



**CURRICULUM VITAE**  
**DAVID EVAN SOMERSET**  
BSc LLB (Hons) FRICS  
FCI Arb MEWI MAE FPD

Southside (6<sup>th</sup> Floor)  
105 Victoria Street  
Westminster  
London  
SW1E 6QT

07802 251578  
0870 9917749

dauids@somersetconsult.com

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## BRIEF SUMMARY

David is a highly experienced expert in building, mechanical, electrical and controls works. This ranges from building engineering services, process plants (water/sewage), food processing, rail, mining and power generation plants.

He has acted as an Expert Witness in court and arbitration proceedings, instructed by solicitors, private companies, in-house lawyers and as part of the claims teams working closely with barristers and solicitors. He also acts as an Expert Determiner.

He has undertaken financial and commercial investigations in the UK and Hong Kong. He has worked in the UK, Germany, South Africa, Australia, Dubai, Caribbean and Hong Kong.

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## ENGINEERING PROJECTS

### SPECIALISATIONS

- Expert in quantum of mechanical, electrical, process works.
- Expert of high end residential projects.
- Expert Determiner (accredited by Academy of Experts).
- Assessment and resolution of complex and difficult final accounts.
- Expert in quantum of defective works.
- Expert in professional negligence claims.

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## HIGHLIGHTS AND RECENT EXPERIENCE

- Expert on quantum (final account/defects) on major resort in the Caribbean (mechanical, electrical and controls). Value of dispute US\$40m.
- Expert on quantum on Istanbul to Ankara high speed railway. Value of dispute 80m Euros.
- Expert on quantum for defects to stadium in London. Value of dispute £19m.
- Expert on quantum (final account/claim) on commercial development in London (building, mechanical and electrical). Value of dispute £15m.
- Expert on quantum on retail development for rectification costs of defects (mechanical, electrical and plumbing). Value of dispute £9m.
- Expert on quantum for several large PFI prison projects. Value of dispute £18m.
- Expert on value on fit out works for luxury penthouse in London. Value of fit out £30m.

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## EXPERT AND CONSULTANCY ROLES

David has been instructed on a number of disputes, a selection of which includes:

- Commercial, retail and residential in London - Quantum expert for defendant, arbitration.
- Rail project in London - Quantum expert for Referring party, adjudication
- Shopping centre in Birmingham – Quantum Expert on rectification costs for M&E works, legal proceedings
- High end residential in London – Expert on professional negligence claim, legal proceedings
- PFI Hospital in Middlesbrough - to resolve outstanding final account, dispute resolution board, dispute resolution board
- Commercial / residential development in London – Quantum expert on termination costs of contractor, legal proceedings
- Rail project in London - Lead claims analyst on time and quantum, adjudication
- Commercial development in London - Witness of fact in Chancery division of High Court
- Commercial investigation of company in Hong Kong
- University of Sheffield – Expert on claim for increased costs, legal proceedings
- International Bank – Expert on defective and maintenance issues, adjudication
- Residential development in Devon – Expert on claim for rectification of defects, legal proceedings
- Armaments factory – Quantum Expert on final account and loss and expense claim, adjudication
- Retail in Croydon - Quantum expert for defendant in dilapidation claim, legal proceedings
- Water Treatment plant in Bexhill - Lead analyst on final account and claims, legal proceedings
- PFI Hospital in Manchester - Expert to assess sub-contractor claims
- Resort in Caribbean - Quantum expert (final account/defects), arbitration
- PFI Prison in London - Quantum expert, adjudication

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## EXPERIENCE OF CONTRACTS

David has extensive experience and knowledge of the following contracts:

- JCT standard forms (including contracts and sub-contracts).
- The Engineering and Construction Contract NEC 2 and NEC 3.
- GC Works/1.
- FIDIC.
- IChemE Model Conditions of Contract.
- Model Form of General Conditions of Contract (MF/1).
- ACA Standard Form of Contract (PPC2000).
- PFI forms of contract.
- Various bespoke conditions of contract.
- Collateral Warranties, Bonds and Consultant agreements.

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## INDUSTRY INVOLVEMENT

- Arbitrator on ABTA Panel (CEDR).
- Arbitrator on Renewable Energy Panel (IDRS).
- Past member of the RICS Mechanical and Electrical Group.
- Publication of pricing guide for Mechanical installations in South Africa.
- Contributor to the “Mechanical and Electrical Procurement Guide” published by RICS Books.
- Presentation at RICS seminar on Engineering Services Procurement.
- Presentation at Australian Institute of Quantity Surveyors seminar on M&E Quantity Surveying.
- Preparation of legal analysis on various topics including sums paid in settlement of Third Party Claims.
- Co-author of Human Dynamics in Construction Risk and Management (published in 2014)

## EDUCATION AND PROFESSIONAL MEMBERSHIPS

- Degree in Building Economics, South Bank University. First Class Honours with Distinction (**BSc**).
  - Degree in Law - University of London (**LLB (Hons)**).
  - Fellow of the Chartered Institute of Arbitrators (**FCIArb**).
  - Fellow of the Royal Institute of Chartered Surveyors (**FRICS**).
  - Fellow - Australian Institute of Quantity Surveyors.
  - Fellow - Hong Kong Institute of Arbitrators.
  - Accredited Mediator - Hong Kong Institute of Arbitrators.
  - Accredited Mediator – CEDR.
  - Member - Expert Witness Institute.
  - Member - The Academy of Experts.
  - Member - RICS Accredited Expert Witness.
  - Accredited Expert Determiner – The Academy of Experts.
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## CAREER SUMMARY

<b>Jan 2006 to present</b>	<b>Somerset Consult</b> – Director
<b>Feb 2005 - Dec 2005</b>	<b>Litchfield Management</b> - Director
<b>1989 - Jan 2005</b>	<b>Haley Somerset Consulting</b> - Founder - this included directorships of MDA and MapleConsult
<b>1986 - 1989</b>	<b>MDA – Engineering Services Division</b> - Director
<b>1983 - 1986</b>	<b>Southby, Bihl, Detert &amp; Slade (South Africa)</b> - Associate (Mechanical & Electrical department)
<b>1980 - 1983</b>	<b>MDA – Engineering Services Division</b> - Senior Cost Engineer
<b>1979 - 1980</b>	<b>Monk Dunstone Associates (MDA)</b> - Surveyor Senior Quantity
<b>1975 - 1979</b>	<b>Thomas Barrett Sons &amp; Partners</b> - Assistant Quantity Surveyor
<b>1973 – 1975</b>	<b>Randfontein Gold Mines</b> - Trainee Engineer

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## OTHER INFORMATION

Languages – English, basic Afrikaans (dialect of Dutch).

Cultural Appreciation – Arabic, Chinese, Russian and Indian (experience from UK, Dubai, Hong Kong and working with Indian contractors).

Accounting and Business Practice – Extensive knowledge of account practices and procedures.

Computer Skills – Extensive skills in Excel, Word, Access, Project etc.

Liveryman with the Worshipful Company of Arbitrators.

## **REFERENCES**

These can be provided on request.

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