

Profile

Before joining Tudor Rose, Neil gained experience on a number of major infrastructure projects, including roles in cost management, contract administration, estimating and audit.

Since joining Tudor Rose, Neil has been extensively involved in providing project monitoring services, delay analysis, audit, compliance, claim preparation support and commercial management advice to a variety of clients operating in the construction industry. Neil has developed significant expertise in identifying risk, providing strategic commercial advice and analysing complex contractual mechanisms and data to establish and calculate further entitlements to both time and money on a broad variety of construction projects, from high end residential to public infrastructure framework agreements.

He has used his experience to assist a variety of clients in identifying issues surrounding compliance and commercial risks, providing practical advice on mitigating and resolving the impact of these risks. This has included a range of issues including; providing contractual and commercial advice (including the research of issues and preparation of correspondence) on matters affecting live projects; developing systems for reporting and managing issues of non-compliance; and providing strategic commercial management of claims throughout the supply chain. He has extensive experience in analysing delays affecting projects and preparing detailed claim documents and submissions for both time and money. Neil has provided practical advice on these issues to staff at all levels for a variety of clients.

Neil has actively advised, represented and supported numerous parties in various forms of dispute resolution, including structured negotiations, adjudication, arbitration and mediation proceedings. This has enabled Neil to provide advice to client, consultancy and contracting organisations. This has regularly required Neil to provide ad-hoc advisory services to clients and to deliver structured training.

Qualifications and Professional Membership

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| PGDip Law | Graduate Diploma in Law (BPP University, London) |
| MSc | Master of Science in Quantity Surveying (London Southbank University) |
| BA (Hons) | Bachelor of Arts in English & Philosophy (Southampton University) |
| MRICS | Member of the Royal Institution of Chartered Surveyors |

Career History

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| 2018 to date | Director at Tudor Rose |
| 2015 - 2018 | Associate Director at Tudor Rose |
| 2011 - 2015 | Senior Consultant at Tudor Rose |
| 2008 - 2011 | Consultant at Tudor Rose |
| 2006 - 2008 | Cost Analyst / Project Administrator at Rail Contractor |

Assignments and Achievements

Expert/Audit

- Appointed on behalf of an Employer to review the Contractor's entitlement to time across multiple Projects on a NEC3 Framework and the preparation of a report in Adjudication proceedings.
- Undertaking an audit of existing processes to identify, demonstrate and resolve areas of contractual non-compliance on a large-scale public infrastructure framework with a value in excess of £200 million on behalf of a main contractor.
- Appointed to undertake an independent audit of operational processes adopted by a main contractor in its management of utilities works that were at risk of incurring changes pursuant to the New Roads and Street Works Act 1991. This required a detailed analysis of the processes adopted on a multi-million pound bespoke Framework Agreement and the submission of a comprehensive report to the Board of Director's.
- Undertaking audits of sub-contractor accounts and providing recommendations to main contractors across a variety of projects. This has included investigating instances of fraud within the supply chain.
- The forensic audit of large volumes of complex data submitted to a Major Contractor during the course of multiple adjudication proceedings on a mechanical and electrical sub-contract for a mixed-use development in Central London.
- Appointed to review extension of time claims and provide an independent report on a contractor's entitlements pursuant to a JCT Design and Build contract for an office refurbishment – value £23m.

Delay Analysis

- Using contemporaneous site records, Neil has undertaken the preparation of 'as-built' programmes from first principles for sub-contracts ranging from £2 million to £450 million.
- Provided advisory services to main contracting organisation on the identification, research and investigation of matters causing delay. This has involved collating, analysing and presenting main contractors' entitlements to extensions of time on a broad variety of projects.
- Carried out detailed analysis of sub-contractor claims on behalf of main contractors. This has required Neil to liaise with the client's operational and commercial teams to identify, research, investigate and advise upon the risks identified and to make recommendations regarding areas of potential liability.
- Prepared delay notices and extension of time submissions on live high-end residential and mixed-use projects with contract sums ranging from £170 million to £450 million.
- Prepared final account documentation and claims for extensions of time and loss and expense from first principles for main contractors on a variety of projects with contract values ranging from £5 million to £450 million.

