

Find an adjudicator

This information applies to construction contracts entered into before 1 August 2022. For contracts entered into on or after 1 August 2022 see the [Building and Construction Industry \(Security of Payment\) Act 2021](#) webpages.

Below is a list of adjudicators who are currently registered under the Construction Contracts Act 2004 to review and determine construction contract payment disputes in Western Australia.

Graham Anstee-Brook – Dalkeith

(Adjudicator Certificate No. 1)

42 Minora Road

Dalkeith WA 6009

Mobile: [0412 288 554](tel:0412288554)

Phone: [\(08\) 9389 6607](tel:0893896607)

Email: graham.ansteebrook@aurecongroup.com

Profile: Graham Anstee-Brook is a construction lawyer with 30 years' experience and is also a Graded Arbitrator, Mediator and Adjudicator under the Construction Contracts Act in Western Australia and the Northern Territory. He was Chairman of the Institute of Arbitrators and Mediators Australia (WA) Chapter and was instrumental in preparing the course material and training of the first adjudicators in WA. After 30 years of private legal practice Graham joined an international engineering and construction consultancy as in-house counsel. His experience in private practice and as in-house counsel delivers a perspective well suited to resolving disputes by alternative methods and in particular adjudication.

Adjudicator's rates: \$550.00 per hour plus GST and disbursements.

Deon Baddock – Mullaloo

(Adjudicator certificate No. 86)

PO Box 965

Hillarys WA 6927

Mob: [0411 267 899](tel:0411267899)

Email: dbaddock@bigpond.com

Note: Business address available on request

Profile: Deon is a highly experienced professional engineer, contracts/commercial manager and adjudicator with over 20 years' experience working in operational, management and executive positions with public and private companies on major road, bridge, rail, subdivisions, landfills, electrical, structures, oil & gas and mining infrastructure projects as well as contract mining. Deon has specialised in contract and commercial management throughout his career with particular expertise in contractual entitlement, quantum claims and delay and disruption claims in all forms of contract, such as construct only, design and construct and alliances. Deon has worked in client, contractor and subcontractor roles and has been involved in all stages of the project delivery lifecycle, including leading many large multimillion-dollar disputes and adjudications with subsequent supreme court actions.

Qualifications and Professional Memberships: Bachelor of Engineering (Civil) Honours; Postgraduate Certificate in Management, comprising studies in Dispute Resolution, Project Management, Law & Business and Economics (Distinction or High Distinction); Certificate in Adjudication (WA & NT); Graded Arbitrator (Grade 3); Lead Auditor in Quality Systems; Practitioner Member of the Resolution Institute / IAMA; Member of the Institution of Engineers Australia (MIEAust); Chartered Professional Engineer, Civil & Structural (CPEng); National Engineers Register, Civil & Structural (NER); Graduate of the Australian Institute of Company Directors (GAICD).

Adjudicator rates: \$500 per hour plus GST. Expenses and disbursements at cost.

David Baldry – Darwin, NT

(Adjudicator Certificate No. 93)
William Forster Chambers
Level 1, 26 Harry Chan Avenue
Darwin NT 0800
Phone: [\(08\) 8982 4700](tel:(08)89824700)
Mobile: [0410 561 654](tel:0410561654)
Facsimile: [\(08\) 8941 1541](tel:(08)89411541)
Email: dbaldry@williamforster.com

Qualifications: LLB – Sydney University 1979; BA – Sydney University 1976.

Profile: David is a barrister with particular interests in construction law, contract, equity and alternative dispute resolution, including adjudication and mediation. He has adjudicated and acted for Applicants and Respondents in numerous payment disputes in the Northern Territory and Queensland and has recently become a registered adjudicator in Western Australia. David specialises in disputes involving complex legal disputes, both contractual and jurisdictional.

Adjudicator's rates: \$275 per hour plus GST for adjudication claims of up to \$200,000 including GST, or as otherwise agreed. \$375 per hour plus GST, for adjudication claims over \$200,000 including GST, or as otherwise agreed. Disbursements, if any, at cost.

Robert Beck – VIC

(Adjudicator certificate no. 99)
53 Roy Street
Donvale VIC 3111
Phone: [0418 321 570](tel:0418321570)
Email: bob.beck3@bigpond.com

Profile: Robert (Bob) Beck has been in the construction industry for 48 years. Some of the major projects he has been involved with are a number of cross-country gas and oil pipelines throughout all states of Australia, several Melbourne Airport extensions, Citylink tollway and elevated roadway, Eastlink tollway and overpasses, Brisbane Rail tunnel, Adelaide desalination plant, Melbourne desalination plant, Darwin sewerage tunnels and a number of freeway developments around Melbourne and country areas as well as Queensland. The value of works he has been associated with varies between \$100,000 and \$700,000,000 within Australia, Fiji and New Zealand. In 1986 Bob formed Beck & Associates Pty Ltd, specialising in contract administration, claim preparation, dispute resolution, analysis and support. Clients have involved suppliers, subcontractors, small, medium and major contractors who operate throughout Australia and the Pacific Area as well as Principals and project developers. Bob is a Grade 3 Arbitrator with the Resolution Institute and an accredited Adjudicator in Victoria, Queensland, Western Australia and the Northern Territory. Bob has been adjudicator on over thirty adjudications ranging in value from \$6,000 to \$2,750,000. He has assisted contractors prepare adjudication applications for claims up to \$50,000,000.

Qualifications and memberships: Diploma of Civil Engineering, Swinburne University of Technology; Professional Certificate in Arbitration (Adelaide University); Chartered Professional Engineer; National Engineers Register; Fellow Institute of Engineers Australia; Professional Member of Resolution Institute; Accredited Arbitrator Grade 3; Accredited Adjudicator for Victoria; QBCC, Registered Adjudicator; Western Australia, Registered Adjudicator; Northern Territory, Registered Adjudicator; Member, Chartered Institute of Arbitrators; Member Building Dispute Practitioners Society; Member Victorian Chapter Committee of the Resolution Institute; Convenor for Victorian Adjudicators of the Resolution Institute SIG; Board Member, Civil Contractors Federation Victoria.

Adjudicator rates: \$300 per hour excluding GST. Disbursements at cost.

Colin Bond – Ascot, QLD

(Adjudicator Certificate No. 55)

Office address:

Hammond James Associates

128 Lancaster Road

Ascot QLD 4007

Postal address:

PO Box 2482

Ascot QLD 4007

Phone: [\(07\) 3268 2307](tel:(07)32682307)

Mobile: [0414 419 455](tel:0414419455)

Email: cbond@hammondjames.com.au

Profile: Colin is a chartered quantity surveyor and commercial manager with over 30 years' industry experience. He has worked in UK, Ireland, and most recently 10 years in Australia. He is a practicing adjudicator in Western Australia, Queensland, New South Wales, Tasmania and the Australian Capital Territory. He has a wide range of experience in major building and infrastructure projects throughout Australia. Colin specialises in front-end procurement and dispute resolution on major engineering and mining projects.

Qualifications: Bachelor of Science in Quantity Surveying; Associate of Australian Institute of Quantity Surveyors; Member of Royal Institution of Chartered Surveyors; Member, Building Dispute Practitioners Society; Registered Adjudicator in WA, QLD, NSW, TAS and ACT.

Adjudicator's rates: \$275.00 per hour plus GST. Expenses and disbursements at cost.

Gavin Brackenreg – Coolbinia

(Adjudicator Certificate No. 33)

13 Carnarvon Crescent

Coolbinia WA 6050

Phone: [\(08\) 9242 1169](tel:(08)92421169)

Fax: [\(08\) 9242 2020](tel:(08)92422020)

Mobile: [0411 597 547](tel:0411597547)

Email: brackg@bigpond.net.au

Qualifications: Diploma in Quantity Surveying – Western Australian Institute of Technology (1975); Diploma in Building – TAFE (1972); Registered builder (WA) – RB4719 (1977); Graduate Diploma in Education (Higher and Further education) – Western Australian Institute of Technology (1986); Graduate Diploma In Business (Property) – Curtin University (1993).

Membership and associations: Associate Australian Institute of Quantity Surveyors since 1979; Member Builders Registration Board of WA since 1976; Member Housing Industry Association since 2001.

Work experience: Extensive experience since 1984 in lecturing and training with regard to students studying to become eligible for registration as builders in WA – this involved many aspects of estimating and contract administration procedures for both housing and commercial construction. Engaged in his own right in construction of several residential projects within WA. Estimating and services in regard to residential construction within WA.

Adjudicator's rates: \$200.00 per hour exclusive of GST. Consumables actual cost. Travelling as per ATO travel allowance.

Wayne Bradshaw – Carramar

(Adjudicator Certificate No. 68)

26 Merrang Circuit

Carramar WA 6031

Mobile: [0488 090 066](tel:0488090066)

Email: wayne.bradshaw@gmail.com

Profile: Wayne is a Chartered Builder and Chartered Quantity Surveyor with over 25 years' experience in the construction industry. Wayne specialises in claim preparation and assessment, including extensions of time, delay costs, disruption costs and acceleration payments. Wayne's other construction experience includes estimating, tendering, contract administration, progress claims and payments, variations and final accounts.

Qualifications: Diploma in Surveying (Quantity Surveying); Graduate Diploma in Business Studies (Dispute Resolution); Master in Science in Surveying (Quantity Surveying); Member of the Chartered Institute of Building (MCIOB); Fellow of the Royal Institution of Chartered Surveyors (FRICS); Member of the New Zealand Institute of Quantity Surveyors (MNZIQS); Member of the Institute of Arbitrators and Mediators Australia (MIAMA).

Adjudicator's rates: \$300.00 per hour plus GST with expenses and disbursements at cost.

Shane Brown – Willetton

(Adjudicator Certificate No. 88)

68 The Escarpment
Willetton WA 6155
Mobile: [0402 127 472](tel:0402127472)
Email: shane.b@iinet.net.au

Profile: Shane is a Construction & Engineering Lawyer with his experience ranging from residential home projects to major oil and gas projects. He has extensive experience in preparing adjudication applications and responses under the *Construction Contracts Act 2004* and in the legal proceedings that sometimes follow the adjudication process. He has a well-rounded understanding of the risks and disputes that arise on construction projects, having acted for a variety of clients at all stages of the project lifecycle. He has achieved that by working alongside programmers, quantity surveyors, engineers and project managers at specialised multidisciplinary firms. Shane is now a Principal at Lateral Legal, an unconventional and approachable law firm that specialises in the construction and engineering side of law.

Qualifications: Postgraduate Certificate in Construction Law; Bachelor of Laws; Bachelor of Commerce

Relevant associations: Member of the Society of Construction Law; Member of the Resolution Institute; Member of the Lighthouse Club (The Construction Industry Charity).

Adjudicator's rates: \$150/hr plus GST for adjudication applications claiming less than \$25,000 plus GST. \$200/hr plus GST for adjudication applications claiming between \$25,000 and \$75,000 (inclusive) plus GST. \$250/hr plus GST for adjudication applications claiming over \$75,000 plus GST. Travel time charged at 50% of applicable hourly rates. All disbursements charged at cost.

Peter Byrne – Maylands

(Adjudicator Certificate No. 28)

PO Box 145
Maylands WA 6931
Phone: [\(08\) 9271 4560](tel:0892714560)
Fax: [\(08\) 9271 4560](tel:0892714560)
Mobile: [0428 381 413](tel:0428381413)
Email: byrne.peter@optusnet.com.au

Profile: Member, Institute of Arbitrators and Mediators Australia (IAMA); Hon. fellow, Spatial Sciences Institute; Hon. fellow, Institution of Surveyors Australia; Professional Certificate in Arbitration (University of Adelaide); Accredited Mediator and Conciliator (IAMA); Adjudicator Training Certificate (IAMA). Peter Byrne has a background of over thirty years involvement with engineering design and construction through his career as a surveyor with AAM Surveys Pty Limited (AAM) (now joint owner of AAMHatch Pty Ltd). As a principle for AAM he was responsible for the formulation, contract management and implementation of large consultancy contracts for many of Western Australia's largest mining, industrial and transport projects. Since stepping down as managing director of AAM in 2001 he has provided support to other consultants in relation to contract disputes or potential disputes with their clients. He has constructed mediations of a variety of disputes. His special engineering related professional

interests include analysis of errors, particularly in volume determinations, and defining terminology in construction contracts as they apply to dimensions, quantities and scope.

Adjudicator's rates: \$185.00 per hour plus GST. This fee includes local communication and transport costs. Disbursements, such as secretarial services, printing, fares and accommodation, are charged at cost plus 5%.

Ian Cartwright – Sydney, NSW

(Adjudicator Certificate No. 74)

C/- Turner & Townsend

Level 3, 8 Spring Street

Sydney NSW 2000

Phone: [\(02\) 9256 4700](tel:(02)92564700)

Mobile: [0401 091 917](tel:0401091917)

Email: ian.cartwright@turntown.com

Profile: Ian is a highly experienced engineering and construction professional having 28 years' of experience with major international contractors and consultants. He is a chartered civil engineer, chartered quantity surveyor and chartered builder, has held a progressive range of project and managerial positions up to director level and has been involved at all stages of the project lifecycle. For fifteen years Ian has specialised in contract management, risk management and dispute resolution. He is sought after for his ability to understand and articulate the juxtaposition of technical, practical, commercial and contract aspects by which he brings a true 360-degree perspective to projects and their disputes. He has worked on a wide range of project types including major and international projects and has provided services to large state agencies, major construction companies and leading law firms and has testified at trial.

Qualifications: BSc(Hons), MSc, MBA, Dip Surv, PG DipProj Man, PGDip Arbitration, PGDip Adjudication; C.Eng, FICE, FRICS, FCI Arb, FCI OB, PMP, PSP

Adjudicator's rates: \$280.00 per hour exclusive of GST. Expenses and disbursements at cost.

Michael Charteris – Duncraig

(Adjudicator Certificate No. 23)

8 Fleta Court

Duncraig WA 6023

Mobile: [0438 940 162](tel:0438940162)

Email: mjcharteris@bigpond.com.au

Qualifications and memberships: MAIQS MIAMA MAIB NBPR-2 MSoCLA; Bachelor of Applied Science (Architectural Science and Quantity Surveying); Member of the Australian Institute of Quantity Surveyors since 1992; Expert Witness registered with AIQS College of Expert Witnesses; Member of the Institute of Arbitrators and Mediators Australia (now Resolution Institute); Member of the Australian Institute of Building; Member of the Society of Construction Law Australia; Registered Adjudicator (Western Australia and Northern Territory) since 2005.

Profile: Contract administration of commercial building projects. Drafting of head contract and subcontract agreements, assessing claims variations, calculations and submissions for lump sum contracts and contracts having guaranteed bills of quantities. Measurement of building quantities and estimating and expert report-writing. Since 1990, Michael has been employed primarily by recognised commercial building contractors within the Perth metropolitan area to perform all functions of contract administration for a wide variety of architecturally designed building projects in excess of \$100M. Michael has also been self-employed, employed by quantity surveying offices and the state government. Projects administered include shopping centres, schools, educational and complex research facilities, churches, chapels and crematoria, apartment buildings, high-density housing, health care facilities, prisons, recreational facilities and commercial buildings. Michael has also been engaged by legal firms to prepare Expert Reports for matters before the courts.

Adjudicator's rates: \$300.00 per hour plus travel at the hourly rate plus GST. Disbursements and other adjudication services listed below at cost plus GST.

- an explanation of the adjudication process;
- review of the details of a payment dispute to determine suitability for adjudication;
- preparation of an application or response; and
- advice on contract administration and contractual disputes in general.

For appointments through the Australian Institute of Building to adjudicate a payment dispute, a [fixed fee schedule](#) applies for disputed amounts up to \$20,000 (including GST). For appointments to adjudicate payment disputes with a value greater than \$20,000.00 (including GST) either through Australian Institute of Building or any other prescribed appointor, the cost of the adjudication will be in accordance with the provisions of section 44 of the Act.

