


COLIN FEATHERSTONE

 BSc (Hons) Dip Arb FRICS FCIARB FCIARB MAE QDR(ED)
 Adjudicator | Arbitrator | Expert Determiner | Expert

MAIN DISCIPLINE

Chartered Quantity Surveyor

Colin has 36 years post graduate experience within the commercial and project aspects of the construction industry including international exposure. He has specialised in contract and project services management at a senior level across a wide range of industries including highways, civils, marine, building, tunnelling, rail, metro, nuclear, waste to energy, combined cycle and superheat power for both client and contractor organisations. He has worked in a senior capacity for leading international companies on major construction projects in the UK, Europe, Scandinavia, the Middle East and South Africa.

SKILLS

- Dispute Resolution & Claim Management
- Expert Witness
- Quantum analysis
- Commercial Management
- Contract Management
- Project Management

Colin has wide industry experience from pre-contract to final account and all aspects of Quantity Surveying, Commercial management at site and Director Level, insurance matters, insolvency support, contractual claims, Expert Witness reports on quantum, time and defects and has acted as arbitrator, adjudicator, expert determiner and assessor on a number of occasions. He has extensive experience in project management, including historic restoration and conversion. He has both pre- and post-contract experience of a wide range of contract forms including FIDIC, IChemE, JCT, ICE, ICC Target Cost, GC Works, ECC / NEC and various bespoke documents.

Colin has given presentations on JCT, FIDIC and NEC3 and bespoke forms of Contract to Client and Supply Chains.

He has successfully run his own consultancy since 1996, and a Limited company since 2001. He now specialises in providing contractual and commercial advice; dispute avoidance, claims / change management in both time and quantum and regularly provides expert reports for ADR and Court proceedings.

EDUCATION

BSc (Hons)	Quantity Surveying at Trent Polytechnic	1984
PGrad	Dip Arbitration – College of Estate Management	2001
CIARB	Arbitration Pupillage (Completed)	2009
Various	Adjudication Accreditation	Various courses
RICS	Adjudication training - diploma.	
PGrad Dip	Construction Law at John Moore University	
Various	Expert Witness Accreditation (Accredited via Cardiff University Bond Solon, RICS & Academy of Experts)	
AE	Expert Determination (Qualified Dispute Resolver)	2010
SCL	Advocacy training	(various dates)
LSM	Mediation accreditation	2019

PROFESSIONAL ASSOCIATIONS

CIARB	Fellow of the Charter Institute of Arbitrators
RICS	Fellow of the Royal Institution of Chartered Surveyors
CIARB	Fellow of the Chartered Institute of Building
AE	Member of the Academy of Experts
AE	Qualified Dispute Resolver (Expert Determination)
SCL	Member of the Society of Construction Law
Arbrix	Member of Arbrix
WCoArb	Former Apprentice of the Worshipful Company of Arbitrators. Former Chairman of the CIARB SE Branch

IT SKILLS

Office	Proficient in MS Office
Planning	Working knowledge of Primavera P6, MS Project, Asta Power Projects.
Others	Naviswork.

PROFESSIONAL TRAINING

Dispute Resolution: Arbitration, Adjudication, Expert Witness, Expert Determination, Mediation.

RECENT DISPUTE RESOLUTION

Expert Witness

- Several Appointments pending formal or further instruction.
- 2020 – Appointed in Court proceedings to provide quantum evidence on fees and quantum meruit. Expert report prepared. Awaiting further instructions.
- 2020 - Appointed for time and quantum in an arbitration on behalf of a contractor against a private client. Expert Report Prepared, awaiting further instructions.
- 2020 – Appointed to review delays awarded by Contract Administrator to a Contractor, in anticipation of either a True Value adjudication or adjudication against the Contract Administrator. Appointed as representative to commence adjudications on behalf of the Client.
- 2020 - Appointed to provide quantum analysis in a dispute between a midlands town council and a contractor.
- June 2020 - appointed as Quantum Expert in a time & quantum arbitration in Qatar. Currently suspended pending negotiations.
- 2018 – June 2020 City Council Arbitration – reports prepared for forensic delay analysis and used as basis of negotiation and mediation. Case settled June 2020.
- March 2020 appointed as expert to carry out a true value assessment in adjudication on behalf of the responding party.
- 2019 – 2020 Appointed to provide programme management on a NEC3 project at Hinkley Point C power station. Advice and narrative for escalation to senior representatives and in anticipation of ADR.
- 2019 – 2020 Contract review, expert quantum & time report for a highways and utility contract in Ontario, Canada.
- 2019 Data Centre dispute in adjudication. Expert report on time & quantum.
- 2019 – Several contentious accounts and adjudications – expert evidence and party representative for a decorating contractor, ground workers and general builders.
- 2019 – Representing a home owner against a contractor (defective and incomplete works).
- 2019 – Kuwait Oil & Gas. Preparation of claims – time and quantum for negotiation and preparation for court.
- 2019 – Expert Reports on Quantum and cost of completion or remedial works on developments and residential and commercial properties.
- December 2018 - Report on cost of planning development options – project in and outside of a Green Belt area.
- Report on Quantum and defects initially in 2016. Further Scott Schedule submissions for Mediation and Pre-action. Case Settled September 2018.
- 2018. Appointed to provide expert Time and Quantum analysis in an Expert Determination.
- 2018. Preparation of report for Kuwaiti Court “expert”.
- 2018. Appointed to provide Time analysis in contemplation of an arbitration brought by a City Council against an Architect.