Project Monitoring

- Providing project monitoring, contractual and commercial advice on a luxury residential development worth in excess of £400 million. This has required Neil to actively support the contractor's project team at all levels and to identify and provide strategic advice – and prepare correspondence - on risks affecting all aspects of the supply chain, including delays and the effect of change.

- Researching, identifying, presenting and providing advice in respect of design risks affecting the Main Contractor on a mixed use development with a value in excess of £600million.
- Developed, implemented and managed systems for identifying, investigating, monitoring, reporting on and managing operational, programme and commercial risks on a large-scale public infrastructure framework with a duration in excess of 20 years and a value in excess of £200 million for a main contractor.
- Provided contractual and commercial advice and support to a main contractor's project team on an insurance claim (affecting a live project) for flood remedial works in excess of £40 million.
- Providing strategic commercial advice and preparing correspondence on behalf of a main contractor employed on a mixed-use development with a contract sum in excess of £170 million (JCT Design and Build).
- Advised contracting organisations on methods for monitoring and managing project delays and matters affecting quantum on contracts ranging from £2 million to £20 million.

Commercial Management

- Providing advice and support on the management of claims within the supply chain.
- Undertaking detailed reviews of tender submissions, identifying risks to both cost and programme making and implementing recommendations for the resolution of those risks.
- Provided support and advice on the commercial management of a number of major disputes.
- Appointed by main contractors to identify potential risks and/or issues surrounding losses incurred. This has required Neil to implement, maintain and/or manage systems for managing risk and to identify potential opportunities for additional recovery.
- Preparation of claim submissions on behalf of a major contractor against designers that had been engaged under consultancy agreements for the development of primary care centres which – due to shortfalls in the design – could not achieve the required BREEAM rating. The development of each submission required the investigation and analysis of complex issues that had caused the main contractor to incur losses as a result of negligent acts by the designer. Neil presented detailed narratives and factual evidence demonstrating each breach of contract and calculated the delays and losses arising from each breach.
- The detailed review of assorted counter-claims advanced by the Employer against a main contractor during Arbitration proceedings pursuant to a bespoke framework agreement for new utilities connections. Reviewing the Employer's basis of entitlement and supporting quantum. Preparing written submissions detailing the fundamental flaws in the claims advanced by the Employer.
- Assessing a main contractor's entitlement to payment for works completed on a multi-million pound high spec leisure centre development under the JCT. This involved assisting the PQS in valuing the contractor's entitlements and ensuring that the documentation that was produced was to 'adjudication standard'. It also included assisting Counsel and the employer's professional team in successfully defending adjudication proceedings initiated by the contractor.
- Preparation of all quantum submissions on behalf of the Contractor operating under a NEC3 framework agreement for the refurbishment and upgrade of a major electrical network. This involved the identification and assessment of all payment entitlements (measurement, variations and claims) under 760 separate Work Package Orders. These quantum submissions featured in a successful adjudication to establish the payment

due under an interim valuation (approximately £60 million) and then a mediation to successfully resolve the final account. The calculated value of the account was in excess of £50 million.

- Preparation of quantum submissions including assessment of actual costs, prolongation costs, labour disruption (by 'earned value' analysis) and finance charges associated with prolonged and disrupted mechanical and electrical works on a university building project (value approximately £20 million).
- Preparation of a Final Account (approximately £4million) for the supply of bespoke furniture to a luxury hotel development. Production of technical submission for inclusion in the subsequent adjudication proceedings to present the final account and successfully demonstrate that the contractor had not properly valued the account.

Training

- Prepared and delivered bespoke training courses to commercial and operational teams within client organisations including contract administration, loss and expense claims, payment notices, managing subcontractor claims and the management of records.
- Delivered 'awareness' training to the commercial and operational teams on the design obligations under a JCT traditional form of contract with Contractor's Designed Portion. The value of the project was in excess of £400million.
- Providing one to one coaching to members of client's commercial teams enrolled on the Royal Institution of Chartered Surveyors Assessment of Professional Competence.

Contact Details

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