

# PETER ATKINSON

MSc MRICS ACI Arb

**POSITION** DIRECTOR

**DATE OF BIRTH** 1955

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## KEY FACTS

- ✓ Chartered Quantity Surveyor with extensive experience of providing a variety of construction cost, commercial, contract and dispute related services
- ✓ Supports clients in the international arena by providing strategic independent expert advice or acting as an Expert Witness in the event of Arbitration or other formal dispute resolution process on their international projects
- ✓ Extensive international experience supporting owners, contractors and sub-contractors on major building, infrastructure and energy projects across the globe
- ✓ International construction insolvency and restructuring experience

## SKILLS AND EXPERIENCE

Peter has worked on projects in a variety of construction sectors. In the infrastructure sector Peter has experience of roads and bridges, rail, airports, reclamation and dredging, process, petrochemical and pharmaceutical projects. In the energy sector he has experience in carbon and thermal power generation and oil and gas process, transmission and exploration projects. In the building sector he has been involved in office, retail, residential, industrial and leisure projects. Experience has been gained under most domestic UK and international based standard forms of contract as well as bespoke forms and Peter has experience of a variety of methods of measurement and valuation.

Peter has a wide range of experience at various stages of the construction process from inception to settlement of disputes on claims and final accounts. From 1999 Peter has focussed specifically on Asian projects and Asian clients operating all over the world. In his career spanning over 30 years he has spent five years living and working in the Middle East, three years in Nigeria and lived for three years in Asia and has extensive experience of all aspects of the construction procurement process.

Peter's particular specialisations are as follows:-

- ⊕ Acting as quantum expert witness providing written and oral evidence, testifying experience;
- ⊕ Provision of strategic project advice risk identification and management;
- ⊕ Resolution of complex measurement and valuation issues including preparation, analysis and management of claims for valuation and measurement issues and damages;
- ⊕ Development, implementation and management of dispute avoidance advice and strategies;
- ⊕ Training on contract and commercial topics including contract administration issues under bespoke and standard forms of contract;
- ⊕ Acting as an adjudicator or third party neutral evaluator.

**SELECTED EXPERT COMMISSIONS**

A selection of significant appointments for which Peter has provided expert services is listed below:

- ⊕ Appointed as quantum expert on a dispute between the owner and operator of an offshore drill ship and specialist equipment vendor over damages arising out of equipment failure off the coast of Nigeria;
- ⊕ Appointed as a quantum expert on a dispute over the proper evaluation of change orders between an international engineering contractor and the owner/operator in connection with an EPC contract for the upgrade of a major petrochemical facility in the Caribbean;
- ⊕ Acted as quantum expert on a dispute between an international engineering subcontractor and an international main contractor on a major LNG process installation in Europe. Value of claims in dispute in excess of £20m;
- ⊕ Appointed as quantum expert on a dispute between an owner and an EPC contractor on a petrochemical process facility in UK. The dispute was in respect of a £17m claim for additional works and prolongation costs and was resolved under ICC Arbitration heard in London;
- ⊕ Appointed as quantum expert on a dispute arising out of the determination of a contract between a Japanese/European joint venture contractor and state sponsored client on a high tech communication facility in Hanoi, Vietnam. The dispute is being heard by a tribunal in Singapore under JCAA rules
- ⊕ Appointed as quantum expert on a dispute between a main contractor and a specialist roofing contractor on an Asian Games sports stadium in Korea under ICC Arbitration proceedings held in Seoul;
- ⊕ Appointed as quantum expert on dispute heard in the UK courts over claims against a supplier of aluminium roof sheeting, guttering and fixings for a port development in Accra, Ghana;
- ⊕ Appointed as quantum expert on a dispute between main contractor and a nominated specialist interiors subcontractor over certification and defective works on a diplomatic facility in South East Asia;
- ⊕ Led a team providing initial independent strategic quantum and planning review and advice to the concessionaire ahead of a potential major dispute on a \$3.5bn rail construction and concession project in southern Africa
- ⊕ One of a team of four senior expert advisers providing early strategic quantum advice ahead of potential arbitration proceedings in relation to multibillion dollar claims on a major transport infrastructure project in the Middle East;
- ⊕ Supporting the quantum expert and managing a team of support staff in connection with a US\$300m claim arising out of a termination on a major gas pipeline project in West Africa;
- ⊕ Supporting the quantum expert and managing a team of 15 support staff in connection with a £200m professional negligence claim on a major UK leisure project;
- ⊕ Providing quantum advice to an owner in respect of potential overpayments for authorised changes and potential claims and counterclaims for delays on a cement plant in West Africa;
- ⊕ Providing mediation and adjudication support services to an Australian international contractor in respect of defence of subcontractor claims and counterclaims on a major UK sporting stadium;
- ⊕ Providing arbitration support services to a Korean international engineering contractor defending claims from a major subcontractor on a petrochemical project in Qatar;