David V Court – Carabooda

(Adjudicator Certificate No. 34)

20 Trajanovich Lane

Carabooda WA 6033

Mobile: [0438 930 534](tel:0438930534)

Email: david@ccsupport.com.au

Qualifications: FRICS, FCI Arb, AIAMA, Registered Adjudicator (WA, NT, NSW), Diploma in Arbitration, College of Estate Management, UK; Diploma in Quantity Surveying, Cauldon College, UK.

Membership of professional organisations: Fellow of the Chartered Institute of Arbitrators; Fellow of the Royal Institution of Chartered Surveyors; Associate of the Institute of Arbitrators and Mediators Australia; Registered Adjudicator under the Construction Contracts Act 2004 (WA); Registered Adjudicator under the Construction Contracts (Security of Payments) Act 2004 (NT); Adjudicator under the Building and Construction Industry Security of Payment Act 1999 (NSW).

Relevant expertise: As Managing Director of Construction Contracts Support (CCS), a consultancy firm specialising in provision of expert witness services and construction dispute avoidance and resolution services worldwide, David has over 30 years' of international experience in project, contract, claim and commercial management and administration, across a diverse array of construction projects and sectors on behalf of owners, operators, contractors and consulting organisations. Specific area of expertise involves preparation and defence of claims and adjudication applications and provision of contractual advice in relation to a broad range of construction sectors, including civil engineering, marine, oil and gas, mining, mechanical and electrical and building projects, undertaken in the UK, USA, Asia and Australia.

Adjudicator's rates: \$325.00 per hour plus GST. Out-of-pocket expenses such as travel outside the metropolitan area are charged at cost.

Hugh Davis – Shenton Park

(Adjudicator Certificate No. 83)

PO Box 7046

Shenton Park WA 6008

Mobile: [0423 009 644](tel:0423009644)

Email: hughdavis78@gmail.com

Qualifications and memberships: BE W.Aust; ProfCertArb; PRIArb3,Adj; Member MBAWA

Profile: Hugh is a professional mechanical engineer and practicing commercial arbitrator, adjudicator and construction contract claims consultant. He has 15 years' experience as a contract administrator, project manager and design engineer, working on the design, procurement and construction of small to

very large multidisciplinary resources projects. Hugh has adjudicated numerous construction contract payment disputes involving a diverse range of complex technical and legal issues and ranging in quantum from less than \$10,000 to USD\$84M. He has a thorough understanding of the operation of the *Construction Contracts Act 2004* (CCA) which he applies to matters for an efficient, enforceable outcome. Hugh is enrolled in the Master of Construction Law at the University of Melbourne and holds a Professional Certificate in Arbitration from the University of Adelaide.

In addition to acting as adjudicator under the CCA, Hugh is available to assist parties to building and construction contracts at any stage of the project lifecycle, including:

- advice on the adjudication process under the CCA;
- preparing submissions and documentation for adjudications, expert determinations and arbitrations;
- contract drafting and review: Hugh is familiar with all forms of contract used in Western Australia (whether standard or bespoke) and has an advanced and integrated understanding of contractual risk allocation;
- general contract administration assistance and advice;
- claims (progress, EOT, delay costs and variations) preparation: helping clients to prepare and submit claims in accordance with the contract; and
- advice on dispute avoidance and dispute resolution options.

Adjudicator's rates: \$480.00 per hour plus GST and reasonable disbursements.

Roger Davis – Nedlands

(Adjudicator Certificate No. 9)

PO Box 345

Nedlands WA 6909

Phone: [\(08\) 9386 8662](tel:(08)93868662)

Fax: [\(08\) 9386 3312](tel:(08)93863312)

Email: rkfdavis@westnet.com.au

Qualifications: BA (Hons); LL B (Hons).

Profile: Roger is a Fellow of the Institute of Arbitrators and Mediators Australia; Grade 1 arbitrator and accredited mediator. He has been a practicing solicitor for 10 years and independent barrister for 20 years, largely specialising in building, construction, engineering and mining services disputes. He has 12 years' active experience as an arbitrator and mediator and has acted as adjudicator on numerous applications, varying in size from small to very large, since the commencement of the *Construction Contracts Act* in 2005. Roger's experience includes work on public enquiries as counsel assisting, special investigator and royal commissioner. He was deputy chairman of the Building Disputes Tribunal for two years.

Adjudicator's rates: \$390.00 per hour plus GST and any necessary disbursements.

Kersh de Courtenay – Nedlands

(Adjudicator Certificate No. 14)

19 Tyrell Street

Nedlands WA 6009

Phone: [\(08\) 9386 5766](tel:(08)93865766)

Fax: [\(08\) 9386 5417](tel:(08)93865417)

Email: kdecourt@iinet.net.au

Qualifications: 1991 Grade 2 Arbitrator; 1988 Accredited Mediator by IAMA; 1951 Graduated BE, Civil Engineering (UWA); registered builder.

Areas of expertise: Infrastructure works, building works, marine works, property development, mining plant, project and shutdown management. Major works include Dumas House, West Perth and IBT Brickworks, Malaga, analysis of risk and redesign for the replacement seawall and flood protection to the Concentrators and Fine Salt Recovery Plant for Leslie/Cargill Salt Plant, Port Hedland.

Construction management and dispute resolution experience: As a consulting engineer, for a period of 37 years and carrying out more than 2,000 commissions, formed the contract on over 50 engineering projects that were also documented and supervised. A partner in a commercial building company for 24 years. Appointed as arbitrator of 28 disputes including prestressed concrete, piling, latent conditions, shop detailing, steel fabrication quality, strikes and labour relations, design services, contract terminations, unlawful deletions, payment disputes, extra works and delays in construction works, land development disputes, open cut mining and blasting. The first of these was carried out in 1971. Appointed as a mediator of one court ordered, one peripheral to a court ordered mediation and four other privately appointed mediations. Two of these were combined mediations and conciliations. These mediations were related to roads, bridge works, marine works and water works. Appeared as an expert witness in three court matters. Acted as an expert advisor to the Minister for Planning on one land development dispute.

Adjudicator's rates: \$200.00 per hour plus GST for less complex disputes. \$250.00 per hour plus GST for complex and larger disputes. Recoups of office services costs and out-of-pocket expenses are to be at cost.

Max Doret – Gelorup

(Adjudicator Certificate No. 65)

2 Boley Court
Gelorup WA 6230
Mobile: [0439 724 817](tel:0439724817)
Email: maxdoret@bigpond.com

Profile: Max is semi-retired with over 35 years' experience working in the building and engineering construction industry. He has extensive knowledge of working with contractors, property developers, professional consultants and client bodies.

Qualifications: Bsc. Quantity Surveying – University of Cape Town, South Africa; Diploma in Construction Law – Southern African Association of Arbitrators; Advanced Certificate in Arbitration – University of Adelaide; Certificate in Adjudication (WA) – Australian Institute of Arbitrators and Mediators.

Membership of professional bodies: Associate Australian Institute of Quantity Surveyors (AIQS); Member Australian Institute of Arbitrators and Mediators (MIAMA)(Graded Arbitrator); Registered Adjudicator (WA); Building Practitioner (WA) No. 13826.

Adjudicator's rates: \$250.00 per hour plus GST as adjudicator. \$150.00 per hours plus GST for support in applications and responses. Any disbursements at cost plus 10%, plus GST.

Greg Downing – Kalamunda

(Adjudicator Certificate No. 47)

25 Carramar Dr
Kalamunda WA 6076
Phone: [\(08\) 9454 7834](tel:0894547834)
Mobile: [0421 022 550](tel:0421022550)
Email: greg.downing@dcss.net.au

Profile: Greg Downing is the principal of a construction consultancy that specialises in contracts and cost management. He has over 40 years' experience in the practice and management of major building and civil engineering construction projects delivered under various forms of procurement ranging from lump sum to alliance contracts. With a background in quantity surveying, contract management and administration, Greg specialises in the commercial and contractual management of projects on behalf

of construction contractors with responsibilities including managing and resolving issues and differences between both contractor/client and contractor/subcontractor.

Areas of expertise: Contract management and law, contractual entitlements and claims, cost management, infrastructure and civil engineering construction, commercial, industrial and institutional building construction, quantity surveying.

Qualifications and affiliations: Bachelor of Applied Science (Quantity Surveying); Graduate Certificate in Building and Construction Law; Diploma in Building; Registered Building Practitioner and Contractor No. 6400; Fellow Australian Institute of Building; Member Resolution Institute; Member Australian Cost Engineering Society; Member Society of Construction Law; Mediator; Expert Determiner.

Adjudicator's rates: \$300.00 per hour plus GST. Disbursements (travel, air fares, etc.) at cost plus GST. For appointments through the Australian Institute of Building to adjudicate a payment dispute, a fixed-fee schedule applies for disputed amounts up to \$20,000 (including GST). For appointments to adjudicate payment disputes with a value greater than \$20,000.00 (including GST) either through Australian Institute of Building or any other prescribed appointor, the cost of the adjudication will be in accordance with the provisions of section 44 of the Act.

Gary Dunne – Darlington

(Adjudicator Certificate No. 85)

540 Glen Road
Darlington WA 6070
Mobile: [0409 035 358](tel:0409035358)
Email: dunnegaz@gmail.com

Qualifications and memberships: HND (Quantity Surveying); Bachelor of Science (Hons) - Quantity Surveying; Associate Member of the Institute of Arbitrators and Mediators Australia (IAMA).

Profile: John Gary Dunne is the director of WACAS Pty Ltd and has been involved in Quantity Surveying and Project Management for over 32 years. His experience has been gained working in all aspects of Quantity Surveying and Project Management duties including contractual entitlement and quantum disputes whilst working in five different countries, through a myriad of clients. His current focus is on Alternate Dispute Resolution specifically adjudication, providing assistance on applying or responding to adjudications. John is a Registered Adjudicator under the *Construction Contracts Act (WA) 2004* and is accredited by the Institute of Arbitrators and Mediators Australia (IAMA).

Adjudicator's rates: \$300.00 per hour plus GST. Disbursements (travel, air fares, etc.) at cost plus GST.

Helen Durham – Paddington, NSW

(Adjudicator Certificate No. 92)

29 Goodhope Street
Paddington NSW 2021
Mobile: [0406 550 515](tel:0406550515)
Email: hdurham@lawchambers.com.au

Qualifications B.Ec; LLB (Hons); M.App.Fin.

Adjudicator's rates: \$400 per hour plus GST, or as otherwise agreed. Disbursements, if any, at cost.

Alex Durning – Perth

(Adjudicator Certificate No. 42)

c/o Ankura Consulting (Australia) Pty Ltd,
Level 28, AMP Tower, 140 St Georges Terrace
Perth WA 6000
Email: alex.durning@ankura.com

Profile: Director of an international consultancy firm with a branch that specialises in dispute resolution in the construction industry. A Chartered Quantity Surveyor with a masters degree in construction law and professional accreditation in Expert Determination and Adjudication. More than 20 years' experience in the construction industry covering building, civil engineering, rail and mining projects. An experienced adjudicator (involved in more than 60 adjudications) and a "tested" expert witness (cross-examined on both Extension of Time and Prolongation cost assessment).

Qualifications: BScQS, LLM, MRICS, AIAMA, MCIArb

Adjudicator's rates: \$400 per hour (excl. GST). Disbursements (if any) at cost.

Antony Ednie-Brown – East Perth

(Adjudicator Certificate No. 8)

PO Box 6810
East Perth WA 6892
Phone: [\(08\) 9221 6980](tel:(08)92216980)
Fax: [\(08\) 9221 6970](tel:(08)92216970)
Email: architect@iinet.net.au

Qualifications: Associateship in Architecture, Graduate Perth Technical College – 1960, Registered Architect, Architects Registration Board of WA, (Registered No 350) – 1960.

Membership of professional organisations: Life Fellow of the Royal Australian Institute of Architects; Member of the Institute of Arbitrators and Mediators Australia and accredited as a Mediator; Affiliate Australian Institute of Landscape Architects.

Relevant expertise: Architecture. Heritage Architecture. Urban Planning. Development Controls and Planning Appeals. Mediation, dispute resolution and expert opinion. *Construction Contracts Act 2004*.

Construction contract administration and dispute resolution experience: Forty years' experience as a Principal of The Buchan Group Architects (formerly Oldham Boas Ednie-Brown) – continually involved with contract administration and contract management issues. From 1998, as a practitioner providing consultant advice on contractual matters, dispute resolution, determination of cultural heritage issues and expert advice to legal and insurance firms on aspects of architectural and construction practice. 1996-2002, a member of the Hon. Minister for Planning Appeals Committee. When not a mediation, the member's responsibility was essentially to advise the Hon. Minister the recommended resolution of dispute. In more general terms experience also includes, as a member of the Heritage Council of WA, resolution of development approvals through negotiation in arriving at an acceptable solution to satisfy development issues conflicting with heritage significance.

Adjudicator's rates: \$195.00 per hour plus GST. Outsourced disbursements such as secretarial, photography, photocopying, postage, binding and such out-of-pocket expenses are charged for reimbursement at cost including GST, without mark-up.

Scott Ellis – Perth

(Adjudicator Certificate No. 7)

Francis Burt Chambers
Level 19, Allendale Square
77 St Georges Terrace
Perth WA 6000
Phone: [\(08\) 9220 0511](tel:(08)92200511)
Fax: [\(08\) 9220 0572](tel:(08)92200572)
Mobile: [0419 956 433](tel:0419956433)
Email: sellis@francisburt.com.au

Profile: Scott has practiced as an adjudicator since the introduction of the Construction Contracts Act (WA) and is one of WA most experienced adjudicators. He has conducted many adjudications under the Act, with sums in dispute ranging from about \$100,000 to about \$50 million. He is also an adjudicator

under the *Construction Contracts (Security of Payments) Act 2004* (Northern Territory). He is a grade 1 arbitrator with Resolution Institute. He is a Fellow of Resolution Institute and of the Australian Centre for International Arbitration. He is a Chartered Arbitrator and a Fellow of the Chartered Arbitrator of the Chartered Institute of Arbitrators. He has published many arbitration awards, principally in building and construction disputes. He is an NMAS Accredited Mediator. Scott was a partner at leading commercial law firm Freehills (now Herbert Smith Freehills) for more than 12 years. He is now a barrister at Francis Burt Chambers acting for both contractors and principals in construction disputes in the Courts and in arbitrations. He has appeared in applications for judicial review of adjudication determinations and reviews in the State Administrative Tribunal under s 46 of the *Construction Contracts Act*.

Adjudicator's rates: \$600.00 per hour plus GST, or such other lesser amount as may be agreed with the parties, having regard to the complexity of the dispute, the amount of the claim and the number of potential adjudications. Expenses, including printing and photocopying, at cost.

Dr Phil Evans – Booragoon

(Adjudicator Certificate No. 20)

32 Allerton Way

Booragoon WA 6154

Phone: [\(08\) 9364 8068](tel:(08)93648068)

Fax: [\(08\) 9364 8068](tel:(08)93648068)

Email: philipjevans1@bigpond.com

Profile: BScEng, ME (Hons), LGE Cert. (NSW), LLB, PhD. Dr Phil Evans is Professor of Law in the School of Law at Murdoch University, where he is also Program Chair of the Post Graduate Certificate in Construction Law. He is a qualified civil engineer, fellow of the Australian Institute of Building, fellow of the Institution of Engineers (Australia) and a member of the Institute of Arbitrators and Mediators Australia (IAMA). He is an IAMA graded arbitrator and accredited mediator.

Adjudicator's rates: \$250.00 per hour (GST inclusive) plus reasonable expenses.

