



RICHARD HAMILTON MORRIS
DIP ARB FCIARB MACOSTE MAPM ACIOB

SUMMARY OF QUALIFICATIONS

- CEM Diploma in Arbitration
- Fellow of the Chartered Institute of Arbitrators
- Member of the Association of Cost Engineers
- Member of the Association for Project Management
- Associate of the Chartered Institute of Building
- Listed in the Law Society Directory of Expert Witnesses 1997 to 2007
- Listed in the Chartered Institute of Arbitrators' Directory of Expert Witnesses
- Founding Committee Member of adjudication.co.uk

PROFESSIONAL EXPERIENCE

1993 - Date Morris Associates/Morris Associates Limited Norfolk

Principal/Director

- Provision of specialist commercial and contractual services in connection with construction and engineering projects both in the United Kingdom and internationally.
- Provision of contractual advice as to the basis and likely success of claims.
- Preparation and negotiation of claims, counterclaims and defence against submitted claims.
- Professional and technical support in litigation, arbitration and adjudication proceedings.
- Acting as Expert Witness, particularly on programme matters.
- Acting as Arbitrator or Adjudicator.
- Assistance with 'Due Diligence' investigations in mergers and acquisitions.

Professional History

- Appointed as Expert Witness to provide programme advice in relation to a litigation matter concerning bathroom and shower pods on a hotel development.
- Appointed as advisor to handle a claim and to advise on legal and adjudication matters in relation to a mechanical and electrical services sub-contract.
- Appointed as Expert Witness to provide programme advice in relation to an arbitration concerning a major town centre supermarket and highways project where the project was completed on time but significantly disrupted.

PROFESSIONAL EXPERIENCE (CONTINUED)

- Appointed as Expert Witness to provide programme advice in relation to an arbitration concerning a small office development.
- Appointed as Expert Witness to provide programme advice in relation to a litigation matter where a contractor is suing an architect for delays (relating back to an arbitration a few years before).
- Provided independent programme advice to a major UK contractor in relation to a litigation matter where experts have already been appointed for both sides.
- Provided independent advice to a National Health Service Trust in relation to potential adjudication proceedings from a main contractor for a new-build ward block.
- Provided advice on possible adjudication proceedings in relation to non-payment of interim applications for a sub-contractor.
- Appointed as the Expert Witness on programme matters in an arbitration in relation to a structural steelwork sub-contract.
- Appointed as Expert Witness on programme matters in an arbitration in relation to an infrastructure project in the Falkland Islands.
- Provided a series of independent reports in relation to multiple adjudication referrals to the Contractor as to the extension of time entitlements of a major concrete structure sub-contractor on a £4½M sub-contract.
- Provided advice in relation to threatened adjudication proceedings on two flooring sub-contracts to the Contractor.
- Proposed as member of a three-man adjudicator panel for a three year bridge and roadbuilding project in Bangladesh.
- Provided independent advice to a National Health Service Trust on the extension of time entitlements of a main contractor for a series of new build ward blocks. Appointed as the Expert Witness on programme matters for any subsequent proceedings.
- Retained through a main contractor Client to provide advice and completion programmes to a National Health Service Trust on the true progress and projected completion dates of a series of new build ward blocks. The entire appointment was completed within eight days during which time over 400 progress photographs were taken and a fully-detailed completion programme produced.
- Retained by a major regional contractor to monitor the progress of the substructure and superstructure sub-contractor's work on a landmark construction project and to assess and agree the latter's extension of time entitlements.
- Successfully case-managed an adjudication for a Sub-Contractor, managing the appointment of an adjudicator to decide upon matters in dispute on a services sub-contract. This led to a quick negotiated settlement with the Main Contractor.
- Prepared the programme aspects of a preliminary report in an arbitration on a major tunnelling and civil engineering project in Hong Kong for the Employer.
- Acted as Expert Witness on programme matters for a multinational corporation in a litigation matter. The dispute concerned delays by a ceiling sub-contractor and the extent to which any delays had delayed completion of the main contract works.

PROFESSIONAL EXPERIENCE (CONTINUED)

- Acted as Expert Witness on programme matters for a curtain walling subcontractor in a litigation matter. The positive case to be considered was the delay and disruption caused by a number of factors. The negative case to be considered was whether the sub-contractor had delayed the main contractor and the extent to which any such delay had delayed completion of the main contract works.
- Assisted an Expert Witness on quantum to value the amount in dispute on an open cast mining project over ten years.
- Acted as Expert Witness on programme matters for a developer in an arbitration on a civil engineering project being carried out under an ICE 6th Edition Contract. The matters to be addressed were the defence and counterclaim, specifically the assessment of the original contract period and the time within which the contractor ought to have finished the Works.
- Prepared advice for a contractor on an inner-city residential block of flat refurbishment project concerning design liability and variation entitlements.
- Acted as Expert Witness on programme matters for a curtain-walling contractor in a litigation matter. The matters to be addressed were the defence and counterclaim, specifically a delay and disruption claim made against the curtain-walling contractor. The instructions included providing advice upon whether to include a potential claim for extension of time within the pleadings.
- Prepared a contractual defence for one of a group of Contracting companies once they had determined their employment under the ACA Form of Sub-Contract on two projects, including the preparation of an extension of time claim.
- Assisted one of a group of Contractors involved in a consultation exercise with a major national retailer by producing a series of programmes on a selection of typical superstore refits to establish model programmes for their store refurbishment partnering strategy.
- Prepared an extension of time claim during the course of a high-quality refurbishment project including a base programme supported by a dynamic critical path network and its constraint to demonstrate the effects of the delays and disruption incurred.
- Assisted the Quantum Expert Witness in a professional negligence litigation matter between a Contractor and a Consulting Engineer by producing a series of programmes to reflect the tender position and a delay impact analysis programme to show the effects of a the Engineer's negligence.
- Assisted the Quantum Expert Witness in an arbitration under the IFC 84 form of contract by producing a series of programmes to reflect the tender position, the as-installed work and a delay impact analysis programme to show the effects of a series of delays.
- Established base programmes for a major mechanical and electrical services new-build project from the Contractor's drawn barcharts including dynamic critical path networks.
- Prepared extension of time claims during the course of a high-quality refurbishment project including establishing a base programme supported by a dynamic critical path network and its constraint to demonstrate the effects of the delays and disruption incurred.

