

NIGEL D LOWE

FICE MRICS MCI Arb
Chartered Surveyor, Project Manager, Civil Engineer

PO Box 7653, Perth PH2 1GZ, UK

Tel: +44 (0)1738 445812
Fax: +44 (0)1738 440606
E-mail: nigel@nigellowe.co.uk



MEMBERSHIP OF PROFESSIONAL BODIES

Fellow, Institution of Civil Engineers
Member, Royal Institution of Chartered Surveyors
Member, Chartered Institution of Arbitrators
Member, Academy of Experts
Affiliate, FIDIC

Panel Listings

FIDIC (arbitration, adjudication and dispute boards, mediation)
ICE (dispute boards)

Professional Appointments

Member, RICS Adjudicator Assessment Panel
Member, RICS Adjudicator Appeals Panel
Member, Society of Construction Law Ethics Committee

PRESENT POSITION

Project manager, construction manager, cost manager, arbitrator, adjudicator, expert and conciliator/mediator.

EXPERIENCE

Forty years in the engineering and construction industry. Experienced in roads (at grade, underground and elevated), long-span bridges (suspension, cable stayed, glued segmental), tunnelling (hard and soft ground, using boring machines, jacking processes, manual excavation, drilling and blasting), pipelines onshore and offshore, power generation and distribution projects (nuclear, hydropower, gas and solid fuels, waste-to-energy), railways (high-speed main line, urban metro and light rail, depots signalling and M & E works), large buildings (airport terminals, powerhouses, commercial developments, sports stadium, hospitals), building services, telecommunications projects, water supply projects, wastewater treatment plants, off-shore oil platforms and large dams. Particularly conversant with multi-disciplined projects (power stations, industrial buildings, airports, mass transit railways)

As **Arbitrator**, approximately ten construction references (UK, Africa) under institutional and ad hoc procedures. Main contract and subcontract disputes involving amounts up to US \$90 million arising under traditional contracts. No decisions overturned on appeal. Served as sole arbitrator and on tribunals (as party-appointed member under ICE, ICC, UNCITRAL, LCIA and ad hoc arbitration procedures).

As **Adjudicator**, decisions given under UK statutory adjudication schemes. No decision overturned at arbitration. Experience under World Bank/FIDIC Conditions, Construction Act 1996, statutory schemes and associated amendments to standard form contracts. Experience in drafting contractual provisions and procedures for adjudication and dispute boards.

As **DAB Member**, appointed by FIDIC, ICC and Parties under FIDIC Conditions in Eastern Europe Asia and Africa.

As **Dispute Review Expert** appointed under FIDIC Conditions in Africa.

As **Advocate**, presenting a parties case in arbitration, adjudication and to dispute boards.

As **Expert**, approximately 700 appointments in cases involving quantum and delay analysis and amounts up to USD1 billion. Giving evidence in all forms of tribunal (arbitration, adjudication and the high court).

As **party representative**, leading negotiations aimed at reaching amicable settlements of disputes and differences.

Familiar with disputes covering:

Quantum, delay and disruption, time extensions, prolongation, prevention, breach of contract, contract interpretation, conflicting documentation, back-to-back agreements, differing site conditions, payment provisions, measurement, valuation, design obligations, scope of services, final account, price escalation, etc.

Overseas experience gained in:

Qatar, South Africa, Uganda, Botswana, Ethiopia, Swaziland, Zimbabwe, Kenya, Indonesia, Ireland, France, Tanzania, Sudan, Bulgaria, Honduras, Turkey, Romania, Ukraine, Pakistan and Mozambique.

Experience with:

FIDIC, ICE (traditional design and build and NEC), JCT, IMechE/IEE Model Form 'A', FCEC, GCWorks, World Bank and other standard form contracts.

ICE, ICC, LCIA, UNCITRAL, CIArb, RICS, and other Arbitration Rules.

ICE, TeCSA, JCT, Scheme for Construction Contracts and other Adjudication Rules.

Professional Record:

1981 – Date	Location: Various
	Company: Nigel Lowe Consulting Group Limited
	Position: Managing Director
	Description: Project Manager, Construction Manager, Arbitrator, Adjudicator and Expert Witness.
1976 – 1981	Location: Various
	Company: Balfour Beatty Limited
	Position: Project Manager. Peterhead Power Station
Prior to 1976	Costain Civil Engineering Limited
	John Laing Construction Limited
	Rush and Tompkins Limited

OTHER RELEVANT INFORMATION

FIDIC DAB Training and Assessment Programme

ICE Adjudicator Training and Assessment Programme