Phil Faigen – Ardross

(Adjudicator Certificate No. 3)

39 Willcock Street

Ardross WA 6153

Mobile: [0413 757 885](tel:0413757885)

Pager: [\(08\) 9316 3025](tel:(08)93163025)

Email: faigen@allpointsbuilding.com.au

Website: www.allpointsbuilding.com.au

Profile: B. Arch., FRAIA, MIAMA, Reg. builder 4831. Phil Faigen is a grade 1 arbitrator (1st graded 1990), accredited mediator (1999) and has been a member of the Town Planning Appeals Committee. His practice since the early 1990s includes architecture but predominantly building consultancy dealing with building defects and workmanship, contract administration as well as assisting owners, builder and lawyers at various tribunals. He has been involved in some 130 references since graded in 1990. With a background as a practicing architect (qualified 1972), registered builder (in 1977), Curtin University lecturer in architecture, building studies and dispute resolution over 14 years (both at Curtin University and the University of Western Australia) and having designed and/or built larger residences, housing units, medical, commercial and industrial projects, many involving contract administration either as architect or builder, Phil's expertise covers all facets of architecture, construction and contract administration in relation to all types of buildings. Recent activities include project management of larger commercial projects, rewriting contracts for major remedial works and the contract administration for them. Phil Faigen has adjudicated or been involved with more than 70 payment disputes under the Construction Contracts Act since its inception.

Adjudicator's rates: Where IAMA is the Appointor – \$380/hr + GST + disbursements will be applied for all time incurred on the reference. Where MBA is the Appointor – \$342/hr + GST

Warren Fischer – QLD

(Adjudicator Certificate No. 100)

PO Box 552
Ashgrove QLD 4060
Phone: [0400 005 192](tel:0400005192)
Fax: [\(07\) 3367 2569](tel:0733672569)
Email: warren@adrs.com.au

Profile: Warren has 35 years' international experience in Civil and Structural Engineering in the fields of building, mining, roadworks, bridge and civil construction. Warren has worked for principals, contractors and subcontractors and has been involved in a wide range of engineering activities including feasibility studies, design, construction management, project management and contract administration. Further information including a CV is available at www.adrs.com.au. Warren also has over 20 years' experience in the dispute resolution including arbitration, expert determination, adjudication, conciliation, mediation and dispute resolution boards and is a past president of the Institute of Arbitrators and Mediators Australia. Warren is a Grade 1 Arbitrator, Accredited Mediator and a practising adjudicator in QLD, NSW, ACT, VIC, SA and NT.

Qualifications and memberships: Bachelor of Engineering (Civil) – QUT, 1990; Mediation Certificate – QUT (Law Faculty), 1998; Professional Certification in Arbitration and Mediation – University of Adelaide (School of Law), 1999; Certificate in Adjudication, QLD – IAMA, 2004; Company Directors Diploma – AICD, 2007; Certificate in Adjudication, NSW, ACT, VIC, SA – RICSDRS, 2016; Certificate in Adjudication, WA – RICSDRS, 2017; Fellow of Resolution Institute (formally Institute of Arbitrators and Mediators Australia), FRIArb1MedAdj, FIAMA (3107); Registered Professional Engineer of Queensland, RPEQ (5314); [Eligible Member of Institution of Engineers Australia (past member); Member of the Society of Construction Law Australia, MSoCLA (1502).

Adjudicator rates: \$400/hour plus GST. Travel costs included in hourly rate for metro and regional travel. Disbursements and expenses (other than stationery, printing, postage, telephone and/or fax) will be charged at cost.

John Fisher – Carine

(Adjudicator Certificate No. 2)

JP Fisher Consulting Pty Ltd
5 Hoxton Rise
CARINE WA 6020
Phone: [\(08\) 9447 3894](tel:0894473894)
Mobile: [0414 402 337](tel:0414402337)
Email: johnf@jpfc.com.au

Profile: John is a chartered civil engineer with over 40 years' experience on major buildings and infrastructure, as a client, consultant, contractor and subcontractor. He has managed a wide variety of rail, resources, roads, infrastructure, airports, high rise, industrial, health, education, prisons, commercial and retail projects. His engineering career spanned many countries and he created profitable businesses in the UK, UAE, Malaysia and Australia. Engineering projects include rail freight lines in Africa, mining infrastructure in Australia and the world's largest religious dome and two 34 storey buildings in Asia. Since 2008 he has run his own practice in Perth specialising in project management and dispute resolution in WA and NT with a niche market of recovery of projects in distress. He was brought in to turn around an ore unloading facility project in NT. He worked with a state government and its contractor to successfully negotiate complex contractual issues arising on road construction. He acted as an expert witness in an arbitration involving sheet piling failure causing building collapse in Penang Malaysia and as a mediator in various insurance claims involving structural failure in Western Australia. He has undertaken expert determinations in the rail, highways and water sectors and acted as arbitrator in disputes over building delay. A Senior Sessional Member of the WA State Administrative Tribunal, John is an adjudicator in WA and NT. He has presented courses to train adjudicators on behalf both government and registered appointors. A NMAS accredited mediator, he undertakes mediations on

multi-million construction disputes and on general commercial disputes on behalf of the Small Business Development Corporation.

Qualifications and memberships: BSc Civil Engineering; Professional Certificate in Arbitration (Adelaide Uni); Chartered Engineer; Member Institution of Civil Engineers; Fellow Chartered Institute of Arbitrators; Fellow Institute of Arbitrators and Mediators Australia; Fellow Resolution Institute.

Adjudicator's rates: Max \$505.00 per hour incl GST. Travel outside metropolitan area at cost.

Nicholas Floreani – Adelaide
(Adjudicator Certificate No. 96)

Jeffcott Chambers
7 Gouger Street
Adelaide SA 5000
Phone: [\(08\) 8210 6513](tel:0882106513)
Mobile: [0403 059 549](tel:0403059549)
Email: nfloreani@jeffcottchambers.com.au

Profile: Nick is a barrister, arbitrator and adjudicator with over 15 years' experience in disputes concerning the engineering, construction, oil & gas, mining, defence and general commercial sectors. He has conducted numerous adjudications, with sums in dispute ranging from \$100,000 to in excess of \$5,000,000. Adjudicator registered under the *Construction Contracts (Security of Payments) Act 2004 (NT)* and *Construction Contracts Act 2004 (WA)*. Accredited under the *Building and Construction Industry Security of Payment Act 2009 (SA)*. Admitted as a Barrister and Solicitor in South Australia in March 1997, as a Legal Practitioner in New South Wales in June 1997 and as a Solicitor, England and Wales, in February 2002. Called to the New South Wales Bar in August 1998 and the South Australian Bar in July 2003.

Qualifications and memberships: FACICA, FCIArb, Barrister, Arbitrator, Mediator, Adjudicator; B. Com, LLB, GCLP, Cert. in Mediation and Conciliation, Cert. in Arbitration, Grad Dip. Military Law and Dip. International Commercial Arbitration; Member of the Resolution Institute (formerly IAMA) and RICS Dispute Resolution Service.

Adjudicator's rates: \$380 per hour plus GST plus any disbursements at cost (excluding GST), including but not limited to: printing; photocopying; courier/postage; facsimiles; telephone (excluding local calls); travel and accommodation.

David Francis – NSW
(Adjudicator Certificate No. 101)

PO Box 1495
Caringbah NSW 1495
Phone: [0410 322 603](tel:0410322603)
Email: david.g.francis1@gmail.com

Profile: David formerly practised as a solicitor for over 40 years representing parties in disputes over construction contracts mainly about commercial construction but also home units and home building. He has been an arbitrator since 1984, a mediator since 1995, an adjudicator since 2000 and has also acted as an expert determiner. He now practises solely as an arbitrator, adjudicator, expert determiner and mediator. He is accredited as an adjudicator in New South Wales, Victoria, Australian Capital Territory, Northern Territory, Queensland, Tasmania and Western Australia and has adjudicated many complex payment disputes. He is also a graded arbitrator, a nationally accredited mediator, a Fellow of the Resolution Institute and a member of the Institute's Advanced Panel of Mediators. He is also on the panel of mediators and arbitrators of the President of the Law Society of New South Wales. David was an Adjunct lecturer in the Building and Construction Disputes Course in the College of Law Applied Masters of Law degree for Semester 1 of 2016. David specialises in disputes involving complex contractual and jurisdictional issues which can be determined on the basis of the evidence presented and does not require the adjudicator to act on the basis of his own expertise in inspecting the works.

Qualifications: Member of the Law Society of New South Wales; Fellow of the Resolution Institute; Nationally Accredited Mediator; NSW Law Society Accredited Specialist in Commercial Litigation (1995) and Advocacy (2003); Bachelor of Arts (University of Sydney), 1966; Bachelor of Laws (University of Sydney), 1970; Master of Laws (University of Sydney), 1982; Master of Laws (University of Technology, Sydney), 1999.

Adjudicator rates: \$450 an hour plus GST. The rates include stationery, printing, postage and telephone. Any other disbursements and expenses will be charged at cost.

Martin Frayne – Adelaide, SA

(Adjudicator Certificate No. 95)

Jeffcott Chambers
24 Flinders Street
Adelaide SA 5000
Phone: [\(08\) 8231 2344](tel:(08)82312344)
Fax: [\(08\) 8212 3232](tel:(08)82123232)
Email: mfrayne@jeffcott.com.au

Profile: Martin Frayne is a legal practitioner and practices as senior counsel, from Jeffcott Chambers in South Australia. He specialises in the areas of civil and commercial litigation, including in matters relating to building and construction. Martin is a member of the Society of Construction Law (Australia) since its inception in 2009 and is a member of the Resolution Institute (previously trading as the Institute of Arbitrators and Mediators, Australia (IAMA)), since 2004. In addition to being a registered adjudicator under the *Construction Contracts Act 2004*, he has since 2012 also acted as an adjudicator in South Australia, under the *Building Industry Security of Payments Act 2009*.

Adjudicator's rates: \$425 per hour plus GST and disbursements at costs plus GST, or as otherwise agreed.

Basil Georgiou – Wembley Downs, WA

(Adjudicator Certificate No. 108)

9 Faulkner Street
Wembley Downs, WA 6019
Phone: [+61 408 807 707](tel:+61408807707)
Email: bg@basilgeorgiou.com

Profile: Basil is former lead partner of Jackson McDonald's Projects, Infrastructure & Construction Law team. For over 30 years he has practised in the areas of contracting law relating to major projects and infrastructure, insurance, commercial litigation, Occupational Safety & Health and general legal services. Basil has supported numerous clients in connection with dispute resolution by guiding matters in the Supreme Court, District Court, arbitrations, expert determinations, adjudications and mediation concerning defective workmanship, contribution and indemnity claims in tort, standard form building and engineering contracts involving, inter alia, variations, extensions of time, liquidated damages and damages for delay etc. Basil has assisted local and multinational clients with all forms of contracts, including building contracts, project management contracts, consultancy contracts, contracts for the supply of goods and services, contracts for the purchase of goods and services, developing full suites of contracts for major contractors (including 2 of WA's major PPP projects), FPSOs (Floating Production Storage Offloading platform) and assisting with the contracts relating to several power stations. Basil has advised a number of multinationals involved in the resource industry (supplying the mining industry with products and services), the energy (oil, gas and coal) sector and construction and engineering industries in connection with their Western Australian operations including major contractors based in France, Italy, Japan, Malaysia, Norway, Singapore, the UK and the US. B.Comm, LL.B

Legal recognition: Chambers and Partners Asia – Construction; Best Lawyers Australia - Construction/Infrastructure, Insurance, Alternative Dispute Resolution & Litigation; Doyle's Guide

Western Australia Construction & Infrastructure Litigation; Legal 500 Asia Pacific Construction & Dispute Resolution.

Professional memberships: Australian Institute of Company Directors; Former Committee Member of MBA WA Construction Council; Past Director and Chair of the Society of Construction Law Australia; Member of the Chamber of Commerce and Industry's (WA) Infrastructure Forum; Member of the Law Society of Western Australia; Member of the Law Society of Western Australia's Construction Group; Member of the Resolution Institute; Member of WA Construction Committee of Law Council of Australia, Business Law section.

Adjudicator's rates: Adjudicator fee for hourly rate adjudication: \$550.00 + GST per hour; (if total claims in single adjudication are under \$100,000: \$390 + GST per hour. Expenses/disbursements, including printing and photocopying, at cost.

Dulal Ghosh – Como

(Adjudicator Certificate No. 66)

107A Ryrie Avenue

Como WA 6152

Mobile: [0447 416 402](tel:0447416402)

Email: dulal.ghosh@bigpond.com

Qualifications: Bachelor of Science, Bachelor of Technology, Master of Technology, Master of Business Administration and Professional Certificate in Arbitration.

Membership of professional bodies: Institution of Engineers Australia; Institute of Arbitrators and Mediators Australia.

Areas of expertise: Over 29 years' experience in varied management roles in the construction industry in the areas of power generation, transmission and distribution, mining, oil and gas platforms, water and wastewater treatment plants, including representing the principal, contractor and supplier. Experience in construction contract administration and/or dispute resolution. Negotiation and formulation of large contracts, administering contracts representing the principal or contractor, risk analysis and mitigation of project risks, and claims management. Experience on a number of adjudications for the preparation of applications and responses. Experienced in formulating arbitration agreement, statement of claims and statement of defence, discovery of information, experts' briefing and witness statements.

Adjudicator's rates: \$350.00 per hour, plus GST. Any disbursement at cost plus 10%, plus GST.

Ray Gibson – Geraldton

(Adjudicator Certificate No. 27)

c/o 204 Place Road Wonthella

Geraldton WA 6530

Mobile: [0428 641 656](tel:0428641656)

E-mail: jrg08@bigpond.com

Qualifications: Registered builder number 6703.

Relevant experience: Over 35 years' spent in the construction industry has established Ray with a high level of understanding of a wide range of construction contracts. Experience gained from spending 20 years in the Pilbara and Kimberley as a construction company manager controlling contracts from single housing to large industrial developments has led to this experience. In more recent times Ray has concentrated on project and construction management roles, including design and construction on commercial and architectural building projects throughout the Mid-West region.

Adjudicator's rates: Hourly rate including office costs \$195.00 plus GST. Day rate including office costs \$1,400.00 plus GST. Travel outside of 50 km radius of Geraldton – vehicle 90 cents per km, airfares and accommodation at cost.

Barry Green – Wandí

(Adjudicator Certificate No. 78)

13 Cassowary Chase

Wandí WA 6167

Mobile: [0400 662 948](tel:0400662948)

Email: barry.green@alliedprojectsolutions.com.au

Profile: BSc (Hons) FRICS MAIQS MCIArb PRIAdj. Barry is a chartered quantity surveyor and highly experienced adjudicator under the *Construction Contracts Act 2004* (WA), *Construction Contracts (Security of Payments) Act 2004* (NT) and *Building and Construction Industry (Security of Payment) Act 2021*. Barry holds a Bachelor of Laws (LLB) qualification and specialises in payment claim disputes, contractual entitlement and quantum disputes, delay and disruption and loss and expense claims. Barry has previously been engaged by law firms as a quantum expert witness to matters before the courts in both Australia and the United Kingdom. He also provides services for the preparation of applications for adjudication and responses to applications for adjudication and is a Director of Allied Project Solutions Pty Ltd.

Qualifications and memberships: Bachelor of Laws (LLB); BSc(Hons) Quantity Surveying and Commercial Management (BScHons); Fellow of the Royal Institution of Chartered Surveyors (FRICS); Member of the Australian Institute of Quantity Surveyors (MAIQS); Certified Quantity Surveyor (CQS AIQS); Member of the Chartered Institute of Arbitrators (MCIArb); Registered Adjudicator No.78 – Construction Contracts Act 2004 (WA); Registered Adjudicator No.46 – Construction Contracts (Security of Payments) Act 2004 (NT); Professional Member & Accredited Adjudicator – Resolution Institute (PRIAdj); Expert Witness Certificate (AIQS); APC Chair & Assessor – Royal Institution of Chartered Surveyors.

Adjudicator's rates: \$425 per hour + GST Expenses and disbursements at cost.

