

### Career Profile

Alan Powell is a Director for Pyments (Alcester) Ltd with over twenty years' experience within the construction industry. Working predominantly in the contracting sector, Alan provides programming support and advice in relation to contractual compliance and delay analysis. Alan has experience in the preparation and analysis of construction delays and disruption and has developed a practical understanding of the various delay analysis methodologies referenced in the Society of Construction Law's Delay and Disruption Protocol.

Experienced in the preparation and analysis of construction delays and methodologies (from both a retrospective and prospective stand point), Alan has previously been appointed expert with 'Programming and Planning' matters, participating in adjudication, mediation and litigation hearings, and providing expert opinion evidence in matters concerning delay.

Alan has completed the Legal Experience Training *Advanced Professional Award in Expert Witness Evidence (APAEWE)* which is the only Masters level qualification for expert witnesses in the UK. The expert witness courses are approved by the RICS and include modules on Expert Witness Evidence (Law and Practice), Written Evidence (Advanced Report Writing), and Case Preparation & Court Skills.

Alan has also been involved in a number of programming matters for Main Contractors, Subcontractors and Clients/Employers, providing independent professional opinion reports analysing delay, disruption and loss and/or expense and damages.

#### Examples of recent commissions include:

- **UoO Osney Power Station – Oxford**  
Client: Instructed by solicitors acting on behalf of the University  
Contract Value: £Confidential  
Duties: Provide expert advice on matters of critical delay and concurrent delay incurred by the Main. Liaising with King's Counsel on key areas of delay, Alan prepared a CPR 35 compliant delay expert report which formed a composite part of the University's referral documentation in adjudication.
- **New Build Hospital Facility – Liverpool**  
Client: Instructed by solicitors acting on behalf of the NHS Children's Trust  
Contract Value: £15m  
Duties: Acting as an expert witness (CPR Part 35) relating to delays and entitlement incurred under a NEC 3 Contract. The expert report prepared required a retrospective review of Compensation Events with a formal conclusion on contractual entitlement.
- **Replacement Cladding to 5nr Tower Blocks – Manchester**  
Client: Instructed by solicitors acting on behalf of the Main Contractor  
Dispute Value: £20m  
Duties: Provide expert advice on matters of critical delay on a post Grenfall cladding remediation scheme. The dispute was settled in a three-party mediation which Alan attended as the delay expert.

### Contact Details:

Office Tel: 01789 766 544  
Mobile: 07595 568 386  
E-mail: [alan.powell@pyments.co.uk](mailto:alan.powell@pyments.co.uk)  
[www.pyments.co.uk](http://www.pyments.co.uk)

Kinwarton House  
Captains Hill  
Alcester  
Warwickshire  
B49 6HA

- **Members Tennis Club & Sports Facilities - London**  
Client: Instructed by solicitors acting on behalf of the designer  
Contract Value: £60m  
Duties: Providing expert advice and assistance in matters concerning delays incurred by a Mechanical and Electrical sub-contractor.
- **New Build Sports Facility – Birmingham**  
Client: Instructed by solicitors acting on behalf of the University  
Contract Value: £35m  
Duties: Alan was the programme delay analyst reviewing EOT submissions retrospectively produced by the Main Contractor. Alan was instructed as an Expert in Mediation and presented a review of the delay analysis submissions as part of the formal Mediation between the parties.
- **New School of Engineering – Birmingham**  
Client: Employer  
Contract Value: £50m  
Duties: Alan acted as consultant for the Employer providing programming and contract advice in respect of a live project which was the subject of delay and multiple programme revisions from the Contractor. Alan was later jointly instructed to produce an independent Expert Report which set out both the contractual position on entitlement and provided recommendations in respect of the programme delay analysis assessment to be made.
- **Restoration of Heritage Buildings – Wellingborough**  
Client: Instructed by Main Contractor in-house legal team  
Contract Value: £25m  
Duties: Alan was instructed as a Delay Analyst Expert in respect of retrospective and contemporaneous delay analysis and numerous EOT submissions. The analysis was produced to meet CPR35 requirements and included in several Adjudications.
- **Residential Development – Birmingham**  
Client: M&E Sub-Contractor  
Sub-Contract Value: £15m  
Duties: Alan was instructed to undertake retrospective delay analysis and to produce an EOT submission document for presentation to the Main Contractor post Practical Completion.  
The Final Account dispute settled in formal Mediation in which Alan attended as the Delay Analyst Expert; the work completed by Alan in preparation of the EOT entitlement significantly contributed to the financial agreement achieved.
- **Residential Care Village – Stoke-on-Trent**  
Client: Main Contractor  
Contract Value: £35m  
Duties: Alan provided on going programming / planning / delay analysis support on a project which experienced significant structural collapse and which became the subject of an insurance claim.

