



Jonathan E Nugent

BSc DipArb FRICS FCIArb
Managing Director

Address: 37 Commerce Road, Lynch Wood, Peterborough. PE2 6LR.
Telephone: 01733 233737
Email: advice@arbicon.co.uk

Summary of Faculties

Managing Director - Arbicon ADR Ltd, Chartered Quantity Surveyor, Construction Adjudicator, Arbitrator, Mediator, Expert Witness/Reports/Determination, Lecturer, Delay and Loss Analyst, Leading Authority on Construction Contracts/Law, Commercial Construction Contract Solutions and Dispute Resolution.

Professional Qualifications & Memberships

BSc in Quantity Surveying - Nottingham Trent University
Diploma in Arbitration - CIArb
Fellow of the Royal Institution of Chartered Surveyors
Fellow of the Chartered Institute of Arbitrators - (Arbitration pathway)
RICS Accredited Mediator
RICS Certificate in Mediation Advocacy and Dispute Management
Past Chairman of the Chartered Institute of Arbitrators East Anglia Branch (2011 - 2013)
Member of the Adjudication Society
Member of the Society for Construction Law.

Profile

Jonathan is a leading UK Construction Industry professional consultant. A Chartered Quantity Surveyor and Construction Claims Consultant with 37 years of experience. Jonathan is an expert in the management, measurement and valuation of all aspects of construction and civil engineering works including railways. Jonathan is a dynamic construction consultant advising, working with and acting for Employers, Architects, Quantity Surveyors, Engineers, Contractors, Subcontractors, Solicitors, Barristers; familiar with all aspects of ADR and the Technology & Construction Court.

Jonathan started his career as a PQS, then later worked for developers and contractors, including the construction of over 200 major construction projects and for the last 10 years as the Managing Director of Arbicon, fully practicing in the delivery of construction projects and dispute resolution.

Earning a reputation for resolving difficult Final Accounts and disputes, Jonathan has been a pioneer and supporter of the adjudication process since the statutory right to adjudicate commenced in 1998. Jonathan is one of the most experienced experts on the law and process of adjudication, having presided over the evolution of the Housing, Grants, Construction & Regeneration Act 1998 and the Local Democracy, Economic Development and Construction Act 2009 and the associated Schemes for Construction Contracts that go with those Statutes. Jonathan is an expert on adjudication enforcement cases and has been involved in several landmark cases in the TCC. Jonathan's legal expertise has also been applied where he has acted as the tribunal, an advocate, an expert or negotiator in over 300 disputes, over 100 of which were referred to adjudication. Jonathan has acted against some of the biggest construction firms for subcontractors and Employers against high profile lawyers and won in the majority of cases. In contrast, Jonathan has also successfully acted for some of the largest construction companies against subcontractors on very high profile contracts such as major stadiums, public buildings and private developments. In all cases Jonathan's reputation for taking cases forward successfully precedes him. Jonathan is an expert in construction contracts and construction contract law, advising on JCT, NEC, FIDIC contract forms and is an expert in former contract forms such as GC Works, DOM 2 and ICE. Jonathan is an authority on the interpretation of contracts including the understanding and application of Construction Statutes; Jonathan is also an advisor, negotiator and an expert on contract procurement including writing contract amendments, Employers Requirements and Contractors proposals.

Arbicon was formed by Jonathan in 2006, the firm has grown and enjoyed many years of success and has been described as a boutique business in providing a powerful combination of construction expertise with construction law. Thus the best possible advice available to all those involved in the commercial world of construction and construction law, which is a rare combination of skills, with particular expertise in resolving disputes out of Court and quickly promoting cash flow and resolving unwanted problems. In particular Arbicon are considered to be one of the leading firms of advocates for construction disputes and adjudication in the UK. Chartered Quantity Surveyors with specialist knowledge of the law in construction and adjudication are the best option for help in any construction dispute and Arbicon do not differentiate between large or small parties or disputes, resolution is made to work commercially whatever the case.

Jonathan is a specialist in all aspects of Construction Contract ADR, he is a qualified RICS mediator and has been appointed as an Expert Witness on numerous cases that have resulted in swift resolution and commendation by the Courts. Jonathan has also been appointed as an Expert in the County Courts and high profile cases in the Technology and Construction Court. Jonathan acted as a Quantity Surveyor Expert in one of the largest cases in 2013 in the TCC *Cooper & Others v Kiani & Others*, which involved a 20-day trial and is a well-known name in the world of construction dispute resolution.

