



“first-class, razor-sharp legal mind”

Chambers & Partners

Lindy Patterson QC is a barrister specialising in international arbitration and adjudication. She has a particular focus on the construction and energy sectors as well as general commercial contracts, including PPP.

She acts regularly as arbitrator and adjudicator and has extensive experience as counsel and as tribunal member/chair. She operates in many jurisdictions, both civil and common law, and with a variety of governing laws.

She has chaired a number of dispute boards, both ad hoc and standing, across the world and plays an active role in promoting dispute avoidance by these means. She is currently President of DRBF (Region 2).

She is extremely knowledgeable in various construction and engineering contracts and in particular FIDIC; NEC; IChemE, JCT and LOGIC.

Lindy Patterson QC was a partner/solicitor advocate with CMS Cameron McKenna until April 2017 heading up a team of construction and energy dispute lawyers.

RELEVANT EXPERIENCE

Projects with which Lindy has been involved either as arbitrator, dispute board; single adjudicator or counsel include:

ENERGY

- EPC contract (FIDIC Silver Book as heavily amended) for major interconnector project with fitness for purpose issues of plant and equipment; rights of access; weather and commissioning issues
- major hydro power plant under NEC 3 with issues of ground conditions risk; rights of termination; insurance risk; liability for defects post completion and bond call

- EPC contract for major windfarm based on FIDIC (Silver Book); including milestones; delay damages and interface agreements
- EPC contract for a nuclear power plant in northern Europe with issues of design changes; delays; and impact on price adjustment and cost
- Gas storage scheme under FIDIC yellow Book – issues of fitness for purpose
- Design, Build and Operate sewerage treatment scheme with alleged defects including increased maintenance costs
- Balance of Plant contract with performance issues in MENA Region
- EPC contracts for waste to energy schemes with performance issues
- PPP waste water scheme with design of plant and equipment issues
- a series of litigations and adjudications arising out of a programme of water infrastructure works under a framework agreement
- Waste recycling agreements with issues of out of scope waste
- Interpretation of joint venture agreement between two oil companies in MENA region and associated construction and service contracts
- Contract for post trenching operations and backfilling works in Caspian Sea with termination and performance issues
- Charter of FPSO in South East Asia

TRANSPORT

- A number of road projects across Eastern Europe and the UK inc on FIDIC pink Book
- Metro rail project in Europe
- DBFO PPP project for major roads works in UK
- Roads maintenance agreement in UK
- FIDIC Pink Book roads projects in Eastern Europe
- Concession Agreement to operate and maintain a port in Africa
- NECC contract for construction of major rail hub in UK
- Contract between bridge operating company and contractor on a major road bridge

BUILDINGS

- Number of hotel development contracts involving major hotel chains across MENA region and Europe
- Airport terminal buildings in contracts across MENA region

- Hospital and school PPP contracts in UK involving building defects and operational issues
- A number of public arenas /sporting stadia engineering contracts and sub contracts in UK
- National museum and gallery refurbishments and fit outs in UK
- Building and engineering defects generally, including cladding; steel connections; fireproofing
- Commercial and mixed use developments involving multi building and fit out contracts including retail; entertainment and office across Europe and MENA region

PROFESSIONAL APPOINTMENTS

President of the Dispute Resolution Board Federation (DRBF) Region 2.

FIDIC President's List of International Adjudicators

Conflict Avoidance Panel administered by the Royal Institution of Chartered Surveyors (RICS) for Transport for London;

TECSA Adjudicators' Panel

RIBA Adjudicators' Panel

Former member of CERN Panel of adjudicators for the High Luminosity Project for the Hadron Collider, Switzerland.

Fellow of Royal institution of Chartered Surveyors

Fellow of Chartered Institute of Arbitrators

Member of ICC Commission on Arbitration and ADR

Member of Programme Committee of ICCA 2020

RICS (Scotland) Adjudicators Panel

Fellow of Chartered institute of Civil Engineering Surveyors (CICES)

Member of Contract and Dispute Resolution Committee of CICES

Fellow of the International Academy of Construction Lawyers

Chair of Arbitral Appointments Committee (domestic) of the Scottish Arbitration Centre

Member of London Court of International Arbitration

Chair of DRBF taskforce on "Use of Dispute Boards in PPP projects" and author of white paper

Tutor on the International Arbitration Masters Course at the University of Edinburgh

Former committee member of Society of Construction Law

LAW DIRECTORY QUOTES:

"highly effective, responsible and personable"

"first-class, razor-sharp legal mind,"

"expert knowledge and excellent professionalism"

"confidence-inspiring and pragmatic"

Lindy is listed in Who's Who Legal: Construction 2017 and Who's Who Legal :Construction – Thought Leaders 2018

ADDITIONAL INFORMATION

Publications

Chapter on Scots Commercial Law (2015 Edition): Alternative Dispute Resolution.

Regular columnist with Building magazine and contributor to industry publications.

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