

# PHIL DUGGAN

BSc MSc MCI Arb

**POSITION** DIRECTOR (INTERNATIONAL)

**DATE OF BIRTH** 1971

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## KEY FACTS

- ✓ Over 20 years' industry experience
- ✓ 12 years in water and sewage treatment, power generation, petro-chemical and oil plants
- ✓ Member of The Chartered Institute of Arbitrators
- ✓ MSc in Construction Law and Dispute Resolution, University of Central Lancashire
- ✓ BSc in Quantity Surveying, John Moores University
- ✓ BTEC National Certificate Business Information and Finance, Wirral Metropolitan College
- ✓ Experience of varying contract conditions, primarily GC Works1, ECC, IChemE, ICE, G90 and MF1
- ✓ Seminars and bespoke training on the Engineering and Construction Contract, Delay and Disruption issues, and Subcontracting
- ✓ Experience of working on all aspects of contract commercial management

## SKILLS AND EXPERIENCE

Commercial management experience includes preparing cost value reconciliations, placing of subcontracts, negotiation and settlement of subcontract final accounts, setting of commercial strategy, identification and valuation of variations, claim notification submission and negotiation and the day to day commercial control of construction contracts.

Experience of managing and reporting on all commercial aspects on a regional basis. This has included preparing high-level financial management summary reports on a monthly and annual basis for an average of 21 live projects.

As a result of his working experience, Philip has developed a high level of technical understanding of the mechanical, electrical and process element of:

- Water and Sewage Treatment Plants;
- Power Generation Plants;
- Chemical Process Plants;
- Piping Systems, erection methods and sequences;
- Erection of major steel structures;
- Erection of large-scale mechanical equipment;
- Installation of electrical and control systems.
- Major Road Projects (communications installations)

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**RELEVANT EXPERT COMMISSIONS**

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Philip has undertaken a number of appointments of varying nature. These include the preparation of a suite of Delay and Disruption Claims, to a total value of circa £10 million on a Power Station Project, with settlement eventually reached at some 80% of the claim value.

Philip was engaged by a Joint Venture formed of four large contracting organisations to prepare claims on a DBFO Road Project in London. This included the preparation of a series of claims for design alterations and breaches of Contract totalling in excess of £20 million. On the same project Philip has also been commissioned to prepare claims for changes to the Communications Systems and breaches of the design review process associated with the Project Road and a nearby tunnel. This claim is currently entering a process of litigation.

Philip has also undertaken a major role representing a Mechanical Contractor on an £85 million New Build Cement Plant. The Contractor was responsible for the mechanical erection of all of the process equipment and machinery for the Plant including all ancillary pipework and ductwork systems. As part of this role, Philip was actively involved in a dispute regarding the validity of a Contract and a Claim for Quantum Meruit, which subsequently resulted in re-negotiation of the Contract. Philip was a key player in the drafting of the Final Contract. Following this, Philip was responsible for the production of delay and disruption claims for significant amounts, and their subsequent negotiation to a final settlement which provided a very good result for the client.

Philip has worked on numerous assignments outside the UK for clients in the Netherlands, Germany and France. These assignments include the preparation of claims submitted to Arbitration (in accordance with ICC Rules) and providing continuing support throughout the arbitration process.

Philip has experience of the drafting of Contract Conditions and preparation of Contract Conditions and has recently been involved in the drafting and implementing of a new Subcontract Form of Agreement for a Major International Contractor. In addition Philip has been involved in the development of a Project Management Manuals for a number of organisations focussed upon the incorporation and implementation of a number of Commercial Procedures and Practices.

A select list of Projects that Philip has been directly involved with are detailed below:

- ⊕ A13 DBFO Project – Claims Surveyor on £20 million Communications Claim
- ⊕ Manchester Airport Runway 2 – Claims Surveyor on claims against designer
- ⊕ Layyah Extension Desalination Plant – Preparation of Arbitration Documents on a €6 million dispute
- ⊕ Alfasel PDH Project – Assistant to Quantum Expert in arbitration on a \$22 million dispute
- ⊕ Amsterdam Waste Incineration Plant – Claims Surveyor on a €10 million dispute
- ⊕ Shell Singapore Project – Claims Surveyor on a \$2 million dispute
- ⊕ Cairo North II Power Station – Claims Surveyor on a \$2 million Acceleration Claim
- ⊕ A13 DBFO Project – Claims Surveyor on £20 million Design Claims
- ⊕ Dublin Port Tunnel – Claims Surveyor engaged to defend £5 million Lane Availability Claim from client to Contractor
- ⊕ Manchester Airport Runway 2 – Claims Surveyor on £30 million dispute
- ⊕ Coryton Power Station – Claims Surveyor on a £10 million dispute
- ⊕ Buxton Cement Plant – Claims Surveyor on a £12 million dispute
- ⊕ Ineos Chlor Chemical Plant – Claims Surveyor on a £5 million dispute

- ⊕ BNFL Springfields – Claims Surveyor on a £1 million dispute
- ⊕ Wirral Sludge Project – Site Quantity Surveyor on £3 million project
- ⊕ Fintas WTW – Site Quantity Surveyor on £5 million project
- ⊕ Great Culvert and Wallasey Pumping Station – Site Quantity Surveyor on £6million project
- ⊕ Barnhurst ASP3 – Site Quantity Surveyor on £7million project
- ⊕ Sutton Hall WTW – Site Quantity Surveyor on £3 million project
- ⊕ Coleshill WTW – Site Quantity Surveyor on £3 million project
- ⊕ Herne Bay WTW – Site Quantity Surveyor on £8 million project
- ⊕ Shell Stanlow Thornton Research Centre – Site Quantity Surveyor on a £5 million project