per-event caps, linking the cap to contract value, and carve-outs such as fraud and gross negligence
- Indemnity and hold harmless clauses: third-party claims, intellectual property, injury and property damage, and conduct of claims
- Knock-for-knock regimes in oil and gas service contracts and mutual waivers of consequential loss

Day 4: Liquidated Damages, Supervening Events and Securities

- Liquidated damages and penalty clauses: pre-estimate of loss, caps, and the power of courts in some systems to adjust the amount
- Force majeure, hardship and change in law: definition, notice, effect on time and cost, and the right to terminate
- Financial securities: on-demand guarantees, parent company guarantees, retention and set-off rights

Day 5: Insurance and Managing Risk During Performance

- Aligning the contract with insurance: third-party liability, professional indemnity, contractors' all risks, additional insured status and waiver of subrogation
- Managing risk after signature: time-bar notices, record keeping and early handling of claims
- Applied workshop in which each team reviews a services or supply contract, redrafts its liability and indemnity clauses and presents a risk memo to management

Training methodology

Side-by-side analysis of alternative liability cap and indemnity wordings and the effect of each
Excel exercises to build a contract risk register and calculate financial exposure
Case studies of claims that arose from weakly drafted liability clauses
Workshop to redraft contract clauses and negotiate them between two teams

Certification

Participants receive a Harbor Training Center certificate of attendance on completing the course.

Upcoming dates

City	Dates	Language	Fee
Dubai	25 – 29 January 2027	EN	EUR 4,500
Dubai	26 – 30 July 2027	AR	EUR 4,500

Fees are per participant.

Contact us

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To register and for details, scan the code or visit:

https://harbor4training.com/en/courses/contract-risk-liability