Notable Cases, Projects & Skills

Jonathan has worked on hundreds of cases and projects in a career spanning 37 years here is a partial sample of some notable ones:

Wembley Stadium - Forensic QS
Leicester City Walker Stadium - Forensic QS/ Insolvency
Cirencester Leisure Centre - Forensic QS, adjudication, EOT, Loss and Expense
Kiddicare Superstore/HQ Peterborough - QS
Hull City Stadium - Forensic QS - Delay Analysis - Defeated EOT /Loss and Expense Claim entirely
TA Centre Aylesbury - Forensic QS, Expert Report
Rebok Stadium Coventry - Forensic QS, Expert Report
Speymill Contracts Ltd v Baskind - Quantum Expert, Variations, EOT, Loss/Expense, adjudication
Cooper & Others v Kiani & Others [2013] - Expert Witness (8 Major Interim & Final Reports)
Student Accommodation Blocks - QS, adjudications
Cambridgeshire Busway - BAM Nuttall v Cambs CC - Loss/Expense Claim
CSK Electrical Contractors Ltd v Kingswood EC Ltd [2015] (TCC) - Claim, Adjudication & Enforcement
Twickenham Rugby Stadium - Dispute QS
Lulu Construction Ltd v Mullaley & Co. Ltd [2016] (TCC) - Forensic Claim, Adjudication, Enforcement
National Indoor Arena - Dispute QS
Maskew Avenue Retail Park, Peterborough - QS
National Grid Rugeley, Overhead Lines - Arbitration
Development Agreement, Surrey - Costs Dispute - Forensic QS, Arbitration
House rebuild after dpc failure - Repudiation/Contract Admin/Insolvency/ Prof Neg
Defects Disputes - e.g. NHBC/Owner/Builder - Forensic QS and Expert Reports
Office Conversion to Flats, Birmingham - Acoustic Defects - Adjudication/Prof Neg
Railway Station builds and rail maintenance contracts - QS
Hotels - New/refurbished - QS, Adjudications, EOT, Loss/Expense
Supermarkets/Cold Store/ "Tin Sheds" distribution depots - QS, EOT, loss and expense, adjudications
Retail Parks - QS, EOT, loss and expense, adjudications
Linen Hall, Regent St - adjudication
Hackney Flat development - Expert Report for £4m Prof Neg claim against Architect
Offices - Emerald Park, Bristol - Air Con design failure - adjudication
Margery St WC1 - Flat development D & B Contract - adjudication
Retail units/Office developments - QS, adjudications, EOT/Loss and Expense
Housing Developments - New and refurb - QS, adjudications
Schools/Universities - New/Extended/refurb - QS, adjudications
Public Houses - New build and refurb - QS, adjudications, arbitration
Agricultural Buildings - QS, adjudications
Elderly Persons Homes/Daycentres - QS
RAF/USAF new builds/refurb and MTC contracts - QS
Hospitals - QS, adjudications
Police Stations - QS
Garages/Showrooms - QS
GYM/Leisure Centres/Swimming Pools - QS, adjudications

Persimmon Homes - QS, dispute QS
Shop fitting - QS
Airports - QS, EOT, loss and expense, adjudications
M3 Services Winchester - QS
Extra Services Peterborough/Cambridge - QS
Churches/Chapels QS
Beet Factory/Roads/Civils - (CESMM) - QS
AWA HQ Histon - QS
Cambridge Library - QS, Delay Analysis
Houses of Parliament - QS
Mansions - QS, EOT, Loss/Expense, repudiation, adjudication
Shopping Centre, Brixton - Floor Defects dispute - adjudication
Alconbury Village Hall - QS
Multi-storey car parks - QS, Adjudications
Restaurant Fit-outs, London - QS support, EOT, Loss and Expense, adjudications
Reporting on Onerous Clauses - QS
Bank valuations - QS
Repudiation cases - Expert reports, restitution and damages claims
Subcontractors - Numerous cases of contract evaluation/negotiation, default payment adjudication
CIN window network - expert support services
Professional Negligence - Architect Supervision failures - Advocate/Expert
Value Engineering
Project Management
Expert Reports
Building Pathology, materials and defects
Dilapidations and Schedules of Condition
Affordable Housing Contracts
Insolvency
Insurance Claims

Contact

To get in touch with Jonathan, please contact Jonathan's PA, Miss Samantha Town at advice@arbicon.co.uk for more information.

T 01733 233737

W www.arbicon.co.uk