- ⊕ Providing quantum advice to an European international contractor in respect of claims for variations and loss and expense arising on a pipeline project in central Asia. Total value of claims under review in excess of \$150m;
- ⊕ Providing high-level commercial advice to a Japanese international contractor on a diplomatic facility in Moscow including independent assessment of extension of time and loss and expense claims from subcontractors and technical support in mediation proceedings;
- ⊕ Preparation of extension of time and loss and expense claims on a \$200m sewage treatment plant for a Korean international contractor in Singapore;
- ⊕ Preparation of loss and expense claim on a \$100m reclamation project for a Korean international contractor in Hong Kong;
- ⊕ Preparation of a loss and expense and extension of time claim for a Japanese engineering company on an automated cargo handling facility for a major Asian airport;
- ⊕ Undertaking an audit of subcontractor submissions on change orders in connection with a \$3bn offshore oil production project in West Africa. Total value of change orders under audit in excess of \$400m involving subcontractors based in Nigeria, UK, France and Korea;
- ⊕ Appointed as expert quantum adviser to provide initial appraisal of quantum claim status for a German international contractor on a tunnelling and river diversion project associated with a hydroelectric power scheme in Nepal;
- ⊕ Initial appraisal of claim and final account status for a Japanese international contractor on a pharmaceutical manufacturing facility in Singapore;
- ⊕ Initial appraisal of claim status for a Korean international contractor on a tunnelling and river diversion project associated with a hydroelectric power scheme in Indonesia;
- ⊕ Providing expert advice on a dispute over extension of time issues for a Japanese international contractor on a petrochemical facility in Malaysia;
- ⊕ Advising airport authority of Hong Kong international airport on quantum of potential claims and providing strategic advice on the dispute resolution process;
- ⊕ Providing advice to Administrative Receiver of a national UK general contractor and developer. Advice provided in respect of appraisal of company assets and financial snapshots on over 450 projects, recovery of debts, sale and novation of contracts, negotiating with clients and subcontractors, preparing and managing recovery agents' agreements and managing completion of ongoing projects;
- ⊕ Appointed to assist the liquidator of Amadeo Development Corporation Sdn Bhd, the development company of Prince Jefri of Brunei. The tasks included establishing the validity of the quantum of certified and uncertified claims for specific creditors and reviewing the project costings for specific projects undertaken by ADC;
- ⊕ Appointed as a named Adjudicator under a Scheme of Arrangement for an insolvent contractor in Singapore. The role of the Adjudicator is to resolve disputes between the Company and its creditors arising out of the Scheme Manager's assessment of creditors claims.

**TRAINING**

- ⊕ In house seminars to major international construction and engineering companies including MHI, Chiyoda, TEC, Daelim, Daewoo, SK Engineering, Hyundai, Shimizu;
- ⊕ Preparing and presenting papers for external events with IBA in Singapore, ICAK in Seoul and JOI in Tokyo.

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