

PS Consulting

Contracts & Dispute Management

NAME Geoffrey Smith

DATE OF BIRTH 01 February 1954

TITLE Partner

EDUCATION Loughborough University, UK
Holborn College of Law, UK
Association of Chartered Certified Accountants, UK



QUALIFICATIONS & MEMBERSHIP

BSc Degree in Civil Engineering

LLDip Postgraduate Diploma in Law

CDipAF Postgraduate Diploma in Accounting & Finance

CEng Chartered Engineer

FICE Fellow of the Institution of Civil Engineers

FCI Arb Fellow of the Chartered Institute of Arbitrators

Barrister Member of Middle Temple, Bar of England & Wales

Accredited Mediator & Conciliator (CI Arb & ICE)

Member of the Society of Construction Law

Member of the Disputes Resolution Board Foundation

Member of the International Bar Association

Accredited as FIDIC Dispute Board Member (SYNTEC)

Accredited International Trainer (FIDIC)

PROFESSIONAL CAREER

2003- Present Partner - PS Consulting (Contracts Management & Dispute Resolution)

1995 - 2003 Independent Consultant (Contracts and Dispute Management)

1988 - 1995 Operations Director (France) – DSG (Claims Consultants)

1985 - 1987 Senior Contracts Manager – Bouygues SA – Iraq

1983 - 1985 Contracts Manager – CM Fillod SA – Iraq

1981 - 1983 Contracts Manager – Sobeas Spie Capag JV – Iraq

1979 - 1981 Assistant Resident Engineer – Sir Bruce White & Partners - UK

1975 - 1979 Graduate Engineer – Edmund Nuttall Ltd - UK

LITIGATION/ARBITRATION/ADR EXPERIENCE

- Party-appointed arbitrator in ad-hoc proceedings in relation to a transport project in Greece.
- Counsel in CIETAC arbitration, Beijing - related to the termination of a construction contract – successfully argued for loss of profit on Works not executed.
- Counsel in ad hoc arbitration, Jakarta, related to claims for delay, loss & expense, arising from a condominium project.
- Counsel in ad-hoc arbitration, Southern Africa - related to claims of professional negligence by the Engineer.
- Management of (and party representative in) a CIAC arbitration (Philippines) relation to a condominium project.
- Assisted Counsel in BANI arbitration, Jakarta, related to claims for delay, loss & expense arising from a condominium project.
- Party-appointed Dispute Board member – airport project in sub-Saharan Africa (French & English) under MDB Harmonised Edition of the FIDIC Construction Contract.
- Party-appointed Dispute Board member – irrigation project in sub-Saharan Africa (French & English) under MDB Harmonised Edition of the FIDIC Construction Contract.
- Party-appointed Dispute Board member – motorway project in Greece.
- Mediated resolution of Main Contractor / Subcontractor dispute arising from a condominium project in Indonesia.
- Expert witness (quantum) in ICC arbitration in relation to a railway project in Algeria (French language).
- Expert witness in ICC arbitration in relation to an ore-handling terminal in New Caledonia (French language).
- Expert witness (quantum) in Stockholm Chamber of Commerce arbitration in relation to construction of a brick-works in Russia.
- Forensic programming in preparation for ICC arbitration in relation to a power plant in the Netherlands.

PROJECTS INCLUDE:

Transport

- Railway refurbishment (650 km) - Cambodia
- Mécheria-Bechar Railway (360 km) – Algeria (French language)
- Railway electrification - Algeria
- Track-work for Rapid Transit System – Taipei, Taiwan
- Motorway construction - Greece
- Ibanda - Uyole Road Refurbishment - Tanzania

- Adhamiyah Bridge Approaches (Urban expressway)– Iraq
- Docklands Light Railway Extension to Bank Station – London, UK

Industrial & Energy

- Phu My 2.2 Thermal Power Station – Vietnam
- Ca Mau 1 & 2 Thermal Power Station – Vietnam
- Ore handling terminal – New Caledonia (French language)
- Combined Heat & Energy Plant - Netherlands
- Thermal Power Station – Malta
- Oil installations – Port Harcourt, Nigeria
- Oil installations – Saudi Arabia
- Steelworks – Ajaokuta, Nigeria
- Brick-works – St. Petersburg, Russia
- LNG Terminal – France (French language)
- LNG Terminal - Greece
- Gas pipelines & compressor stations - Belgium & France (French language)
- Refurbishment of a gas storage facility - France