Matthew Grootveld – Leeming

(Adjudicator Certificate No. 90)

4 Bruce Court

Leeming WA 6164

Mobile: [0430 450 254](tel:0430450254)

Email: matt@grootveld.com.au

Profile: Matthew is a highly experienced engineer with an extensive background in project management. He has a diverse background of experience and has managed projects across many industries including mining, power generation, utilities, oil and gas and heavy industrial and has worked in near equal parts on the client, contractor and EPCM side. This has given him a unique understanding of the priorities and points of view of all sides to a dispute. Matthew founded and managed his own civil contracting business for a number of years and has written, reviewed and negotiated numerous construction contracts. He has resolved many commercial disputes stemming from these contracts and is highly skilled at cashflow management and planning.

Qualifications and memberships: Bachelor of Science (Physics); Bachelor of Engineering, with Honours (Mechanical); Master of Business Administration; Member Institute of Engineers.

Adjudicator's rates: \$260.00 per hour. Disbursements at cost.

Michael Heaton QC – Melbourne, VIC

(Adjudicator Certificate No. 82)

Chancery Chambers

Level 26, 200 Queen Street

Melbourne VIC 3000

Phone: [\(03\) 8600 1766](tel:0386001766)

Mobile: [0412 087 711](tel:0412087711)

Fax: [\(03\) 8600 1770](tel:(03)86001770)
 Email: heaton@chancery.com.au
 Website: www.chancerychambers.com.au

Qualifications and memberships: LLM (Uni Melb); LLB, BJuris (Monash); FCI Arb (UK) and Aus; FACICA, Member IAMA, now Resolution Institute, Grade 1 Arbitrator, Adjudicator – Victoria and Western Australia; nationally accredited Mediator and Victorian Bar Accredited Advanced Mediator; Member DRBF Region 3, NBN Panel of Arbitrators, Advisory Committee to the Board of the Melbourne Commercial Arbitration and Mediation Centre, SOCLA and BDPS; Former National Councillor IAMA, 2012-2014; Member Victorian Chapter Committee IAMA; now LEADR & IAMA, now Resolution Institute – 2010 to present Chair – The Victorian Bar Alternative Dispute Resolution Committee 2008-2015 – continuing member.

Profile: Mr Heaton practices as a barrister, adjudicator, arbitrator and mediator. He has represented clients in construction disputes in litigation and arbitration. He has conducted a number of adjudications under the Victorian Security of Payments Act with sums in dispute ranging from less than \$100,000 to over \$16 million between 2008 and the present. He has arbitrated construction disputes. Mr Heaton is happy to adjudicate any construction dispute on the basis of evidence presented without requiring adjudication on the basis of his own expertise in inspecting the works.

Adjudicator's rates: \$450 per hour plus GST plus disbursements. Lesser rates may be applied in appropriate situations and depending up the amount in dispute.

Laura McMahon Higgins – City Beach

(Adjudicator Certificate No. 87)

20 Gayton Road
 City Beach WA 6015
 Mobile: [0458 766 411](tel:0458766411)
 Fax: [\(08\) 6323 0632](tel:(08)63230632)
 Email: laura@questamon.com.au
 Website: www.questamon.com.au

Profile: Laura is the managing director of Questmon Training Services, a consultancy firm specialising in the provision of contractual training and consulting to all members of the construction industry, including government bodies, principals, contractors, subcontractors and suppliers. Laura has delivered training courses in Construction Contract Law nationwide and has taught over 1000 members of the construction industry. Laura has consulted on a wide range of construction projects and has extensive experience in claim preparation and dispute resolution. Laura has particular experience in large-scale infrastructure projects such as hospitals, airports, prisons and shopping centres. Laura has previously worked in top tier national law firms and as Company Secretary and Legal Counsel in an ASX 200 mining company.

Qualifications: Bachelor of Laws – University of Western Australia; Bachelor of Arts – University of Western Australia; Member of the Institute of Arbitrators and Mediators Australia; Telstra Western Australian Young Business Woman of the Year 2014; Business News 40 under 40 Winner 2015.

Adjudicator's rates: \$275.00 per hour plus GST. Disbursements and out-of-pocket expenses such as travel outside the metropolitan area are charged at cost. **Adjudication for low-value disputes:** Amount in dispute \$50,000 or less (fixed fee of \$2,900 plus GST); \$50,000 to \$100,000 (fixed fee of \$4,990 plus GST).

Advisory services: Laura provides advisory services to assist parties preparing applications or responses in adjudication proceedings. This includes providing advice on contractual payment disputes and advising parties on the merits of a payment claim, at the following hourly rates: Amount in dispute \$50,000 or less (hourly rate of \$200 per hour plus GST); \$50,000 to \$100,000 (hourly rate of \$250 per hour plus GST). Following provision of advice, if you engage Laura to prepare the adjudication application or response, the following fixed fees are applicable. Any advice previously given would be included in the fixed fee. Therefore, the total out-of-pocket expense for both advice and drafting the documentation would be the fixed fee.

Amount in dispute: \$50,000 or less (fixed fee of \$2,990 plus GST); \$50,000 to \$100,000 (fixed fee of \$4,990 plus GST).

Nicholas Hobbs – Applecross

(Adjudicator Certificate No. 79)

20B Lilian Avenue
Applecross WA 6163
Mobile: [0407 014 736](tel:0407014736)
Email: nicanmau@gmail.com

Profile: MA Cost E AIAMA. Nicholas is a highly motivated Commercial Manager with extensive experience in various forms of contract on Civil and Building Projects, including Infrastructure, Motorways, Airport Expansion and a Mega Shopping Mall. His experience has been gained in Southern Africa, United Kingdom, U.A.E and Australia. Nicholas specialises in payment claim disputes, contractual entitlement and quantum disputes, delay and disruption and loss and expense claims and provides services for the preparation of applications for adjudication and responses to applications for adjudication.

Qualifications and memberships: National Diploma in Civil Engineering (SA); Certificate in Adjudication (WA); Member of the Association of Cost Engineers (UK); Associate Member of the Institute of Arbitrators and Mediators Australia.

Adjudicator's rates: \$220.00 per hour plus GST. Disbursements at cost plus GST.

John Hockley – Perth

(Adjudicator Certificate No. 49)

Francis Burt Chambers
Level 23 Allendale Square
77 St George's Terrace
Perth WA 6000
Phone: [\(08\) 9220 0535](tel:0892200535)
Fax: [\(08\) 325 2041](tel:083252041)
Mobile: [0407 192 877](tel:0407192877)
Email: jhockley@francisburt.com.au

Profile: Occupation: Barrister

Qualifications: B. Sc (Hons), Dip. Ed; Ph D (UNE), LL B (UNSW); LL M (Melb); Dip. Int'l Tax (Harv); Mediator, Arbitrator, Negotiator.

Areas of expertise: Legal problems and dispute resolution of all issues that arise in construction contracts, mining and oil and gas ventures and infrastructure projects. Member of AMPLA. Chairman Building Disputes Tribunal, Chairman Builders' Registration Board, Chairman Painters' Registration Board. Member of the Institute of Arbitrators and Mediators Australia (IAMA). Interest in commercial and domestic and international arbitration.

Adjudicator's rate: \$450 per hour inclusive of GST. \$550 per hour inclusive of GST where both contracted parties agree to my appointment.

Scott Johnson – Inglewood

(Adjudicator Certificate Number 69)

SMJ Project Services Pty Ltd
171 Tenth Avenue
Inglewood WA 6052
Mobile: [0403 122 381](tel:0403122381)
Email: scottandaileen@hotmail.com

Profile: Scott is a professional mechanical engineer, practising commercial adjudicator and construction contract manager. He has 25 years' experience as a design engineer, construction manager, project manager and contracts administrator. He has worked on the design, procurement and construction of small to very large multidisciplinary infrastructure, water, mine and defence projects. Scott has adjudicated numerous construction contract payment disputes involving a diverse range of complex technical and legal issues and ranging in quantum from less than \$10,000 to \$2,000,000. He has a thorough understanding of the operation of the *Construction Contracts Act 2004* (CCA) which he applies to matters for an efficient, enforceable outcome. In addition to acting as adjudicator under the CCA, Scott is available to assist parties in any construction contracts, at any stage of the project lifecycle, including:

- advice on the adjudication process under the CCA
- preparing submissions and documentation for adjudications
- general contract administration assistance and advice
- claims (progress, EOT, delay costs and variations) preparation
- advice on dispute avoidance and dispute resolution options

Qualifications and affiliations: BE Mechanical Engineering; Graduate Diploma Leadership & Management; Graduate Diploma Marine Engineering; Member Institution of Engineers; Member Institute of Arbitrators and Mediators Australia; Member RANR.

Adjudicator's rates: \$250.00 per hour plus GST. Travel outside Metropolitan area at cost.

Mark Jones – South Perth
(Adjudicator Certificate No. 19)

Box 8351
Angelo St Post Office
South Perth WA 6951

Physical:
22B (rear) Strickland Street
South Perth WA 6151

Phone: [\(08\) 9368 5055](tel:0893685055)
Fax: [\(08\) 9368 5755](tel:0893685755)
Mobile: [0409 511 611](tel:0409511611)
Email: mark@markjones.com.au

Qualifications: Bachelor of Engineering (civil); Master of Laws; Master of Business Administration. He is also a registered builder.

Membership of professional bodies: Graduate Management Association; Chartered Institute of Arbitrators; Resolution Institute (Institute of Arbitrators and Mediators Australia); Institution of Engineers Australia; Master Builders Association; Society of Construction Law.

Relevant expertise: Mark has over 35 years' experience in varied management roles in the building and construction industry, including representing the principal, contractor, subcontractor and supplier. His project experience includes a wide range of industrial, civil and building projects. His supplier experience includes management positions in two national suppliers of building products. Dispute resolution has been a major responsibility of many of the positions he has held. Mark has adjudicated well over 100 payment disputes under the *Construction Contracts Act 2004* and prepared many successful applications and responses under the Act. Mark has also advised the insolvency and insurance industries over the past 15 years.

Adjudicator's rates: \$350 per hour and any disbursements, plus GST.

Euring Nickolas (John) Karantzis – Richmond, VIC

(Adjudicator Certificate No. 67)

PO Box 429

Richmond VIC 3121

Mobile: [0438 165 304](tel:0438165304)

Email: John.karantzis@gmail.com

Profile: John is an experienced project director, with over 20 years' experience in complex, large projects in the several hundreds of millions. His experience includes management of projects in Europe, Africa, Australia, Asia and South America, acting on behalf of both principals and execution contractors. Experience includes detailed knowledge of conceptual/feasibilities, front end design, estimating, tendering, contract administration, progress payment claims, assessing variations, extension of time claims and contract claims, in addition to claims preparation, claims assessment and resolution of complex commercial matters.

Qualifications: BE (UWA), MIEAust, CPEng, MIEE, AIAMA.

Professional associations: Member Institute of Arbitrators and Mediators; Member Institution of Engineers Australia (Chartered EE, ITEE); Member Institute of Electrical Engineers (UK); European Federation of National Engineering Associations (Euring); Accredited Person under the Radiocommunications Act (Cth).

Adjudicator's rates: \$285.00 per hour plus GST with disbursements and adjunct services at cost.

Ranjit Khosla – Chapel Hill, Queensland

(Adjudicator Certificate No. 97)

PO Box 652

Kenmore QLD 40699

Tel: [\(07\) 3878 3988](tel:0738783988)

Mobile: [0414 3878 20](tel:0414387820)

Fax: [\(07\) 3878 8898](tel:0738788898)

Email: kayassociates@bigpond.com

Qualifications: BSc. Quantity Surveying, UK; Professional Certificate in Arbitration, University of Adelaide; Member of Australian Institute of Quantity Surveyors; Member of Royal Institution of Chartered Surveyors; Member of Association of Cost Engineers (UK); Member of the Resolution Institute.

Profile: Ranjit is a chartered quantity surveyor with over 35 years' experience, gained on construction sites and in professional offices, in delivery of building & civil construction, mining and LNG projects. He established Kay Associates Pty. Ltd. in 1994, with his brother, to provide quantity surveying, dispute resolution and structural engineering services. Ranjit is a registered adjudicator in Queensland. Ranjit has worked in England, Botswana and Zimbabwe before settling here in Australia in 1994. He spent 12 years' in Botswana working on a wide range of projects funded by the World Bank, EEC, UN Development Programme, and the African Development Bank.

Adjudicator's rates: \$400.00 per hour plus GST. Disbursements and expenses, if any, at cost.

Neil Kirkpatrick – Sydney, NSW

(Adjudicator Certificate No. 75)

C/- Construction Expert Services

PO Box 670

Chatswood NSW 2057

Phone: [02 9057 9088](tel:0290579088)

Mobile: [0424 635 462](tel:0424635462)

Email: nk@expertservices.com.au

Website: www.expertservices.com.au

Profile: BSc (Hons), LL.M, DipICarb, FCI Arb, FRICS, FCIOB, FRI ExpDet Med. Neil is a chartered quantity surveyor, chartered construction manager, construction adjudicator, arbitrator, mediator, expert determiner and expert witness in quantum, delay and construction technical matters. Neil has over two decades of experience assisting parties, clients, development companies and contractors internationally, solving problems and helping achieve practical solutions, resolving complex, contentious and non-contentious issues that arise on projects, including determining payment disputes subject to security of payment legislation. His experience embraces significant scale developments, infrastructure projects, resource projects, industrial, residential and commercial construction schemes. Neil is experienced in quantum, delay, contract, and technical matters, including loss and expense, disputed variations, extension of time, disruption, acceleration, liquidated damages, and defective work type claims.

Areas of expertise: Neil has expertise in determining disputes under numerous processes, quantity surveying, contract management and administration, dispute resolution, including adjudication of payment disputes, arbitration, mediation and expert determination. In addition, he is experienced in quantum, delay, contract and technical matters, including loss and expense, disputed variations, extension of time, liquidated damages and defective work type claims across a diverse range of projects involving building and construction, civil engineering, infrastructure and the resource industries.

Qualifications: LL.M, Master of Laws, International Commercial Law; DipICarb, Diploma in International Commercial Arbitration, Chartered Institute of Arbitrators; BSc (Hons), Bachelor of Science with Honours (Construction, Engineering, Management); FRI, Fellow, Resolution Institute; FCI Arb, Fellow, Chartered Institute of Arbitrators; FRICS, Fellow, Royal Institution of Chartered Surveyors; FCIOB, Fellow, Chartered Institute of Building; Certificate in Adjudication (WA), Resolution Institute; Certificate in Adjudication (NSW), Royal Institution of Chartered Surveyors; Certificate in Adjudication (QLD), under the Building Industry Fairness Act Scheme; Accredited Expert Determiner, Resolution Institute; Accredited Mediator, Resolution Institute; Practitioners Certificate, Mediation, Resolution Institute.

Adjudicator's Rates: \$400.00 per hour plus GST, plus disbursements at cost.

Adjudication of low value payment disputes: For appointments to adjudicate a payment dispute with a value of up to \$100,000 (including GST), the Adjudicator's fee shall not exceed the Adjudicator's fixed fee stated below corresponding to the value of the payment dispute. Value of payment dispute (GST inclusive): Up to \$5,000 (adjudicator's fee \$2,000 plus GST); \$5,001 to \$10,000 (\$3,500 plus GST); \$10,001 to \$20,000 (\$4,500 plus GST); \$20,001 to \$50,000 (\$5,750 plus GST); \$50,001 to \$100,000 (\$8,000 plus GST). For payment disputes with a value greater than \$100,000 (including GST), the cost of the adjudication will be in accordance with the provisions of Section 44 of the *Construction Contracts Act 2004*.

