

# TOM COMERFORD

BSc(Hons) MSc FRICS FCInstCES FCIArb MEWI MAE

**POSITION** DIRECTOR

**DATE OF BIRTH** 1963

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## KEY FACTS

- ✓ Chartered Quantity Surveyor
- ✓ 27 years experience in the construction and engineering industries
- ✓ Specialist in valuation issues, disputed final accounts and claims for extensions of time, direct loss and/or expense or damages
- ✓ Numerous Quantum Expert appointments
- ✓ Fellow of the Chartered Institution of Civil Engineering Surveyors, Fellow of the Royal Institution of Chartered Surveyors, Fellow of the Chartered Institute of Arbitrators.
- ✓ Member of the Expert Witness Institute and a Member of the Academy of Experts
- ✓ Cardiff University Law School Expert Witness Accredited
- ✓ Direct experience working for a national civil engineering contractor.
- ✓ Direct experience working for an international electrical contractor, including the project Surveyor assigned to the Jubilee Line in London, dealing with variations, claims, and Arbitration proceedings for disputed sums in the order of £40 million pounds
- ✓ Recent power station experience at Staythorpe in Nottingham and Olkiluoto 3 in Finland

## SKILLS AND EXPERIENCE

Tom Comerford is a Chartered Quantity Surveyor with twenty seven years experience in the construction and engineering industries. Prior to joining Driver Consult Limited his career has included quantity surveying, claims and commercial management using standard and bespoke forms of contract, both in the UK and the Middle East.

Tom trained as a Quantity Surveyor with Miller Civil Engineering dealing with a variety of projects, including building and civil engineering works, carrying out a full range of quantity surveying functions. After eight years with Miller, in 1994, Tom joined Cegelec Projects Limited (which became part of Alstom) as a Senior Surveyor providing claims and commercial management services. Areas of work included; power generation and transmission, railway infrastructure and signalling, water treatments works, steelworks, marine propulsion systems, and airport lighting.

Tom's civil engineering project experience has included road and bridge construction, water treatment/process works, rising mains, gravity sewers, railway works, tunnelling, flood alleviation schemes and reinforced concrete frames.

Since joining Driver Consult Ltd in 2000, Tom has been involved in the analysis of commercial disputes and in the compilation of claims and Expert Reports. He is experienced in both matters of quantum and delay analysis. His all round experience in construction and engineering disputes, combined with his extensive commercial experience enables him to deal effectively with most issues.

Tom's particular specialisations are as follows:-

- ⊕ Acting as Quantum Expert;
- ⊕ Advising on and evaluation of; variations, measurement issues, delays and disruption under a variety of different forms of contract;
- ⊕ Preparation and/or analysis of; loss and expense or damages claims including heads of prolongation, preliminaries thickening, head office overheads and profit, disruption, finance and acceleration costs;
- ⊕ Preparation and analysis of extension of time claims, utilising techniques of retrospective delay analysis, and persuasive reporting thereon.

### **RELEVANT EXPERT COMMISSIONS**

A selection of matters for which Tom has been appointed are listed below:

- ⊕ Appointed to provide Expert advice regarding the disputed costs of temporary, and permanent, gas main diversions in matter between a London Borough and a national utility provider;
- ⊕ Appointed to prepare an Expert Report in relation to the costs of Section 106 highway improvement works in connection with a residential development in a matter brought by a developer against a London Borough;
- ⊕ Appointed to prepare an Expert Report in relation to delays and increased cost claims in connection with road and infrastructure works to a brownfield development site in a matter brought by a developer against an engineering consultancy;
- ⊕ Appointed to prepare an Expert Report in relation to extensions of time and loss and/or expense claims in connection with a new sports hall facility in a matter brought by a contractor against the Governors of a school;
- ⊕ Appointed to prepare an Expert Report in relation to the cost of delays, variations and loss and/or expense claims in connection with a medical facility in a matter brought against a building engineering services/structural engineer;
- ⊕ Assisting the Expert in a multi million euro dispute between the nuclear island contractor and its civil engineering contractor on a power station in Finland.
- ⊕ Appointed as Expert in relation to the increased cost of works in connection with a hospital PFI scheme;
- ⊕ Appointed to prepare an Expert Report, in a High Court case, concerning the value of alternative remedial work schemes necessary to a structure damaged by the effects of clay heave in a matter brought against a structural engineer;
- ⊕ Assisting the Defendant's Expert with the preparation of the cost of alternative schemes to a collapsed railway tunnel;
- ⊕ Appointed to prepare an Expert Report in relation to delays and the cost increase of works to a Scientific Research Facility in a matter brought against a structural engineer;
- ⊕ Appointed by the Claimant to prepare an Expert Report in relation to the valuation of remedial works to a landscaping contract;
- ⊕ Appointed to prepare an Expert Report in relation to the valuation of resources deployed and, a counterclaim in regard to defective work, for a groundwork sub-contractor in a dispute with a main contractor on a light rail project;

- ⊕ Assisting the Respondent's Experts in the preparation of Reports concerning extensions of time and quantum issues in relation to a 65 km road dualization scheme in a Middle Eastern Country including interchanges, bridges, culverts, services and diversions under national conditions of contract;
- ⊕ Appointed to prepare an Expert Report in relation to a civil engineering contractor's infrastructure works in connection with a Media Village;
- ⊕ Assisting the Respondent's Expert in the preparation of a Report concerning extensions of time in relation to a three way road/tunnel/flyover interchange scheme in Dubai under the FIDIC form of contract;

**CIVIL ENGINEERING RELATED COMMISSIONS**

- ⊕ Appointed to prepare a contractor's disruption costs claim in connection with a street improvement works contract as a consequence of inaccurate utilities details provided.
- ⊕ Appointed to prepare a disruption claim for a mechanical contractor in relation to its works at Staythorpe Power Station in Nottingham.
- ⊕ Appointed to assess a claim for costs from a civil engineering contractor to a material supplier due to out of specification components in connection with the installation of approximately 30km of water main in Northern Ireland
- ⊕ Appointed to assess a claim for costs from a civil engineering contractor to a material supplier due to out of specification fittings in connection with the construction of a water treatment works in the North West.
- ⊕ Appointed to assess a claim for costs from a civil engineering contractor to a material supplier due to out of specification components in connection with the installation of a water main in Edinburgh.
- ⊕ Appointed to assess a claim for costs from a civil engineering contractor to a material supplier due to out of specification components in connection with the installation of large diameter water pumping main in Kent.
- ⊕ Appointed to review a sub-contractor's extension of time claim and prepare a report on the sensitivities/weakness' of the delay analysis techniques adopted in relation to a road-works package to a major PFI hospital in East London under a DOM/1 form of sub-contract;
- ⊕ Appointed by a main contractor to assess extension of time and costs claims from its ground-worker's in connection works to 13 blocks of flats on a major Housing Trust redevelopment scheme in West London;
- ⊕ Appointed to assess additional costs claimed in connection with the construction of the Midlands section of a £140m fibre-optic Broadband Backbone telecom network. This included day-to-day dealings with subcontractors on variations / claims for additional entitlement and closing out final accounts.