- **Vaccination Centre – Oxford**  
Client: Main Contractor  
Contract Value: £70m  
Duties: Alan is instructed to manage the programme on a fast moving, high profile JCT Contract. With Pyments responsible for the commercial management of the M&E account, which comprises circa 80% of the overall value of the project.
- **High End Residential Apartments – London**  
Client: Main Contractor  
Contract Value: £70m  
Duties: Alan was lead consultant for the Main Contractor on all aspects of Employer culpable critical delay. The EOT and L&E submissions produced by Pyments contributed a significant part in the commercial settlement negotiations agreed between the respective principles.
- **Refurbishment Works for University Building – London**  
Client: Main Contractor  
Contract Value: £14m  
Duties: Alan provided NEC programming compliance review and advice to ensure the programme was 'accepted' by the PM. Alan worked closely with the Main Contractor's project team to impact specific compensation events to realistically report planned Completion and ensure appropriate level of contractual entitlement was recognised.
- **Refurbishment Works for Bespoke Health Clinic – London**  
Client: Main Contractor  
Contract Value: £7m  
Duties: Alan was instructed as project planner on an NEC contract to ensure programme compliance and protect the Main Contractor's entitlement.
- **Residential Development – London**  
Client: Main Contractor  
Sub-Contract Value: £2.8m  
Duties: Alan was instructed as an independent Programming Expert providing opinion evidence for a Main Contractor and Sub-Contractor EOT / L&E dispute. Alan's Expert Report was submitted as a composite part of the Response documents in adjudication and Alan attended the adjudication hearing to give evidence in relation to the delays analysed.
- **Energy from Waste Facility – Buckinghamshire**  
Client: Civils Works Sub-Contractor  
Sub-Sub-Contract Value: £1.5m  
Duties: Alan was lead consultant in respect of liability, quantum and time for a dispute arising with a piling sub-sub-contractor.

- **High End Residential Apartments – London**  
Client: Main Contractor  
Sub-Contract Value: £3.5m  
Duties: Alan was instructed to provide independent expert opinion on the time element of a dispute and which assisted the Lead Expert in producing his Expert Report.
- **New Build Residential Care Centre – Bedford**  
Client: Main Contractor  
Contract Value: £13m  
Duties: Alan was instructed to produce a Completion Programme by the Main Contractor. Alan successfully liaised with operational team to produce a detailed, accurate and fully logic linked programme for completion of the works.
- **New Build Retail Park - Prestatyn**  
Client: Piling Contractor  
Sub-Contract Value: £2.5m  
Duties: Alan prepared the variation account including the production of loss and expense and extension of time documents for presentation to the Main Contractor. These entitlement documents were ultimately successfully incorporated into Adjudication proceedings.
- **New Build School - Cambridge**  
Client: Main Contractor  
Contract Value: £2.5m  
Duties: Alan assisted the Main Contractor with a final account forecasting exercise including the preparation of an extension of time programme analysis report and subsequent verification of the loss and/or expense entitlement document.
- **New Build Civic Offices – Wyre Forest**  
Client: M&E Sub-Contractor  
Sub-Contract Value: £2.5m  
Duties: Alan completed retrospective delay analysis to demonstrate delay and disruption and the consequential prolongation entitlement. Alan drafted and substantiated suitable EOT / L&E documents for inclusion within M&E Sub-Contractor's interim application for payment.

#### Academic and Professional Skills

##### Member of the Royal Institution of Chartered Surveyors (MRICS)

##### Advanced Professional Award in Expert Witness Evidence (APAEWE)

Run by Legal Experience Training for RICS

##### BSc (Hons) in LAND MANAGEMENT

University of Portsmouth

Fully Trained in Asta Powerproject, Microsoft Project, Primavera.