John Knuckey – Perth

(Adjudicator Certificate No. 70)

Level 1, 172 St Georges Terrace

Perth WA 6000

Phone: [\(08\) 9324 3211](tel:(08)93243211)

Mobile: [0417 982 715](tel:0417982715)

Email: jknuckey@capitalhouse.com.au

Profile: During a career spanning 40 years', John's experience includes design, project management and construction management in the role of owner, contractor and consultant. Currently his work involves design management, project management and construction management of civil engineering and building projects generally in industrial environments. Project experience encompasses heavy and light industrial facilities and infrastructure, civil engineering in connection with railways, mining, power station projects, public buildings, commercial buildings, residential buildings, food processing, cold storage and agriculture industries. He has over 30 years' experience in contract administration using numerous

contract forms as owner, contractor and superintendent both in Australia and internationally. The range of projects and services with which he has been involved can be found at www.capitalhouse.com.au.

Qualifications: Associateship in Civil Engineering (1975); Professional Certificate in Arbitration; Arbitrator Grade 2 (IAMA-Resolution Institute); Accredited Mediator (IAMA-Resolution Institute); Certificate in Expert Determination (IAMA-Resolution Institute); Certificate in Adjudication; Registered Adjudicator in Western Australia and Northern Territory.

Memberships: Member of Engineers Australia; Chartered Professional Engineer Member of the Institute of Arbitrators and Mediators (Resolution Institute).

Adjudicator's rates: \$276.00 per hour plus GST plus disbursements at cost. Travel outside of 35km radius of Perth – by vehicle 80 cents per km (plus GST), airfares and accommodation at cost plus 5%.

Adjudication of low-value disputes rates: Amount in dispute \$50,000 or less, fixed fee up to \$4,485 plus GST plus disbursements, hourly rate \$180 plus GST; \$50,000 to \$100,000, fixed fee up to \$5,635 plus GST plus disbursements, hourly rate \$180 plus GST. Note: The time and cost associated with resolving payment disputes is not only dependent on the value of the claim. The complexity of the claim and the form of construction contract may also be significant contributors. Disputes less than \$100,000 involving complex construction contracts may attract a higher fee to be determined on a case-by-case basis.

Advisory services: To assist with preparing applications (or responses) in adjudication proceedings and/or providing advice in low value contractual payment disputes. At the rate of \$180/hr plus GST plus disbursements.

William Lau – Winthrop

(Adjudicator Certificate No. 26)

Unit 5 Winthrop Court

Somerville Boulevard

Winthrop WA 6150

Phone: [\(08\) 9312 2144](tel:(08)93122144)

Fax: [\(08\) 9312 2086](tel:(08)93122086)

Mobile: [0409 044 458](tel:0409044458) / [+6019-8585444](tel:+60198585444)

Email: wkhlu@gmail.com

Profile: Barrister-at-law (London) (1975); Barrister and Solicitor of the Supreme Court of Western Australia (1994); LL.B (London) (1973) LL.M (1974); Chartered Arbitrator (UK). William has been a practising lawyer for more than 28 years'. He has also sat as an arbitrator in construction, maritime and commercial cases. He has handled construction cases involving water treatment plans, road and highway construction, airport, commercial construction, housing development scheme and industrial facilities. William is a panel arbitrator of both the Kuala Lumpur Regional Centre for Arbitration, and London Maritime Arbitrators Association. He has been a fellow of the Institute of Arbitrators and Mediators Australia since 1994, and a fellow of Singapore Institute of Arbitrators, and Malaysian Institute of Arbitrators, and also a LEADR accredited mediator. He is also accredited with the Australian National Mediator Accreditation System (NMAS Accredited Mediator) and International Mediation Institute (IMI Certified Mediator). He continues to be active in practical and dispute resolution.

Adjudicator's rates: \$180.00 per hour (GST not applicable). Disbursements – secretarial, photocopying, postage, binding, and other out of pocket expenses are charged for reimbursement at cost.

Steve Lieblich – Mount Lawley

(Adjudicator Certificate No. 36)

Phone: [\(08\) 6262 9336](tel:(08)62629336)

Web site: www.lieblich.com.au

Contact us: www.lieblich.com.au/contact-us

LinkedIn: au.linkedin.com/in/stevelieblich/

Profile: Consultant in business development, contracts and commercial management, relationship management and dispute resolution, including mediation, arbitration, expert determination and adjudication. Experienced director of public and private companies, senior engineering manager and leader in electrical engineering, automation, industrial process control, building services and information and communications technology. Focused on commercialisation of innovative technologies, business growth and sustaining long-term commercial relationships. Very well connected in government and corporate enterprises in Australia and the region.

Professional qualifications and associations: Bachelor of Engineering with First Class Honours at University of Western Australia; Master of Science in Electrical Engineering at the Technion in Israel; Fellow of Engineers Australia (FIEAust) and Chartered Professional Engineer; Graduate of the Australian Institute of Company Directors (GAICD); Associate Member of the Institute of Arbitrators and Mediators Australia (AIAMA); Advanced Professional Certificate in Arbitration, University of Adelaide; Registered Arbitrator, Institute of Arbitrators and Mediators Australia (IAMA); Registered Adjudicator No. 36: Construction Contracts Act (WA) 2004; Accredited Mediator, IAMA; Accredited Panellist (.au Domain Name Dispute Resolution Policy) IAMA; Member of LEADR Association of Dispute Resolvers. See www.lieblich.com.au/steve-lieblich for further details.

Adjudicator's rates: \$315.00 per hour, plus expenses at cost plus 10%, plus GST, for adjudication services in accordance with Liebllich and Associates' standard terms.

Glynn Logue – Kallaroo

(Adjudicator Certificate No. 24)

2 Milson Close
Kallaroo WA 6025
Phone: [\(08\) 9402 7595](tel:0894027595)
Fax: [\(08\) 9402 7595](tel:0894027595)
Email: glogue@iinet.net.au

Profile: Chartered Professional Engineer; Project Manager Professional; Graduate Certificate Degree in Building and Construction Law; Graded Arbitrator; Certified Expert Determiner; Accredited Mediator. Glynn has more than 35 years' experience in the construction of roads and bridges and related infrastructure and in contract formation, procurement and administration. His experience includes the resolution of disputes in the building and construction industry through negotiation, mediation, expert appraisal, adjudication, arbitration and litigation. Recently he has undertaken contract forensics on major marine and mining infrastructure projects and produced expert reports for the owners. He is familiar with the Australian Standard, Housing Industry Association and Australian Building Industry Contracts.

Adjudicator's rates: \$300.00 per hour plus GST and reasonable disbursements.

Philip C Loots – East Perth

(Adjudicator Certificate No. 25)

Apartment 6B
29 Trafalgar Road
East Perth WA 6004
Mobile: [0400 246 851](tel:0400246851)
Email: philip.loots@westnet.com.au

Profile: B Comm, LLB; PMD Harvard Business School; Executive Negotiation Programme Harvard Business School. Philip Loots has practised exclusively as a construction lawyer for more than 40 years' and is a recognised authority on construction law. In addition to writing numerous articles in this field, he has authored and co-authored a number of books including 'Practical Guide to Engineering and Construction Contracts' (CCH) and 'Engineering and Construction Contracts and Related Issues' (Juta & Co). He holds the position of Adjunct Professor at the Centre for Mining, Energy and Natural Resources, Faculty of Law, University of Western Australia, and is licensed to practice as a Solicitor in Western Australia and as an Attorney and Notary Public in the Republic of South Africa. Philip is a Mediator, Arbitrator and a Statutory Adjudicator in Western Australia and the Northern Territories. Philip

is engaged in drafting and negotiating of all forms of construction contracts and advice on all aspects of construction law including disputes, and has considerable mega-project experience, including full-time involvement as in-house counsel in the negotiations and legal department for the operator on a USD\$54Bn LNG project during the previous five years, and for four years more recently as in-house counsel for the EPC contractor on a \$37Bn LNG project.

Adjudicator's rates: \$450 per hour inclusive of GST. \$550 per hour inclusive of GST where both contracted parties agree to my appointment.

Bernard Lynch – East Perth

(Adjudicator Certificate No. 41)

34/269 Hay Street
East Perth WA 6004
Mobile: 0432 235 136
Email: bernard.lynch.WA@gmail.com

Profile: Bernard is a construction professional with 25 years' experience gained with contractors, consultants and principals. From a quantity surveying and law background, he has provided commercial and contractual advice on a wide range of building, civil engineering, mining and oil and gas projects.

Qualifications: BSc (Quantity Surveying) awarded with Commendation, LLB (Honours), Diploma in Arbitration, Fellow of the Royal Institution of Chartered Surveyors and Fellow of the Chartered Institute of Arbitrators.

Adjudicator's rates: \$300.00 per hour plus GST plus disbursements at cost.

Richard Machell – Carine

(Adjudicator Certificate No. 4)

33 Chellaston Crescent
Carine WA 6020
Phone: [\(08\) 9246 7405](tel:(08)92467405)
Fax: [\(08\) 9246 7405](tel:(08)92467405)
Mobile: [0417 400 539](tel:0417400539)
Email: rmachell@aapt.net.au

Profile: B.Ed, MIAMA, FAIB, B Reg 7652, JP. Richard is a registered and chartered builder with 40 years' experience in the construction industry gained at all levels, including as general manager of architectural and construction companies in Western Australia, South Australia and the Northern Territory and teaches in construction management at tertiary level in WA. Richard specialises in commercial, industrial, institutional and residential works, including preparation of expert opinions into construction issues, contract administration and project superintendence, and the determination of disputes by arbitration, mediation, expert determination and adjudication. Richard is graded and accredited by the Institute of Arbitrators and Mediators Australia in each and is registered as an adjudicator in WA and NT. Richard has adjudicated in excess of 170 payment disputes under the Construction Contracts Act since its inception, totalling \$78M, with an average claim value of \$460,000 ranging from \$1,500 to \$14 million and with an average fee cost of \$2,000 per claim.

Memberships: Australian Institute of Building; Institute of Arbitrators and Mediators; Master Builders Association; Housing Industry Association; Society of Construction Law.

Adjudicator's rates: \$300.00 per hour plus GST and disbursements. **Adjudication for low-value disputes:** For appointments through the Australian Institute of Building to adjudicate a payment dispute, a [fixed fee schedule](#) applies for disputed amounts up to \$20,000 (including GST). For appointments to adjudicate payment disputes with a value greater than \$20,000.00 (including GST) either through Australian Institute of Building or any other prescribed appointor, the cost of the adjudication will be in accordance with the provisions of section 44 of the Act.

Hon Wayne Martin AC QC – Perth

(Adjudicator Certificate No. 104)

c/- Francis Burt Chambers
Allendale Square
77 St George's Terrace
Perth WA 6000
Ph: 9220 0444
Email: wmartin@francisburt.com.au

Profile: Hon. Wayne Martin AC QC served as Chief Justice of Western Australia between 2006-18. Prior to his appointment as Chief Justice, his practice as Senior Counsel at the WA Bar included the representation of clients in many major construction disputes in both arbitrations and litigation. Since leaving the bench Wayne is taking appointments as mediator, arbitrator, and now adjudicator. He has been recognised as a Grade 1 Arbitrator by the Resolution Institute and appointed to the arbitral panels of the Singapore International Arbitration Centre, the Hong Kong International Arbitration Centre and the Asian International Arbitration Centre (Kuala Lumpur).

Rates for Adjudication: \$700 per hour plus GST and disbursements, or such other rate as is agreed between the parties and the adjudicator pursuant to s.51(3) of the Act.

Kevan McGill – Duncraig

(Adjudicator Certificate No. 6)

17 Juniper Way
Duncraig WA 6023
Phone: [\(08\) 9447 5286](tel:(08)94475286)
Mobile: [0434 148 971](tel:0434148971)
Email: duncraig17@bigpond.com

Profile: Kevan has an electrical engineering background with experience that includes building services, building construction and engagement of consultants. He has led the Building Management Authority day labour construction business and architectural and engineering practices. As a safety regulator, he has developed regulatory approaches to improving safety and conducted disciplinary hearings on offending trades people. He has administered contracts for significant projects in addition to project managing the electrical component at Sir Charles Gairdner Hospital G block and Alexander Library. He has conducted numerous licence compliance audits with Economic Regulation Authority WA for electrical generation, transmission, distribution and retail licences and gas distribution and retail licences. Kevan is an arbitrator with the Resolution Institute and an adjudicator in WA and NT and has resolved disputes from \$8000 to \$37m. He has conducted an expert determination. He is also a Senior Sessional Member at the State Administrative Tribunal.

Qualifications: BE(Hons) (UWA); Grad Cert HRM (Canberra); Prof Cert Arbitration (Adelaide); Fellow Engineers Australia; Member Institution of Engineering and Technology (London); Chartered Engineer Engineering Council UK; Member Resolution Institute; Past Chair of the Engineers Australia, Building Services WA Engineering Panel; Member of the Association of Professional Engineers, Scientists and Managers, Australia Past Chair Electrical Regulatory Authorities Council; Past Chair Electrical Licensing Board Department of Energy, Mines, Industry Regulation and Safety (WA); Past WA committee member Institute of Arbitrators and Mediators Australia.

Adjudicator's rates: Disputes of less than \$40,000 at low fixed rates. \$375.00 per hour for payment disputes of more than \$40,000 (incl. GST). Travel expenses outside metropolitan area by car \$1.00/km and airfares and accommodation at cost.

Damian Michael – Sydney, NSW

(Adjudicator Certificate No. 72)

Office address:
M&A Lawyers

Level 11, 65 York Street
Sydney NSW 2000
Postal address:
PO Box H242
Australia Square NSW 1215

Phone: [\(02\) 9188 9639](tel:(02)91889639)
Email: dm@ma-lawyers.com.au

Profile: Damian Michael is a lawyer and specialises in construction law and dispute resolution. Damian has particular expertise in adjudication and is accredited as an Adjudicator in all jurisdictions throughout Australia. Damian has been involved in complex commercial, legal and technical issues in relation to construction and infrastructure projects together with intricate delay, disruption, global and acceleration claims. He is regularly engaged in contract structuring, drafting and negotiation, and provides advice on contract administration and dispute resolution matters.

Qualifications and affiliations: JD (RMIT), GDLP (ANU), MLS (UNSW), Adjudicator, Mediator, CP (Trade/Advanced) Hydraulic Services; Lawyer of the Supreme Court of New South Wales; Solicitor of the High Court of Australia; Practising Certificate by the Law Society of New South Wales; Member of the Law Society of New South Wales; Registered Adjudicator under the *Building and Construction Industry Payments Act 2004* (QLD) (J1159263), the *Construction Contracts (Security of Payments) Act 2004* (NT) (30), and the *Construction Contracts Act 2004* (WA) (72). Member of LEADR.

Adjudicator's rates: \$300.00 per hour plus GST and disbursements.

John Morhall – Churchlands
(Adjudicator Certificate No. 32)

PO Box 2095
Churchlands WA 6015
Phone: [\(08\) 9287 2260](tel:(08)92872260)
Fax: [\(08\) 9287 2280](tel:(08)92872280)
Mobile: [0419 912 576](tel:0419912576)
Email: morhall@ingenerium-lex.com

Profile: BSc (Hons) (Mech), LLB (Hons), CEng, FIMechE, FIEAust, CPEng, FAusIMM (CP), MIAMA. An accredited arbitrator and mediator with qualifications in engineering and law and over 40 years' experience in the engineering and resources industries. Held senior positions in Australia and internationally in oil and gas, and minerals. Has significant contract negotiation and formation experience for major project development; and experience in fabrication and construction, project development and implementation. Has also held senior positions within the Government of Western Australia in resources development. Experience in dispute resolution includes ore transportation, mining tenements, highway construction, steel fabrication, offshore engineering, and building construction. A guest lecturer at the University of Western Australia and Curtin University on "Engineers and the Law".

Adjudicator's rates: \$250.00 per hour exclusive of GST with disbursements and adjunct services at cost.