-
- 2017. Appointed in contemplation of an Arbitration to be held in Singapore in respect of a Water Plant in Kuwait, to provide Expert Time and Quantum Analysis. Initial hearing in Kuwaiti Court on documents only basis. Settled Summer 2018.
 - 2017 & 2018. Advising Sub-Contractors in a number of projects during negotiations and ADR.
 - 2017. Appointed to provide Quantum analysis on a Hotel and Property Share scheme in Cornwall. Initial report provided. Expecting further pre-action stage directions 2019.
 - 2016. Appointed to provide Quantum & Time Analysis on a Biomass Plant, in Arbitration. (Settled).
 - 2016. Expert Report on standard of construction and value due. Report complete. Scheduled for Court in October 2018.
 - 2015 -16. Party Representative in adjudication. Successfully stopped an adjudication against the Contractor. Substantial Counter claim raised and negotiated settlement achieved.
 - 2015 Appointed Expert to provide opinion in an Adjudication on time.
 - Appointed as Expert to give evidence in a fraud case. 2015. On the basis of the report, a plea of Guilty entered.
 - 2003 to 2015. Numerous appointments as Expert, or assistant to the Expert including:
 - a £25m dispute on a luxury block of apartments in Bedford Square, London
 - Taiwan High Speed Rail Link - Engineering Fees
 - Dublin Port Tunnels
 - BBC building
 - Fire Damage to Superstore warehouse
 - Wembley Stadium moving Roof (in expert determination).
 - Appointments regarding contamination of property land from oil spillages.
 - Variety of construction projects including school / college facilities.
 - Domestic.
 - Refurbishments and conversions.
 - Power stations and Waste to Energy plants.
 - Appointment as Expert Assessor.

Appointments as the Tribunal

- 2020 Appointed as Arbitrator on 2 occasions.
- 2016. Appointed Sole Arbitrator in a dispute concerning value of work properly executed - property conversion to sheltered accommodation for autistic young adults in Plymouth, England.
- Adjudicator appointed on over 20 occasions including HGCRA, Federation of Master Builders and JCT Home Owner disputes.
- Expert Determiner appointed on 3 occasions.

EXPERIENCE SUMMARY | INDUSTRIAL

2001 TO DATE

[CF Associate | Director](#)

Sample of the projects that I have been involved in:

Team leader co-ordinator for consultants running claims, adjudications and assisting in arbitration proceedings.

2020

Advice to Contractors and Quantity Surveyors

- Advice to Quantity Surveyor – threats of a claim in professional misconduct.
- Advice on True Value.
- Ongoing advice and analysis in preparation of escalation to a Tier 1 contractor at HPC.
- Project planning and cash flow. Advice on Commercial Management systems for ground worker.

Party Rep in adjudication

- Preparation for adjudication against a Contract Administrator.
- Preparation for adjudication against a contractor. Proceedings halted pending outcome of enforcement proceedings in a Smash and Grab.
- Report on EoT.

Ontario

- Time and loss and expense claims for a contractor in Kuwait. Produced for negotiation.

2019

Party representative

- Several adjudications including a Data Centre (2 adjudications – expert time and quantum); an interim account; several final accounts for a decorating subcontractor.

Oil & Gas claims

- Time and loss and expense claims for a contractor in Ontario, Canada. Produced for negotiation.

High Speed Fibre Optics

- Assisting in the preparation of contracts under the NEC3 suit and settling up procedures for a new start up company in Portsmouth.

2018-2019

New Rail Engine Shed facility Exeter St David's Station

- Contractual advice, programme analysis, cashflow and compensation event advice on a NEC3 subcontract.

2017-2019

Crossrail Anglia: Time and Commercial Advice.

- 13 stations, LOR, PWay, OLE.

Tendering and Sub-contract Formation advice and negotiation

- 2 Sub-contractors on several projects including schools, hotels and Rail Sidings / Depot sheds.