PROFESSIONAL EXPERIENCE (CONTINUED)

- Investigated claims situations on three projects for a newly acquired facilities management company.
- Prepared and agreed extension of time and loss and expense claims on each phase of a hospital refurbishment project for a major national mechanical and electrical services subcontractor including constrained programmes to demonstrate the effects of the delays and disruption incurred.
- Assisted an international manufacturer of sub-sea oil and gas valves to defend a claim against them for late delivery and subsequent termination of their contract.
- Prepared a series of programmes for a submitted claim in litigation proceedings on a large urban civil engineering (roadbuilding) project for individual heads of claim.
- Prepared an extension of time and loss and expense claim for an Italian contractor on a highway contract in Bulgaria.
- Acted as Expert Witness on Programme Matters in two litigation matters concerning housing association and local authority housing projects.
- Prepared Further and Better Particulars of a submitted claim in litigation proceedings on a multimillion-pound housing refurbishment scheme for the Plaintiff Contractor, including assessing the programme implications of the events complained of.
- Prepared three loss and expense claims for a national contractor on related refurbishment projects.
- Prepared six other extension of time and loss and expense claims for the same contractor on a variety of new-build and refurbishment projects including establishing base programmes supported by dynamic critical path networks and their constraint to demonstrate the effects of the delays and disruption incurred.
- Assisted an international manufacturer of sub-sea oil and gas valves to defend a claim against them for late delivery.
- Assisted one of the main insolvency practitioners in their investigations into a building company and realised its outstanding debtor balances upon their appointment as Administrative Receivers.

PROFESSIONAL EXPERIENCE (CONTINUED)

1991 - 1993 Trett Consulting **Norwich**

Senior Consultant

- Prepared financial and time impact data analyses of the electrical/software element of a £24M claim on a major civil and process engineering project within the construction of a new steel beam rolling mill.
- Prepared extension of time claims for three contractors and reported upon the validity of submitted claims on a gas receiving installation to the major valve supplier.

1988 - 1991 J. A. Elliott Limited **Bishop's Stortford**

Commercial Manager

- Dealt with litigation, arbitration and claims both for and against the entire Elliott Group of Companies although nominally employed by the major contracting arm of the Group.
- Negotiated contractual terms for projects with clients as well as professional appointments for design and build contracts with external consultants.
- Upon the Receivership of the holding company and all but one of the contracting companies, was actively involved in an attempted MBO. Subsequently invited to join J. Jarvis & Sons plc as Area Surveyor reporting at Board level.

1988 - 1988 Wimpey Construction Management **London**

Senior Quantity Surveyor

- Site-based on the HMP Belmarsh (Woolwich Urban Prison) project responsible for £17M (1988 prices) of M&E services, gates and doors, prison officers' housing, social club and commissioning packages.
- Liaised with and directed externally appointed Architects, Engineers and Quantity Surveyors.

1987 - 1987 Bovis Construction **Harrow**

Manager (Surveying) - "1" Division

- Site-based on the Langham Hilton International development in London responsible for £11M (1987 prices) of new-build offices and refurbished listed offices forming part of the development.
- Provided value engineering advice to and liaised with the Client and his Architects and Quantity Surveyors.

1980 - 1987 Drake & Scull Engineering Ltd. **Bury St. Edmunds**

Department Surveyor

- Responsible for all Quantity Surveying functions for the mechanical and latterly the electrical departments of a regional office. The turnover of the electrical department was £1.2M (1987 prices) spread over up to ten projects at a given time. During 1986 was responsible for £1.75M of mechanical services on a hospital project.

ADDITIONAL PROFESSIONAL ACTIVITIES

- Member of the Board of Trustees of the Chartered Institute of Arbitrators
- Past Chairman of the East Anglia Branch of the Chartered Institute of Arbitrators
- Former Member of the Arbitration Committee of the Chartered Institute of Arbitrators
- Member of the East of England Branch Committee of the Association for Project Management
- Assisted the Department of Trade and Industry during the consultation phase of the drafting of the Arbitration Act 1996
- Former Member of the British Chambers of Commerce Company Law Consultative Committee
- Committee member and co-founder of adjudication.co.uk
- Member of the Society of Construction Law
- Director of Web Designers Limited, an Internet Design Consultancy specialising in designing, hosting and maintaining Internet web sites for construction industry, legal and SME clients

ADDITIONAL PERSONAL ACTIVITIES

- High School Governor
- Norfolk Youth Football Combination Mini-Soccer Coach
- Administrator, ZRX Owners Club
- Officer of the Motorcycle Folly (track day organisers)