Graham Morrow – Beaconsfield
(Adjudicator Certificate No. 38)

34 McCleery Street
Beaconsfield WA 6162
Phone: [0415 804 981](tel:0415804981)
Email: admin@grahammorrow.com.au

Profile: Graham is a qualified quantity surveyor, lawyer, arbitrator and adjudicator. Graham worked as a quantity surveyor estimator and contract administrator for 14 years' before commencing his legal career in 2001. A significant amount of his legal career to date has been spent advising on building,

construction and infrastructure matters and related issues. As a quantity surveyor and lawyer, Graham has prepared, assessed, negotiated and advised on several thousand claims arising out of most forms of building contracts. These claims have come from a wide range of construction industry participants. Clients have included individual tradesmen, building sub-contractors and contractors of all sizes, homeowners, developers, landlords, tenants, suppliers of plant and building materials, architects, engineers, project managers, financial institutions and insurance companies. The various claims considered have ranged up to several million dollars in value, with the building contracts covering a wide range of commercial, domestic, industrial, educational, public building and engineering projects. Graham has given talks on adjudication in WA and Victoria and provided advice to clients on adjudication in respect to the Act; and also advised on some of the other states' adjudication legislation. Graham has advised clients how to prepare payment claims and responses under various contracts, prepared many adjudication applications and responses and advised on enforcement, SAT reviews and judicial review of adjudication determinations.

Qualifications: BSc (Quantity Surveying), LLB (Honours), Associate Chartered Institute of Arbitrators (UK), Associate of the former Institute of Arbitrators and Mediators Australia (Graded Arbitrator and qualified Adjudicator) (now Associate of Resolution Institute), Master of Laws (Construction Law) (University of Melbourne) (and studied adjudication in Payment Matters in Construction Projects and Advanced Construction Law units). Graham has also contributed several articles to publications considering adjudication arbitration and mediation, both in Australia and the UK and has given talks on adjudication and lectured in construction law.

Adjudicator's rates: \$365.00 per hour plus disbursements (if any) at cost.

Mirina Muir – Perth

(Adjudicator Certificate No.18)

C/- Arbitration & Mediation Australia
Level 5, 182 St George's Tce
Perth WA 6000
Phone: [\(08\) 6262 0283](tel:0862620283)
Mobile: [0419 634 181](tel:0419634181)
Email: mirina.muir@amaustralia.com

Profile: Mirina Muir is an experienced lawyer, arbitrator mediator and adjudicator. Her legal practice is in large infrastructure projects development and dispute resolution for all types of resource and engineering projects. Mirina sits in various quasi-judicial roles. She is a graded Australian arbitrator and mediator, chartered international arbitrator, fellow of the Chartered Institute of Arbitrators and Australian Centre for International Commercial Arbitration.

Adjudicator's rates: \$250.00 per hour plus GST. Any disbursement at cost.

John Murray – Victoria

(Adjudicator Certificate No.103)

c/- Adjudicate Today Pty Ltd
Level 28 AMP Tower
140 Saint George's Terrace
PERTH WA 6000

Phone: [1300 760 297](tel:1300760297)
Email: wa@adjudicate.com.au

Profile: John Murray conducted for the Commonwealth the review of the different security of payment laws that operate in the various jurisdictions. John's Final Report, "Building Trust and Harmony" was released by the Commonwealth in May 2018 and various of its 86 recommendations have been taken up by a number of State Governments. John is an experienced adjudicator who has made over 400 adjudication determinations where the amounts in dispute have ranged from \$10,000 to \$750 Million.

He has extensive industry experience, being the former CEO of Master Builders Australia, Director of Cbus Property, Standards Australia and the inaugural Chair of the NSW Building and Professionals Board. He is a Chief Adjudicator for Adjudicate Today and conducts training under the Construction Contracts Act (WA) for new adjudicators. In 2004, John was made a member of the Order of Australia for services to the building industry, particularly through the Master Builders Association and the introduction of key building industry initiatives and reforms.

Adjudicator fee: \$575 per hour inclusive of GST

Mike Murrey – Nedlands

(Adjudicator Certificate No. 43)

70 Stirling Highway

Nedlands WA 6009

Tel: [\(08\) 9279 1900](tel:(08)92791900)

Fax: [\(08\) 9279 1422](tel:(08)92791422)

Mobile: [0438 116 858](tel:0438116858)

Email: mmurrey@live.com.au

Profile: Mike is a Civil Engineer with extensive experience on major resource and infrastructure projects including concrete, tunnelling, marine works, roads, structural and mechanical erection, pipelines and industrial buildings. Expertise includes commercial dispute resolution, estimating, scheduling, project management and claim preparation.

Qualifications: BSc Civil Engineering (University of Witwatersand); MSc Civil Engineering (University of Toronto); MBA (UWA); Professional Certificate in Arbitration USA; Professional Certificate in Mediation; Registered Builder.

Affiliations: MIE (Aus); MICE; MIAMA

Adjudicator's rate: \$350 per hour plus GST and disbursements.

Thomas Muttrie – Subiaco

(Adjudicator Certificate No. 46)

230 Barker Road

Subiaco WA 6008

Phone: [\(08\) 9324 6263](tel:(08)93246263)

Email: thomas.muttrie@trett.com

Profile: BEng (Hons) Civil Engineering, LLB (Hons), PCLL; AIAMA. Thomas is a civil engineer with over 15 years' experience in the construction industry and additional qualifications in law. He has international experience on a wide range of projects from heavy civil works and building projects, to residential housing, building renovation and repair in various project management roles for both employers, contractors and consultants. He is used to working on large multidisciplinary contracts in a claims conscious environment. Specific experience includes the provision of contract advice and administration and services in relation to the preparation and defence of contractual claims. He is currently involved in the mining and construction sectors and also has oil and gas experience.

Adjudicator's rates: Hourly \$250.00 exclusive of GST. Charges for disbursements will be at cost.

Dennis Oon – Canning Vale

(Adjudicator Certificate No. 53)

55 McLean Road

Canning Vale WA 6155

Phone: [\(08\) 9256 1794](tel:(08)92561794)

Fax: [\(08\) 9256 1794](tel:(08)92561794)

Mobile: [0430 865 231](tel:0430865231)

Email: dennis.oon6@gmail.com

Profile: Dennis Oon is a chartered quantity surveyor with a legal qualification. His more than 25 years' relevant experience includes working with several international contract advisory firms, a project management organisation, major professional quantity surveying firms and contracting organisations, on projects located throughout Australia, the Middle East and Asia. Since 1995, Dennis has specialised in contract advisory and dispute services on building, engineering, oil and gas, resources and infrastructure works. He has had extensive involvement in alternative dispute resolution and litigation proceedings, through preparation, defence and negotiation of contractual claims on behalf of owners, contractors, subcontractors and suppliers. He has also acted as an expert witness.

Qualifications: Juris Doctor (2013); Master of Science in Construction Contract Management (2006); Graduate Diploma in Business Administration (1993); Bachelor of Construction Economics (1990); Diploma in Building (1987).

Membership of professional associations: Member of the Institute of Arbitrators and Mediators Australia; Member of the Royal Institution of Chartered Surveyors, UK; Member of the Australian Institute of Quantity Surveyors.

Adjudicator's rates: \$250.00 per hour. Disbursements (travel, accommodation, airfares etc.) at cost.

Sean O'Sullivan – Perth

(Adjudicator Certificate No. 106)

c/o Level 28, AMP Tower
140 St Georges Terrace, Perth WA 6000

Phone: [1300 760 297](tel:1300760297)

Email: sosullivan@adjudicate.com.au

Profile: Sean is a senior adjudicator under security of payment legislation in seven of Australia's States and Territories, and has acted in more than 300 adjudications with amounts in dispute up to \$100 million. As a leading construction lawyer and heading Moray & Agnew Lawyers' construction & infrastructure practice, Sean has significant experience in the resolution of security of payment and construction disputes through adjudication, litigation, arbitration, expert determination and mediation. Sean has acted in some of Australia's seminal cases in the High Court of Australia and the Supreme Courts and Appellant Courts of NSW and Queensland. A small selection include:

- *Probuild Constructions v Shade Systems* [2018] HCA 4
- *Mt Lewis Estate v Metricon Homes* [2017] NSWSC 1121
- *Lahey Constructions v Trident Civil Contracting* [2013] NSWSC 176
- *Clyde Bergemann v Varley Power* [2011] NSWSC 1039
- *Chase Oyster Bar v Hamo Industries* [2010] NSWCA 190 (as Intervening Respondent)
- *Dualcorp v Remo* [2009] NSWDC Matter 1685/08
- *Brewarrina Shire Council v Beckhaus Civil* [2003] NSWCA 4

Qualifications: Registered adjudicator in NSW, WA, VIC, QLD, SA, ACT, TAS; Admitted to the Supreme Court of NSW and High Court of Australia; Master of Business Administration, Deakin University; Bachelor of Laws (Hons), Macquarie University; Bachelor of Engineering (Civil), University of Newcastle.

Membership: Member, Law Society of NSW; Member, Civil Contractors Federation (NSW); Member, National Precast Concrete Association Australia; Member, Urban Development Institute of Australia (NSW); Member, Property Council of Australia.

Rates: \$495 per hour including GST

Rod Perkins – Nightcliff, NT

(Adjudicator Certificate No. 44)

8 Kurrajong Crescent
Nightcliff NT 0810

Please note (for secure post):
PO Box 868
Nightcliff NT 0814

Phone: [\(08\) 8948 0942](tel:089480942)
Fax: [\(08\) 8948 0942](tel:089480942)
Mobile: [0437 781 227](tel:0437781227)
Email: rperkins@monadel.com.au

Qualifications: Bachelor of Science (Health and Safety); Associate Diploma Aeronautical Engineering Aircraft, Fitting and Machining, and refrigeration and Air-conditioning Trade Certificates and Associated Licences;

Membership of Professional Organisations: Member, Law Society of Western Australia Member, Institute of Arbitrators and Mediators; Member, Australian Institute of Refrigeration, Air-conditioning and Heating Engineers.

Areas of expertise: Construction Services (HVAC, Fire, Electrical and Data Communications); Resources – Oil and Gas Infrastructure; Engineering. Thirty-five years' experience across various trades and engineering aspects of the aircraft, building, construction and resource sectors of industry. Ten years' experience in managing all aspects of medium to large commercial businesses with particular experience in construction contracts in both CBD multi-storey buildings and remote resources projects.

Adjudicator's rates: \$220.00 per hour plus GST and disbursements at cost.

Dominic Pilkington – Rossmoyne

(Adjudicator certificate No. 81)

44 Second Avenue
Rossmoyne WA 6148
Phone: [\(08\) 6102 6285](tel:0861026285)
Mobile: [0405 902 805](tel:0405902805)
Email: dominic.pilkington@yahoo.com

Profile: Dominic is a lawyer who has over 20 years' experience in drafting construction contracts, advising clients on construction disputes, and acting for numerous clients in litigation and arbitration associated with construction disputes. He has worked elsewhere in Australia and in the Middle East. His experience includes preparing both applications for adjudication, and responses to such applications, under the *Construction Contracts Act 2004 (WA)*. Prior to becoming a lawyer, Dominic worked as a graduate civil and structural engineer.

Qualifications: Bachelor of Laws – University of Adelaide; Bachelor of Engineering (Hons) – University of Adelaide; Graduate Diploma of Legal Practice – University of South Australia; Associate Member of the Institute of Arbitrators and Mediators Australia; Certificate in Adjudication (WA); Admitted to practice law in South Australia, Victoria and Western Australia.

Adjudicator's rates: \$250.00 per hour, plus GST. Expenses and disbursements charged at cost

Fulvio Prainito – Cottesloe

(Adjudicator Certificate No. 35)

7/94 Marine Parade

Cottesloe WA 6011

Mobile: [0422 903 310](tel:0422903310)

Email: fprainito@gmail.com

(Available only from November to April)

Areas of expertise: BE MBA PCertArb. Mechanical Engineering / Building Services / HVAC Design & Construction; Engineering & Building Design Management and Fast Track Construction Projects; Design & Construction of Complex Projects for High Tech Industries; Contracts & Cost Engineering.

Qualifications

(a) University degrees:

- in Engineering: Bachelor of Engineering (Mechanical) (University of Western Australia) (April 1986)
- in Law: Professional Certificate in Arbitration (University of Adelaide) (March 2004)
- in Project Management: Master of Business Administration (Technology Management) (Deakin University) (October 1995)

(b) Eligibility for membership of the following professional institutions:

- Institute of Engineers Australia (since May 1989) (Chartered Professional Engineer)
- Institute of Arbitrators & Mediators of Australia (since March 2003)
- Australian Institute of Project Management (since August 2002)

Additional relevant others: Registered Professional Engineer (NPER #259354); Member of Australian Institute of Refrigeration, Air Conditioning & Heating (since December 1993); Member of Society for Building Services Engineering (since January 1998); Member of AACE International (Cost Engineering) (since October 1997).

Experience:

2003: Present: self-employed/semi-retired engineer and project manager.

1995-2002: Project Manager with a German multinational based in Singapore working on design and construction projects for the semiconductors industry in Singapore, Malaysia, Australia, Germany and Israel. Was specifically responsible for administering construction contracts on several >\$100 million projects.

1992-1995: Mechanical Project Engineer with Wood & Grieve Engineers, Australia in Perth (responsible for contract administration of mechanical building services and energy systems for commercial, institutional and industrial buildings).

1986-1989: Mechanical Engineer with Australian Construction Services (responsible for assisting Architect/Project Manager in the contract administration of building services and piping systems as part of a multidisciplinary project team on Australian government projects).

Adjudicator's rates: Fee: A \$100.00 per hour for all time spent on adjudication including travel. All disbursements are included in fee including travel expenses if required. Lump sum adjudication fee is possible upon assessment of adjudication scope and complexity.

Chidambara Raj C.B. – Prahran, VIC

(Adjudicator Certificate No. 76)

PO Box 1247
Altona Meadows VIC 3028
Mobile: [0451 041 760](tel:0451041760)
Email: raj@mediationchamber.net.au

Profile: Raj is a Chartered Professional Engineer with more than 20 years' experience relating to construction, engineering, contracts, technology and utilities. He is the author of two patents. He is familiar with the Arbitration Law in Australia and Singapore. Raj's expertise is in commercial and industrial works, including project management, contract administration and the resolution of disputes by mediation and arbitration. He has handled complex disputes involving claims on variations, delay, extension of time, and breach of contract. He is an Accredited Mediator.

Qualifications and Memberships: BTech, PhD, CPEng, MIAMA, FSI Arb.

Adjudicator's rates: Total amount in dispute \$20,000 or less, hourly rate \$150 per hour plus GST; \$20,000 to \$100,000, hourly rate \$200 per hour plus GST; Over \$100,000, \$400 per hour plus GST. Travel outside metropolitan area at cost.

Clive Douglas Raymond – Quinns Rock

(Adjudicator Certificate No.91)

23 Ashley Avenue
Quinns Rocks WA 6030
Mobile: [0414 602 782](tel:0414602782)
Email: cliveray50@outlook.com

Profile: BA (Economics and English majors), LLB. Admitted to practise in 1976, former partner of international law firms Mallesons Stephen Jaques and KPMG Legal. 13 years' experience in practise as barrister at Independent Bar in South Africa and Western Australia. Inaugural Senior Member Civil and Commercial Stream of State Administrative Tribunal (SAT) 2005 -2015. Former Deputy Chairman Building Disputes Tribunal, Chairman of Institute of Arbitrators and Mediators Australia (IAMA) (WA Chapter), National Councillor and Vice – President IAMA National Body. Accredited IAMA Grade 1 Arbitrator and Mediator. Member of Resolution Institute.

Areas of expertise: Approximately 40 years' experience in commercial, and residential building and construction and civil engineering works. As a Senior Member of SAT Clive has conducted many of the reviews of building cases from the Building Disputes Tribunal and also of reviews of adjudications under the Constructions Contracts Act. Many of those decisions have set principles which continue to apply in those areas.

