

Profile

Ewan started his career as a Quantity Surveyor in 2014. He initially worked for a main contractor and then subcontractor, where he gained an important perspective and understanding of the difficulties and challenges encountered in contracting.

In October 2019, prior to joining Tudor Rose, Ewan worked for an international construction consultancy firm based in the United Arab Emirates and has worked on projects all over the Middle East region.

Ewan has prepared claim submissions on behalf of clients and assisted with the drafting of arbitration pleadings alongside clients' legal representatives. This includes quantum assessment and entitlement, both associated with delay, disruption, variations, and other heads of claim. Ewan has also prepared and assisted with the drafting of independent expert witness reports for arbitration. He has experience under the Scottish Arbitration Rules in the United Kingdom and DIFC-LCIA Rules, DIAC Rules and ICC Rules in the Middle East.

In addition to this, Ewan has provided strategic support on live commissions identifying commercial and time related risks. He has analysed specific project procedures and records and scrutinised liability, entitlement, and notice requirements. Furthermore, Ewan has conducted pre-contract analysis' on behalf of clients prior to the parties entering into a contractual agreement. This includes advising clients on any clauses of concern, or certain responsibilities or obligations, with the intention of avoiding potential disputes in the future.

Ewan has valuable experience working and consulting on a variety of construction and engineering projects ranging from housing developments, refurbishment schemes, large scale residential developments, data centre's, shopping malls and commercial skyscrapers.

His has managed and implement procedures under all forms of JCT, NEC and FIDIC contracts across multiple continents, with differing laws and customs.

Qualifications and Professional Membership

BSc	Bachelor of Science in Quantity Surveying
ACI Arb	Associate of the Chartered Institute of Arbitrators

Career History

2022 to date	Consultant at Tudor Rose
2019 - 2022	Consultant at Construction Consultancy (United Arab Emirates)
2019 - 2022	Freelance Quantity Surveyor
2017 - 2018	Quantity Surveyor at Subcontractor
2014 - 2017	Quantity Surveyor at Main Contractor

Assignments and Achievements

Claim preparation and defence

- Preparation of an EOT and prolongation cost claim on behalf of MEP subcontractor on a shopping mall project in Dubai (Subcontract value approximately £65 million). This included providing a quantum assessment under various heads of claim and demonstrating entitlement under the contract.
- Assisted with the preparation of a large EOT and additional cost claim for a 74-storey commercial tower in Saudi Arabia on behalf of the main contractor, alongside the client's legal representatives. This included the writing and evidencing each delay event along with substantiating the contractor's entitlement to additional time. Further assisted with drafting the quantum heads of claim and substantiating the contractor's entitlement and evidence of its time related costs.
- Assisted with the preparation of an EOT, prolongation costs and disruption claim on an aluminium smelter project in the Kingdom of Bahrain on behalf of the contractor. Undertook an Earned Value Analysis based method to calculate the client's loss of productivity due to a range of disruption related events.
- Provided support in the preparation of EOT and prolongation cost claim for a large residential tower in Dubai Marina. Further undertook a comprehensive analysis of the client's variation account, assessing entitlement under the contract and evaluating each variation under method of measurement prescribed.
- Assistance with the preparation of an EOT and additional cost claim on behalf of MEP subcontractor on 5-Star hotel and residences (Dubai, UAE: Subcontract value approximately £95 million).
- Worked alongside the client's legal representatives, preparing a Statement of Claim, for a dispute in the value of £30 million. This included a comprehensive assessment of the client's variation account, drafting narratives of the Employer delay events demonstrating cause, effect, entitlement and further substantiating the claim. Assessed the client's substantial time related costs, and undertook further quantum analysis to the client's other financial related heads of claim.
- Provided contractual support to clients on a regular basis which included the drafting of various letters associated with contractual or site related matters. Assisted and drafted notices in accordance with the contract and advised clients of their contractual obligations.

Arbitration & Expert Appointments

- Assisted with the drafting of an expert report concerning a dispute over variations and prolongation costs over piling works for a real estate development in Dubai. Drafted opinion of the Claimant's calculation for interest on late payments against certified and non-certified applications for payment. Undertook a comprehensive valuation of the claimant's measured works from the documentation available. Conducted and assessment of the Claimant's entitlement to steel price escalation costs
- Assistance to the Quantum Expert in the assessment of disputed variations and loss and expense claim. Undertook an investigation and analysis into the disputed variation account, further providing the basis for my opinion. Measured and evaluated omissions made by the Respondent.
- Measurement and valuation of variations in a disputed final account, undertaken pursuant to FIDIC (Red Book) conditions and the Principles of Measurement (International) for a large mixed-

use development. Drafted opinion alongside the Quantum Expert on lump sum principles and measurement issues.

- Assisted with the drafting of a Statement of Defence as part of the arbitration proceedings for a client against the sub-subcontractor, who was simultaneously in formal arbitration proceedings with the main contractor.

Contact Details

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