

DAVID G WADDLE

DiplCARb ACIOB MCI Arb

POSITION ASSOCIATE DIRECTOR

DATE OF BIRTH 1962

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KEY FACTS

- ✓ 25 years' site based experience in building and civil engineering
- ✓ Project manager and senior project planner
- ✓ He has numerous appointments as Planning Expert
- ✓ Given evidence and been cross examined in court and in other tribunals on a number of occasions
- ✓ Involved in business process improvement and the recovery of problem projects

SKILLS AND EXPERIENCE

Backed by his extensive experience, David specialises in complex and/or distressed projects, developing recovery strategies, resolving disputes or preventing the problems from occurring in the first instance. David has been involved business process improvement and the recovery of several problem projects both in the UK and mainland Europe.

During his career David has been employed as a site based planner and project manager on several major design and build and civil engineering projects under various Forms of JCT, ICE and NEC Contract. Representative projects include:

Building

- GCHQ
- Halifax Building Society Central Data Centre
- Manchester Airport, Terminal 2
- Northampton Business Park
- Aston Cross speculative offices, Birmingham
- Heathrow Airport Terminal 3 Refurbishment

Civil Engineering

- Alton Water Treatment Works
- Rawcliffe Sewage Treatment Works
- Humber Sea Terminal
- M25 Maple Cross
- Scarborough Coastal Defence Scheme
- A16 Spalding Bypass

Heavy Engineering & Manufacturing

- Sub-sea Mining Machines
- Offshore Wind Farm
- Cruise ship conversion
- Passenger train manufacture

RELEVANT EXPERT COMMISSIONS

A selection of high profile commissions for which David has been appointed is listed below:

- ⊕ David was the author of '*Planning Under the NEC 3 – A Guidance Note*'; prepared for a national building contractor.
- ⊕ Flood Prevention Scheme, Scotland. Retained to advise the main contractor on its extension of time claim in adjudication. Form of Contract ICE 5th Edition. This was the subject of a successful adjudication. The adjudicator remarked in his Decision that Davids analysis was "*clear and comprehensive [and] articulated his analysis quite clearly. [The contractor has] enjoyed total success.*"
- ⊕ Trunk Road Bridge Refurbishment, England. Appointed by the main contractor for a project executed under the NEC 2 Form of Contract.
- ⊕ Trunk Road New Build, Scotland. Instructed as Delay Expert in Mediation which was successfully concluded. Form of Contract NEC 3 Option D.
- ⊕ Housing Regeneration Project, Scotland. Appointed as Delay Expert in Arbitration.
- ⊕ Head Office Building, Scotland. Appointed to provide an independent view of delay liabilities.
- ⊕ Housing Regeneration Project, Glasgow. Instructed as the planning expert on behalf of a housing association in adjudication.
- ⊕ *Aedas Architects Ltd v Skanska Construction UK Ltd*. Acting as planning expert in a dispute between the Architect and Main Contractor. This was settled in Mediation.
- ⊕ London Underground, London, UK. Appointed as the planning expert for a dispute involving a building project carried out the NEC2 form of contract.
- ⊕ New Build 4* Hotel, Southbank, London, UK. Appointed as Planning Expert by the main contractor in contemplation of litigation in the TCC 2007 before HHJ Havery QC.
- ⊕ Mixed Use Development, Wimbledon, UK. This was an informal expert appointment by a developer to provide a review of the causes of delay to Completion Date. The report was used to assist the architect to assess the contractors claim and negotiate an appropriate settlement.
- ⊕ Office Development, London, UK. This assignment was an informal expert appointment by the developer to provide an independent view of the causes of delay and their effect on the project completion. The report was used to assist the architect in awarding the appropriate EoT and negotiate an amicable resolution to the dispute.
- ⊕ Humber Sea Terminal, UK. Appointed as Planning Expert by the main contractor, the dispute revolved around the design liabilities on this ICE 5th Contract.
- ⊕ Fountain Park Edinburgh, UK. Following the hearing at the Court of Sessions, the main contractor and the engineer's PI Company agreed to appoint an Expert team to provide a determination. David was appointed as the Planning Expert in that team to determine the programme liabilities.
- ⊕ Morley Hall, UK. David provided an expert report regarding the method of delay analysis used by the other party in adjudication. This adjudication had a successful outcome for our client.

- ⊕ *Cantillon Ltd v Urvasco Ltd*, London. Prepared expert witness statements to provide evidence in Court before Mr Justice Akenhead under instruction by Fenwick Elliot.
- ⊕ New Build 5* Hotel, London. Prepared an expert analysis of the validity of an extension of time claim against the Spanish main contractor.
- ⊕ Gas Compressor Stations, UK. Built under the NEC Form on behalf of Transco.
- ⊕ Coastal Protection Works, Yorkshire, UK. David was engaged by the Project Manager to assess the Contractors Compensation Events under an NEC 2 Form of Contract.
- ⊕ International Shipbuilding, UK & Italy. Assisted the appointed Expert in a dispute on behalf of Cammell Laird (in Administration) (KPMG) in arbitration in Italy relating to the worlds largest cruise ship conversion, valued at £75.0m.