Adjudicator's rates: \$400 per hour plus GST and disbursements. In relation to cottage industry residential building disputes under a claim value of \$80,000 - \$250 plus GST and disbursements.

Alan Riley – Willetton

(Adjudicator Certificate No. 5)

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Email: riley@cipl.net.au

Profile: LL.B. (Hons). Alan is a Fellow and Foundation Member of the Institute of Arbitrators and Mediators Australia and a member of the Resolution Institute, Grade 2 arbitrator; nationally accredited mediator (NMAS) and registered adjudicator in Western Australia and Northern Territory. He has worked

in the building and construction industry for over 45 years and now practises as a contracts consultant, arbitrator and mediator, being a principal of Alan V Riley Pty Ltd. His firm's clientele is made up of all sectors of the building and construction industry including owners, architects, contractors, subcontractors and consultants.

Adjudicator's rates: \$350.00 per hour plus GST. Travel expenses at cost (plus GST) outside the Perth metropolitan area.

Doron Rivlin – Perth

(Adjudicator Certificate No. 112)

c/- Adjudicate Today Pty Ltd
Level 28 AMP Tower
140 Saint George's Terrace
PERTH WA 6000
Phone: [1300 760 297](tel:1300760297)
Email: wa@adjudicate.com.au

Profile: Doron is a Senior Adjudicator with Adjudicate Today and Partner and Head of the Construction Group at the law firm, Addisons Lawyers. Doron has been a construction lawyer for 27 years and an adjudicator for Adjudicate Today for 15 years. He has acted on high profile construction and engineering transactions and disputes in all States and Territories in Australia. Relevantly, Doron has acted for principals and contractors in Western Australia. His experience includes acting on complex construction matters at Brookfield Place, Fiona Stanley Hospital, Perth's Children Hospital and the Optus Stadium. Doron has worked on matters across a wide range of construction industries including, office, retail, industrial, residential, mining, infrastructure, hotel, retirement living, energy, renewable energy, educational, health, transport and logistics, Sydney 2000 Olympic stadium and maritime. His experience includes both drafting tender and construction project documentation as well as acting in all forms of dispute resolution including court, arbitration and adjudication matters. Doron also works directly with project management teams in the preparation of payment claims and payment schedules under the security for payment legislation and has a depth of understanding and experience of the adjudication process when acting for claimants and respondents.

Qualifications: Bachelor of Civil Law (BCL Honours), University College Dublin; Master of Law (LLM Honours), University College Dublin; Solicitor, England and Wales; Solicitor, New South Wales.

Adjudicator fee: \$495.00 per hour inclusive of GST. ABN [84 544 127 994](https://abn.gov.au/abn/84544127994)

Richard Rudas – Darlington

(Adjudicator Certificate No. 71)

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Darlington WA 6070
Mobile: [0412 001 156](tel:0412001156)
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Email: rrudas@iinet.net.au

Profile: Richard is a mechanical engineer with over 40 years' of professional and managerial experience at a senior level with major organisations and multidisciplinary projects in Australia and overseas. His main areas of expertise and experience include engineering design and construction, technology development and licensing, industrial plant EPCM and EPC contracts, particularly in the fields of materials handling, railway and waste processing. He was involved in project management and directorship, drafting, negotiating and administering EPCM and EPC contracts, management of contractual disputes on behalf of the principal and fulfilled a role of the superintendent. Richard's own practice in Perth specialises in technical writing, contracts management and dispute resolution.

Qualifications and memberships: BSc Mechanical Engineering; MSc Mechanical Engineering; Certificate in Adjudication; Professional Engineer.

<p>Adjudicator's rates: \$250.00 per hour plus GST and disbursements.</p>
<p>James Saunders – Claremont (Adjudicator Certificate No. 73)</p> <p>25 Grange Street Claremont WA 6010 Mobile: 0427 093 113 Email: jsaunders@kottgunn.com.au</p> <p>Profile: James is a lawyer and accredited adjudicator as well as a mediator appointed under the Franchising Code of Conduct. He was admitted to practice in Western Australia, South Australia and the High Court of Australia in 1981 and has been a member of the Institute of Arbitrators and Mediators since 1985. He is a member of Law Society of Western Australia and the Australian institute of Project Managers. James has practised extensively in all areas of Construction Law for over 30 years and has been Registrar of the Gas Review Board, Electricity Review Board and Energy Review Board since 2004. He has been extensively involved in large scale infrastructure projects as well as in the resolution of numerous payment claims under construction contracts.</p> <p>Qualifications: Bjuris, LLB; Member of the Institute of Arbitrators and Mediators Australia (AIMA); Member of the Law Society of Western Australia; Member of the Australian Institute of Project Managers.</p> <p>Adjudicator's rates: \$350.00 per hour plus GST; Photocopying and printing – 50 cents per page; Facsimile charges – \$1.50 for local fax per page, \$2.50 for STD fax per page, \$4.00 for overseas fax per page; Courier fees – at cost.</p>
<p>Gordon Smith – Cottesloe (Adjudicator certificate No. 80)</p> <p>PO Box 797 Claremont WA 6910 Ph: (08) 9286 3125 Mob: 0422 551 186 Email: gordon.smithcharb@bigpond.com</p> <p>Profile: Gordon is an experienced international arbitrator, and barrister & solicitor, with 35 years' dispute resolution experience in the construction and engineering industries. He was a Senior Associate, Special Counsel, and Partner at international law firms in Australia, Singapore and Hong Kong for 20 years, and acts now solely as an independent arbitrator and adjudicator. He is a panel arbitrator on leading institutional panels; SIAC, ICC (Australia), NZDRC, AICAC, KLRCA, and Chartered Institute of Arbitrators panels. He has particular expertise in oil and gas, mining, power, marine, building, rail, and general infrastructure projects. Prior to becoming a lawyer, Gordon practised as a consultant civil / structural engineer for 14 years' in Australia and New Zealand, involved in the design, contract negotiation, contract administration, and claims assessment and negotiation on oil and gas, mining, industrial, power, and infrastructure projects.</p> <p>Qualifications and Professional Memberships: Barrister & Solicitor, Supreme Court of Western Australia; Bachelor of Laws (First Class Honours); Bachelor of Engineering (Civil); Master of Business Administration; Chartered Arbitrator; Fellow of the UK Chartered Institute of Arbitrators; Fellow of the Singapore Institute of Arbitrators; Associate, Institution of Arbitrators & Mediators, Australia; Member of the Australian Institute of Business; Fellow of the Institution of Engineers, Australia; Chartered Professional Engineer, Australia (1989-2012); Founding Member and Council Member, Singapore Society of Construction Law (2002-2007, 2009-2012).</p> <p>Adjudicator rates: \$450 per hour plus GST, plus disbursements at cost.</p>

Jonathan Smith – Runaway Bay, QLD

(Adjudicator Certificate No. 98)

269 Morala Avenue
Runaway Bay QLD 4216
Phone: [0418 747 804](tel:0418747804)
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Email: jsmith@flagstaff.com.au

Profile: Jonathan has 35 years' experience in commercial, mining, engineering, surveying and civil construction industries interspersed with 5 years' as the Contracts Manager for Brisbane CityWorks. He has been a Principal of Flagstaff Consulting Group since 2007. His career has seen him work in the UK, South Africa, Papua New Guinea and Australia and involved development of infrastructure procurement processes, construction and mining procurement activities, contract development and re-design, arbitrating mining, building and construction contractual disputes, adjudicating building and construction payment disputes, reporting to Government and the Competition Authority on the commerciality of proposed contract arrangements and the outcome of completed contracts, project controls, supervision and estimating of civil construction work and particularly in procurement of mining and construction goods and services. He teaches the civil engineering estimating subject at the Queensland University of Technology. Specific area of expertise are civil engineering (infrastructure and mining) estimating contract development, mapping and re-design.

Qualifications and Professional Memberships: Fellow of the Institute of Arbitrators and Mediators Australia (now Resolution Institute); Member Society of Construction Law of Australia; Member of the Dispute Resolution Board Foundation Member of the Adjudication Society (UK); B.App.Sc. Surveying (QUT) B.Bus. (Griffith); P. Cert Arb. (Adelaide); Certificates in Adjudication in QLD, NSW, ACT, Vic, SA and WA Senior Registered Adjudicator No. J1066110 in QLD and Registered Adjudicator No. 48 in the NT.

Adjudicator rates: \$280 per hour plus GST and disbursements at cost including air travel. Engagement of experts is at invoiced cost for all of the expert services including any testing, plus 5%.

Dr Auke (JJ) Steensma – Port Adelaide, SA

(Adjudicator Certificate No. 48)

Steensma Pty Ltd
14 Formby Crescent
Port Adelaide SA 5015
Mobile: [0419 907 661](tel:0419907661)
Email: auke@steensma.com.au

Profile: BBus (Log Mgt), JD, P.Cert Arb, G.Cert Constr Law, GDLP, MPM, MMR, PhD. PRI Arb 3, Adj (WA & NT), Med, NMAS, MAICD. JJ is an experienced adjudicator, having conducted large and complex adjudications up to \$6m. He is a barrister & solicitor, with over twelve years' experience in ADR specialising in: mediation, arbitration, adjudication, expert determination, and negotiation, in building/construction law. JJ was part of a team in 2015 led by Professor Philip Evans that reviewed the *Constructions Contract Act 2004* (WA) on behalf of the Western Australian Government. This work led to the major amendments to the Act in December 2016 that are in current operation. JJ has completed a thesis: 'A statutory review of adjudicators' determinations under the *Construction Contracts Act 2004* (WA) by the State Administrative Tribunal and the Courts of Western Australia' that has recently led him to be conferred a PhD in Business Law at Curtin University (WA). JJ is also a former army officer and a veteran, an experienced business leader with an executive & general management background in project management, contract, procurement, and logistics management.

Professional certification: Adjudicator (No 48 WA) registered since 2009; Adjudicator (No 29 NT) registered since 2011; Arbitrator (Grade 3). MIAMA/PRI –Resolution Institute – Qualified, certified and registered; Mediator (NMAS) IAMA (Resolution Institute) certified April 2006; NMAS Accredited

Experienced Qualified Practitioner since May 2011 and re-qual Nov 2017; and Expert Determination Practitioner qualified and certified since 2006.

Adjudicator's rates: \$250 per hour (plus GST) for adjudications under \$50,000; \$350 per hour (plus GST) for adjudications over \$50,000. Any disbursements: travel expenses by car of \$1.00 per km for travel outside the metropolitan area. Other expenses, such as air and taxi fares, accommodation and meals at cost.

Robert Sundercombe – Perth

(Adjudicator Certificate No. 110)

Level 28, AMP Tower
140 St Georges Terrace
PERTH WA 6000
Phone: [1300 760 297](tel:1300760297)
Email: rsundercombe@adjudicate.com.au

Profile: Robert is an electrical engineer with over forty (40) years' experience in the construction industry, mainly in the area of major contracting. During that time, he has fulfilled a variety of senior positions including project manager, construction manager, contracts manager and area manager. Since 2005 he has acted as a consultant providing expertise and advice to a wide range of construction companies on a broad range of technical, contractual and commercial issues. Robert has been an adjudicator since 2003 is accredited to practice in Queensland, New South Wales, Victoria, Tasmania the Australian Capital Territory South Australia and Western Australia. He is a senior adjudicator on several Authorised Nominating Authorities' (ANA) panels, provides assistance and support to some ANAs when required. When required, he acts as a peer review adjudicator. Robert is the president of the Adjudication Forum, and he has provided advice to several state governments on their security of payment acts.

Qualifications: Associate Institute of Engineers; Electrical Engineering Certificate (N.S.W. TAFE) 1991; Management Certificate (N.S.W. TAFE) 1987; Building Services Corporation - Qualified Supervisors Certificate Electrician.

Rates: \$495.00 per hour (inc GST).

Vittorio Tassone – Doubleview

(Adjudicator Certificate No. 31)

25 Queenscliffe Road
Doubleview WA 6018
Phone: [\(08\) 9316 1255](tel:0893161255)
Mobile: [0437 417 921](tel:0437417921)
Email: Vittorio.tassone@iinet.net.au

Profile: Vittorio holds a Bachelor of Engineering (1st Class Hons.) and a Master of Business Administration. Vittorio is also a member of the Institute of Engineers Australia – Member and Chartered Professional Engineer. Vittorio Tassone is a qualified, experienced civil engineer who has been responsible for project management, contract administration, tendering, project feasibility and constructability for projects associated with the civil, infrastructure, resource, processing and infrastructure work, and process industries. Vittorio has a broad engineering construction experience over the past fifteen years in Australia and overseas that has seen him manage a large number of varied styles of construction contracts including lump sum, design and construct alliances and partnerships using a number of different types of contract agreements. Roles that Vittorio has undertaken on previous projects have included: project manager, operations manager, business development manager, bid manager, design manager and joint venture board member. Vittorio is currently the general manager for processing and infrastructure work for a major construction contractor.

Adjudicator's rates: \$200.00 per hour (GST excluded) for all time spent on the adjudication (including travel). Any expenses incurred will be recovered at cost.

Christopher E. Taylor – QLD

(Adjudicator Certificate No. 107)

Trinity Chambers
P.O. Box 6946, Cairns QLD 4870
Phone: [07 4050 2400](tel:0740502400)
Fax: [07 4031 4429](tel:0740314429)
Email: taylor@trinitychambers.com.au

Profile: For almost 20 years prior to entering the law, Christopher worked in construction of commercial projects for some of Australia's larger contractor, and later design and construction project management of hotels and resorts both within Australia and South East Asia. During that time, he developed an expertise in addressing distressed projects, often called upon to reorganise projects and bring them back on track. In such roles he was substantially involved in dispute management and resolution at the coal-face, such involving delays, prolongation, defective work, variations, and cost overruns. In the 1990s, he was predominantly active in Thailand, Singapore, the Maldives, and Burma, whilst consulting on projects in the Middle East, Guam, and the Philippines. In 1998 he returned to Australia, obtained his law degree, and was admitted as a Solicitor in early 2002. In November 2011 he was called to the Bar in Queensland where he now practices. Notwithstanding that he still holds his open builder's licence in Queensland. With his principal chambers in Cairns, and visited chambers in Brisbane, he is called upon in matters across the State. Naturally, his main practice is building and construction law in both front and back end advice together with a substantial litigation in that field. However, he also advises on and appears in property and partnership disputes, insolvency, and general commercial matters. Christopher has a particular passion for alternative dispute resolution, particularly arbitration and conciliation. He is an accredited mediator and arbitrator, and a registered adjudicator under security of payment legislation in Queensland, New South Wales, the ACT, South Australia, the Northern Territory, and Western Australia. He has conducted numerous adjudications up to in excess of \$66 million and is often called upon as an Expert Determiner and/or Arbitrator in construction disputes. Christopher is also presently appointed as a Sessional Member sitting on the Queensland Civil and Administrative Tribunal.

Qualifications: Bachelor of Applied Science – Building (QIT); Bachelor of Laws – Honours (JCU); Graduate Diploma Legal Practice (ANU); Professional Certificate in Arbitration (UofA); Accredited Mediator; Graded Arbitrator; Licenced Open Builder – Qld; Legal Practitioner – Supreme Court ACT; Barrister – Supreme Court Queensland; Barrister – High Court of Australia.

Awards: 1986 - Sir Manual Hornibrook Medallion - Australian Institute of Building (Qld)
2001 – Marilyn Mayo Medal in Law – James Cook University.

Appointments: Registered Adjudicator - Security of Payment - Qld, NSW, SA, ACT, NT, WA; Sessional Ordinary Member – Queensland Civil & Administrative Tribunal.

Adjudicator's rates: Fee for conduct of all adjudications \$ 440 per hour incl GST, plus expenses (if any) at cost of courier, travel (business class where available) and accommodation.