Time and Quantum Analysis in Arbitration or Expert Determination proceedings. JV.

- City Council –v- Architect.
- Expert Determination. Residential property.
- Kuwait: Korean Contractor –v- Subcontractor(s) on a Water Plant. .
- Tramway project.
- On going case management on disputes from previous years.

2016

Sole Arbitrator | Residential Home, Plymouth | UK

- Award on Time and Quantum.

Balfour Beatty Rail | Delay Analysis & Quantum

- Crossrail West Outer Track Infrastructure | UK
- Crossrail West OHLE Works, Stockley Junction-Maidenhead | UK

-
- [Entu Ltd | Expert Witness – Quantum & Defects | UK](#)
- [Biomass Plant – General contractual advice on Quantum & Review of opposing Experts Time Analysis | UK](#)
- [NAYA Fund | Construction Sector Expert](#)
- Assess Projects’ Revenues, Cost, Receivable, P&L Risk of a major construction firm for acquisition from London Stock Market (confidential) | UK
- 2015
- [JD Civil Engineering | Claims & Account negotiations](#)
- Torbay Hospital CUU & Main Entrance Remodelling groundworks, Torquay | UK
 - Tenders on other projects and commercial advice.
- [East West Refurbishment | Party Representative in Adjudication](#)
- Conversion to a Dental Practice Brighton | UK
- [Expert Witness in the Matter of Fraud | Expert Exeter Crown Court Proceedings | UK](#)
- Guilty Plea returned on the basis of the Report.
- [Adjudicator | 2 occasions – property conversion disputes | UK](#)
- [Balfour Beatty Rail | Delay Analysis & Quantum](#)
- Crossrail West Outer Track Infrastructure | UK
- [Al Jaber Trading & Contracting | Contractor’s independent Expert - Expert Determination](#)
- Airline Operation Facilities, New Doha International Airport | Qatar
- 2014
- [Adjudicator | 3 occasions – property conversion disputes | UK](#)
- [Balfour Beatty Rail | Forensic Delay Analyst](#)
- Crossrail West OHLE Works, Stockley Junction-Maidenhead | UK
 - North West Electrification Programme Phase 2 | UK
- [The Laundry Building | Party Representative Quantum](#)
- Response in Arbitration proceedings on behalf of the Client | UK
- 2013
- [Morrison Construction | Commercial & Quantum Consultant](#)
- Compensation Events, Sheffield Waste Water Plant £7m | UK
 - White Hillocks Water Main Refurbishment Project, Scotland £5m | UK
- [Galliford Try Construction | Commercial & Quantum Consultant](#)
- Compensation Events on 3 Waste Water Nitrogen Plants £3.5m | UK
- [Adjudicator | 2 occasions – property conversion disputes | UK](#)
- 2012
- [Colas Rail Amec JV | Expert Report on Quantum Meruit](#)
- Rail Project | UK
- [Colas Rail | Party Representative & Quantum Analysis](#)
- 3 contentious final accounts and preparation for adjudication £20m | UK
- [Murphy Construction | Quantum & Time Claim | UK](#)
- Delay and disruption claim, leading to negotiated settlement. (Circa £650k).
- [Adjudicator & Expert Determiner | 4 occasions – property conversion disputes | UK](#)
- [Claims Manager. | Sub-Consultant to Quantum International | Doha, Qatar](#)
- Major Dry Dock Port Facility Preparation of Acceleration Claim for a Korean Contractor.

-
- 7* hospital Preliminary loss and expense claim review for an Indian MEP Sub-Contractor.

 - 2011
 - [Forensic Cost Consultant | Medupi Power Station, Parsons Brinkerhoff | South Africa](#)
 Quantum & claims review. DAB preparation. Civils Package – review and audit of loss and expense, variations, change process including MEPD, extension of time and responses to Notices under bespoke FIDIC Red and Yellow. Contractual awareness and procedure seminars for Eskom and PB “Team Medupi”.

 - [Colas Rail Morgan Sindall JV Sub- Consultant Trett | UK](#)
 - Writing procedures for JV rail projects (MAFA 1), including attending board meetings, reviewing and streamlining all systems, procurement and supply chain. Drafted similar procedures for Colas Projects Division.

 - 2010
 - [Claims Manager Alstom Power \(Ringhals Nuclear\) |Sweden](#)
 - Bespoke FIDIC contract. Team Leader and Claims Manager primarily for I&C.

 - 2008 to 2010.
 - [Expert Witness / Single Joint Expert Appointments & Pre-action Report.](#)
 - Fire damage, London Underground Station, 2 SJE contaminated land. Loss of earnings.
 - Report on Trusteel structure.