Heavy civil and infrastructure

- Ground treatment works – Paris, France (French language)
- Funicular tunnel under a glacier – France (French language)
- Soft ground tunnelling – UK
- Directional drilling - France
- Port development - Kenya
- Dartford Creek Barrier, Thames Tidal Flood Defences – UK
- Water distribution networks (\$1 billion) – Baghdad, Iraq
- Refurbishment of sewage pumping stations – Ghana

Buildings

- “Airbus” offices & training centre – Beijing, PRC
- Shopping Mall – Shanghai, PRC
- Shopping Mall – Surabaya, Indonesia
- Numerous Condominium Projects – Jakarta, Indonesia
- Numerous Condominium Projects – Bangkok, Thailand
- Pacific Plaza Towers Condominium - Manila, Philippines
- Le Meridien Hotel – Bangkok, Thailand
- Borobudur Intercontinental Hotel Refurbishment - Jakarta, Indonesia
- Office complexes in Moscow (Russia), Abu Dhabi (UAE), Bangkok (Thailand) and Alabang (Philippines)

- 1000 beds hospital (PPP) – Corbeil Essonne, France (French language)
- Building design consultancy agreement – Moscow, Russia
- Ministry Headquarters – Abuja, Nigeria
- Ministry Headquarters - Baghdad, Iraq
- 20 Gymnasias – Iraq
- 1000 Housing Units – Gaborone, Botswana
- Theme park – Marne la Vallée, France

Audits

- “Due Diligence” audit in relation to acquisition of a major UK contractor by French company
- 3rd Party audit in relation to Main Contractor/Sub-contractor dispute Cameroon

TRAINING EXPERIENCE

- **FIDIC accredited international trainer** – developed and presented courses on Contracts & Contracts Administration on behalf of FIDIC in Asia, Middle-East & Africa. Mentor for candidates seeking accreditation as trainers.
- **JICA** – developed training materials and presented courses in East & SE Asia in relation to the MDB Harmonised Edition of the FIDIC Red Book.
- **ADB** – developed materials and trained ADB staff (Headquarters, Central & SE Asia) on dispute avoidance & resolution under MDB Harmonised Edition of the FIDIC Red Book.
- **OECD/EU** – Preparation of “Contracts” training module for countries aspiring to join the EU; critical review & contributor to “Contracts Performance” training module; preparation and presentation of “Contracts Management” training course; author of paper on the “Enforcement of Supply Contracts”.
- **In-house Contracts Management courses** in France, U.K., Russia, Romania, Cyprus, Casablanca, Turkmenistan, Thailand, Singapore, Malaysia, Nigeria, Cuba, Canada ...
- **In-house FIDIC courses** in Romania, Thailand, Qatar, Denmark, France.
- Preparation of Contracts Management guide for major French general contractor (French language).
- Mentor to students following MSc Degree in Construction Law at King’s College, London.

PUBLICATIONS & CONFERENCES

- Co- author with Jim Perry of “*The Evolution of Global Claims*” – The International Construction Law Review, Informa Publishing, April 2005
- Session Chairman at the 4th International Construction Law Conference, Melbourne, May 2012
- Workshop Leader, Dispute Resolution Board Foundation, Sydney, May 2012
- Speaker at the Asian-Pacific FIDIC Users’ Conference, Singapore, July 2011
- Speaker on “Contracts Management” at OECD – EU Procurement Conference, Skopje, June 2010
- Speaker on “Dispute Resolution Mechanisms” at ICE European Local Associations Conference, Paris, May 2010
- Speaker (in French) on “The Role of the Expert in Construction Disputes”, Paris, December 2008
- Speaker on “Mediation” at Fédération Nationale des Travaux Publics, Paris, February 2006
- Speaker on “Causes of Construction Disputes” at ICE European Local Associations Conference, Munich, May 2003

OTHER INFORMATION

Dual Nationality: French & British

Languages: English (mother tongue); French (fluent)