Barry Tonkin – Woodlands

(Adjudicator Certificate No. 45)

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Woodlands 6018 WA
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Scarborough WA 6922
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Email: jp4662@hotmail.com

Profile: Barry has a civil engineering and residential building background of over 30 years'; been involved with government rail infrastructure and residential housing projects with an interest in all types of alternative dispute resolution. Barry's work has been civil engineering, construction contract administration and project management for building and infrastructure. In dispute resolution he has

acted as an expert witness, graded arbitrator, accredited mediator/conciliator and registered adjudicator. Barry is available all recognised methods of dispute resolution. Note that adjudication under the WA CCA requires the worksite to be located in WA, and he has travelled to much of it.

Qualifications and affiliations: Associateship in Civil Engineering (WAIT); Chartered Professional Engineer; Honorary Fellow of the Institution of Engineers (Australia); Distinguished Life Member of the Association of Professional Engineers, Scientists and Managers, Australia (Past National President of APESMA). Bachelor of Business (WAIT); Graduate Diploma Business Law (Curtin), GAICD (New England), MBA (Latrobe); Master of Commercial and Resources Law (UWA); Master of Dispute Resolution (Latrobe). Professional Certificate in Arbitration (IAMA), Professional Certificate in Mediation & Conciliation (IAMA), Professional Certificate in Adjudication (IAMA), Registered Builder, Justice of the Peace. Awarded Order of Australia Medal (Jan 2015).

Adjudicator's rates: \$220.00 per hour plus GST. Travel is not generally required. Travel expenses (airfares/charter/car hire), accommodation and incidental out of pocket adjudication expenses will be charged at cost and receipted. Travel expenses can be negotiated.

Max Tonkin – NSW

(Adjudicator Certificate No 105)

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PERTH WA 6000
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Email: wa@adjudicate.com.au

Profile: Max is a Chartered Professional Engineer with more than 45 years experience in building and engineering projects, including 25 years in contract development, contract administration and dispute resolution. From 2001 until 2005 Max was General Manager, Procurement Systems in the NSW Department of Commerce (formerly Department of Public Works and Services, now Department of Finance, Services and Innovation). The Department managed a very extensive building and engineering capital works program for the State. Max was responsible for tendering and contracting systems for construction projects. He provided advice to the Minister and Department officers on all aspects of building and engineering construction contracts, including contracting strategies, commercial terms, selection of service providers and contract administration. From 1995 to 2001 Max was Manager Contracts, responsible for the management and resolution of construction contract disputes by mediation, expert determination, arbitration and litigation. Since leaving the public service, Max has specialised in statutory adjudication of contract disputes. Max is a senior adjudicator, accredited under the Building and Construction Industry Security Payment Act 1999 (NSW), equivalent Acts in Victoria, Tasmania, ACT and South Australia, and the Construction Contracts Act 2004 (WA). He has completed more than 550 adjudications since 2003 dealing with payment claims of up to \$350 million involving complex legal, engineering, building and commercial issues. In May 2013, Adjudicate Today appointed Max to the role of Chief Adjudicator, NSW. In that role, Max mentors newly accredited adjudicators and provides on-going guidance and assistance to adjudicators at all levels. Max is also the principal trainer for Adjudicate Today and has undertaken adjudicator training programs under the Building and Construction Industry Security of Payment Acts in NSW and Victoria.

Qualifications: BE (Civil) University of Sydney; Master of Project Management University of Technology, Sydney; Master of Dispute Resolution University of Technology, Sydney; Chartered Professional Engineer; Accredited adjudicator in NSW, VIC, SA, ACT, TAS, WA.

Adjudicator fee: \$550.00 per hour inclusive of GST.

Colin Touyz – Perth

(Adjudicator Certificate No. 29)

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Mount Hawthorn WA 6016
Phone: [\(08\) 9325 5700](tel:(08)93255700)
Fax: [\(08\) 9221 2234](tel:(08)92212234)
Mobile: [0417 934 668](tel:0417934668)
Email: colin@coltlegal.com.au

Profile: Colin has practised in the field of construction and engineering disputes for more than 15 years and has experience in representing parties engaged in both small and construction disputes in Australia and also in south-east Asia. His approach is to consider both the practical as well as the legal aspects of any construction dispute. Colin has attended on many constructions sites and is aware of the day to day realities of small and large projects. Colin is an admitted barrister and solicitor in Western Australia and is also admitted in England, Wales and Hong Kong. He is willing to consider a negotiated fix fee rate for acting as an adjudicator in special circumstances.

Adjudicator's rates: \$395.00 per hour plus GST.

David Trinder – Duncraig

(Adjudicator Certificate No. 57)

3 Glenbar Road
Duncraig WA 6023
Mobile: [0437 975 790](tel:0437975790)
Email: david@coprojects.com.au
Website: www.coprojects.com.au

Profile: David has 30 years commercial experience acting for Principals and Contractors on construction projects combining quantity surveying, building, contract management, construction claims and dispute resolution. David also has been an adjudicator under the *Construction Contracts Act 2004* (WA) since 2011. Project experience includes commercial construction, power station(s), a desalination plant and ten years acting in senior roles on mega LNG project(s). 'Payment matters' have featured heavily throughout David's career with relevant direct experience including: the preparation of payment claims, including variations, extensions of time and final accounts; the assessment of payment claims (often complex), including variations, extensions of time, set-offs and final accounts; and involvement in one billion dollars of adjudications in WA/NT (acting either for the applicant, respondent or as adjudicator).

Qualifications and memberships: BSc (Hons) Quantity Surveying; Graduate Diploma Construction Law; Fellow Australian Institute of Quantity Surveyors (FRIQS); Professional Member Resolution Institute (PRI); Registered Adjudicator No.57 - Construction Contracts Act 2004 (WA); Registered Building Practitioner (WA) - BP11980; Member Master Builders Association (WA); Member Society of Construction Law.

Adjudicator's rates: \$375 per hour + GST.

Ralph Unger – Dunsborough

(Adjudicator Certificate No. 21)

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Dunsborough WA 6281
Phone: [\(08\) 9755 3655](tel:(08)97553655)
Mobile: [0417 929 639](tel:0417929639)
Email: rrunger@bigpond.com

Profile: B.E., F.I.E. Aust, CP Eng NPER, FASCE, F.A.I.M, M.I.AMA, PRI Med, Adj. Accredited professional adjudicator, mediator and conciliator, registered builder 9243. Ralph Unger is a practising consulting civil and structural engineer with a strong design and construction grounding in contract management and project management. During a consulting career spanning 50 years' Ralph has attained expertise in infrastructure works, property development, building and structural works, a full range of municipal works and organisational structuring. Awarded Practitioners Certificate in Mediation and Conciliation and Adjudicators Training Certificate (*Construction Contracts Act 2004*).

Adjudicator's rates: \$250.00 per hour plus GST. Country travel will be charged at \$1.00 per kilometre. Any other costs of an adjudication are charged for reimbursement at cost (plus GST) plus a 5% service fee.

Paul Wellington – Subiaco

(Adjudicator Certificate No. 22)

2/377 Railway Road

Subiaco WA 6008

Phone: [\(08\) 9388 3403](tel:(08)93883403)

Fax: [\(08\) 9388 6404](tel:(08)93886404)

Mobile: [0416 015 473](tel:0416015473)

Email: pwell@inet.net.au

Website: www.paulwellington.com

Profile: Mr Wellington has training and experience in architecture, construction law, contract administration, mediation, arbitration and adjudication. Mr Wellington holds a Bachelor of Architecture from Melbourne University, has over 40 years experience as an architect, with more than 25 years as the director of Paul Wellington Architects P/L; registered architect in WA; is a Life Fellow to the Australian Institute of Architects, a senior counsellor to the Institute; holds a LLB from Murdoch University and Master of Laws, University of Melbourne; is a solicitor of the Supreme Court of NSW, a barrister and solicitor of the Supreme Court of WA and a sessional member of the State Administrative Tribunal; and of a Practice Certificate under Legal Practice Act; is a graded arbitrator and mediator with the Institute of Arbitrators and Mediators Australia; is a lecturer at Curtin University in contract law, administration and project management; has been engaged as an expert witness and to provide opinions for matters before the Supreme and District Courts of WA; was engaged by the Department of Housing and Works as a consultant on the development of the Construction Contracts Act WA 2004 and has lectured on this Act to the construction industry.

Adjudicator's rates: \$400.00 per hour with expenses and disbursements.

Russell Welsh – Brisbane, QLD

(Adjudicator Certificate No. 54)

ABC Dispute Resolution Service

Level 19, Waterfront Place

1 Eagle Street

BRISBANE QLD 4000

Email: rwelsh@abcdrs.com.au or russell@rwpmpl.com.au

Phone: [\(07\) 3360 0280](tel:(07)33600280)

Fax: [\(07\) 3360 0222](tel:(07)33600222)

Mobile: [0419 707 544](tel:0419707544)

Profile: Russell is a Chartered Quantity Surveyor and project manager with over 40 years' professional experience. He has worked in UK, Netherlands, Saudi Arabia, South Korea and for over 23 years in Australia. He is a practicing adjudicator in all jurisdictions within Australia and has decided over 300 adjudications. He has a wide range of experience in building and engineering works both from the professional and contracting perspectives. Russell specialises in dispute resolution and is a director of Australian Building & Construction Dispute Resolution Service Pty Ltd and Russell Welsh Project Management Pty Ltd.

Qualifications: Polytechnic Diploma in Quantity Surveying – Dip QS; Degree of Master of Science in Project Management – MSc; Fellow of the Royal Institution of Chartered Surveyors – FRICS; Fellow of the Australian Institute of Quantity Surveyors – FAIQS; Member, Society of Construction Law Australia; Member, Building Dispute Practitioners Society; Registered Adjudicator in Queensland under the BCIPA; Registered Adjudicator in Western Australia under the CCA; Registered Adjudicator in Northern Territory under the CC(SoP)A; Certified Adjudicator in New South Wales under the BCISOPA; Certified Adjudicator in Victoria under the BCISOPA; Certified Adjudicator in Tasmania under the BCISOPA; Certified Adjudicator in the Australian Capital Territory under the BCI(SOP)A; Certified Adjudicator in South Australia under the BCISOPA; Accredited Civil Commercial Mediator NMAS (RICS).

Adjudicator's rates: \$350.00 per hour plus GST. Expenses and disbursements at cost.

Lyndon White – QLD

(Adjudicator Certificate No. 50)

Unit 67, 9 Chasely Street
Auchenflower, Queensland 4066
Phone: [0408 937 632](tel:0408937632)
Email: lyndonmwhite@outlook.com

Relevant qualifications; professional and voluntary involvements: Juris Doctor; Certificate in International Commercial and Investment Arbitration; Master of Applied Law; Fellow of Institute of Construction Claims Practitioners; In House Counsel Certificate; Accredited Expert Witness; Certificate in Adjudication; Practitioner's Certificate in Mediation and Conciliation; NT Department of Justice - Adjudicator 21; QLD Building & Construction Industry Payments Agency - Adjudicator J1116024; NATA Assessor 11777; Contributing member to Resolution Institute, International Association of Contract and Commercial Management.

Area of expertise and relevant experience summary: Thirty four years' experience in providing topical advice and assistance to government, public and privately owned and operated entities in relation to the appropriate engagement and delivery mechanisms for the successful planning, construction, operation and maintenance of roadways, tollways, busways, airports, drainage and stormwater systems, sewerage and wastewater systems and pipelines for the carriage of other fluids and gases. Project and organisational experience in Australia, Sub-Saharan Africa, South Asia, South East Asia and USA including work in Alaska, Argentina, India, Indonesia, Malaysia, Papua New Guinea, South Africa, Tanzania and Thailand using Australian Standard, FIDIC and bespoke relationship and hard dollar contracting mechanisms. Background in civil engineering, mining and oil and gas projects and disputes involving simple, complex and complicated contractual and organisational issues. Accredited and practicing Alternative Dispute Resolution Practitioner in Australia, South Pacific, South East Asia and Sub-Saharan Africa.

Adjudicator's rates: \$280.00 per hour plus GST. Travel, accommodation, inspection or other expenses at cost plus 15% plus GST.

Mark Williams – Brisbane, QLD

(Adjudicator Certificate No. 94)

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Brisbane QLD 4000
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Fax: [\(07\) 3229 7950](tel:0732297950)
Email: markwilliams@qldbarr.asn.au
Website: www.markwilliamsbarrister.com.au

Profile: An experienced barrister in the field of construction and engineering disputes throughout Australia, Mark has over twenty-two years' continuous practice at the Queensland Bar. Prior to then he

was a solicitor, and later Senior Associate, with Minter Ellison in their Construction Law practice and, all in all, has just on thirty years' behind him acting for parties in, and advising upon, construction and engineering disputes nationwide. Mark is the author of numerous published works and lectures, including the textbook *Building Contracts & Regulation Queensland* and a contributing author to the Lexis Nexis online service, *Regulatory Compliance - Building & Construction Module*. He is also currently a Sessional Academic & Unit-Coordinator at the Queensland University of Technology, School of Law, where he teaches the subject Construction & Engineering Law as part of the University's Master of Laws, Master of Applied Law, and Certificate of Applied Law programmes. Mark is a Nationally Accredited Mediator, a member of the Resolution Institute Queensland Chapter Committee, and the joint Queensland Law Society/Law Council of Australia Construction & Infrastructure Law Committee for Queensland. Mark is a member of the Bar Association of Queensland, Practitioner Member of the Resolution Institute, member of the Business Law Section of the Law Council of Australia, and is a member of the Society of Construction Law Australia. Areas of Practice: Mark accepts appointments to adjudicate all payment disputes.

Qualifications: Bachelor of Laws (Hons) (UQ); Master of Laws (QUT); Certificate in Adjudication (Queensland) (IAMA); Certificate in Adjudication (New South Wales) (RICS-DRS); Certificate in Adjudication (Western Australia) (RICS-DRS); Registered Adjudicator (WA, QLD & NT); Accredited Senior Adjudicator (NSW) (RICS-DRS); Nationally Accredited Mediator (NAMS); LEADR Accredited Mediator.

Adjudicator's Rates: Rate \$300.00 per hour plus GST. Disbursements and expenses at cost.

Stuart Wood – NSW

(Adjudicator Certificate No. 111)

c/- Adjudicate Today Pty Ltd
Level 28 AMP Tower
140 Saint George's Terrace
Perth WA 6000
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Fax: [1300 760 220](tel:1300760220)
Email: wa@adjudicate.com.au

Profile: Stuart is a civil engineer with a professional career spanning over 40 years in the building and construction industry. His career initially focused on engineering design, documentation and construction management. He then specialised in commercial dispute resolution for construction and goods & services procurement for the NSW Government, including in the application of mediation, expert determination, arbitration and litigation. He progressed to become responsible for the NSW Government's Procurement System for Construction used for the procurement of some \$1.0Bn of government infrastructure annually, developing new contracts and contract management systems, and providing advice to government on procurement policy, legislation and practice [including the Building and Construction Industry Security of Payment Act 1999 (NSW)]. Stuart left his employment in the public sector in mid-2012 and became accredited under the Security of Payment Acts in NSW and the ACT and registered under the BCIPA in Qld [now registered under the Building Industry Fairness (Security of Payment) Act 2017 QLD]. He has completed around 200 Adjudication Determinations/ Decisions to date. Stuart also delivers consulting services and training on tendering, construction contracts, co-operative contracting and risk management in the private and public sectors.

Qualifications: Bachelor of Engineering (Civil), UNSW; Post Graduate Diploma in Management (Deakin University); Certificate of Commercial Mediation (Australian Commercial Disputes Centre); Professional Certificate in Arbitration (IAMA and University of Adelaide); Member – Engineers Australia; Accredited Adjudicator in NSW, ACT, Qld and WA. A more comprehensive CV is available by emailing wa@adjudicate.com.au

Adjudicator's rates: \$540.00 per hour [including GST].

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