 - 2008.
 - [Expert Assessor in Adjudication – Quantum Analysis in a MEP £350K dispute. |UK](#)

 - 2008 to 2010.
 - [Tubelines Ltd – Claims Manager |UK.](#)
 - Research and preparation for a number of adjudications, including review of refurbished or modernised stations as part of a cumulative impact claim and renegotiation of PPP Head Contract. Stations packages reviewed (NEC A & C options generally).

 - 2008 to 2010.
 - [Contractual, Commercial and Project Management Advice |UK.](#)
 - Advising and setting up administration and procurement systems and managing commercial and project functions for a specialist renovation company.

 - 2007.
 - [Sub-Consultant to Trett.](#)
 - Waste to Energy Plant, Plymouth. Preparation of Adjudication Notice and Referral.
 - Wembley Stadium Roof . – Claim in an Expert Determination.

 - 2006 – 2009.
 - [Expert Witness Appointments.](#)
 - Garage Dealership, Eastbourne, 3 residential properties and 2 warehouses / industrial units.

 - 2006.
 - [Independent Observer – Sub-Consultant to Brewer Consulting](#)
 - Residential Development. Negotiations & adjudication (subsequently reported as Cubitt –v- Fleetglade in the TCC).

 - [Assistant to the Expert.](#)
 - Taiwan Railway (Engineering Fees) ICC arbitration. Dispute value £3.5million.

 - 2006.
 - [Claims Management. Waste to Energy Plant Kent. M&E Loss & Expense.](#)

 - 2005.
 - [Sub-Consultant to Precept prior to acquisition by Navigant.](#)
 - Dublin Port Tunnels Conciliation process.
 - Expert Report. Fire damage & Restitution Costs Superstore.
 - Process Plant in Jordan – assistant to the Expert. Dispute US\$23m ICC arbitration.

 - 2004 to 2007.
 - [EoT, Loss and Expense Claims and the like](#)
-

-
- Henley Regatta Club House, (defects and liability), Subcontractors claims. Negotiation and adjudication. BBC Portland Place extension – review of concrete Sub-contractors claim.
 - Negotiations - estate of a contractor (deceased), architect (deceased) and claim against building surveyor. Brighton Schools. Negotiate contractual terms. Review commercial counterclaims. Tender. Kent University, Canterbury Review of commercial procedures and final accounts.
 - Periodic work with an Insolvency Practitioner. Recovery of Final Accounts.
- 2003 to 2004. [Assistant to the Expert. GT Fairway. Arbitrations](#)
- Rioja Combined Cycle Power Plant (Civils dispute) ICC arbitration. €17million.
 - Large residential development near Sloane Square, London. CIMAR arbitration. £23million.
2003. [Commercial Management](#)
- Mixed development in Malta. FIDIC. Commercial Final Account Services.
 - Pharmaceutical. Tender, Contract Clauses and Preambles Bovis Lendlease.
 - 2002 to 2004. Phoenix / CBR Group. Strategic Project and Commercial Management
 - 2001 to 2011. Estimating, cost planning and tendering services to £1.75m for various clients.
 - 2000 to 2002. *Commercial and Project Management Services Listed Buildings*
- 1996 to 2001. [Sole Trader](#)
- Aoki Soletanche JV & Quantum Ltd. Claims management. JLE Bermondsey and Southwick. £100m+ settlements. Bespoke contract based on HK FIDIC.
 - Bachy Soletanche. Piling, diaphragm wall projects.
 - Contractual Advice, Dispute Management. Insurance claims.
- 1990 to 1996. [LG Mouchel Consulting Engineers.](#)
- 4 Phases of the Brighton Bypass
 - Roads, Bridges, NATM Tunnel.
1990. [Sole Trader.](#)
- Witness of Fact. *G L James (Heathfield) Ltd –v- Costain Management Design Ltd*
 - Tendering / marketing; commercial advice; quantity surveying; insurance claims.
- 1989 to 1990. [H Peel Ltd. Senior QS / Commercial Director Hotels £25m turnover.](#)
- In liquidation
- 1988 - 1989. [Costain Construction \(SE\). Pre-Contract for 3 Superstores, Eastbourne, Banstead & Redhill to £35m.](#)
- 1986 to 1989. [Costain Management Design Ltd. Lesiure Pool & Apartments Eastbourne. £5m +](#)
- 1980 to 1986. [Dowsett Engineering / Cementation. Quantity Surveyor / Trainee.](#)
- 1985: Assistant Site QS A264 Faygate Dual Carriageway & Stopham Bridge.
- 1984: Graduate Site QS: BT Training College.
- 1983: £9m Mine infrastructure.
- 1981: Beverley County Hall Offices. Undergraduate Trainee QS
- Sponsored Undergraduate (1980 to 1984).