



## Lindy Patterson KC

Year of call: 2017 | Silk: 2010

Email: [lindy.patterson@39essex.com](mailto:lindy.patterson@39essex.com)

Phone: +44 (0)20 7832 1111

*"Lindy has gravitas, presence, incising precision, and instinctively sound judgement. Very highly recommended." Legal 500 2023*

Lindy Patterson KC is a full time arbitrator and adjudicator specialising in international commercial arbitration and dispute boards across the world. She is recognised as a "go to" arbitrator for complex infrastructure, energy and construction disputes in both civil and common law systems.

She also arbitrates on many commercial contract and real estate disputes.

Lindy is currently ranked:

Band 1 Chambers and Partners UK Bar 2023-International arbitrators; Global Leader Arbitration 2023; Global Leader Construction 2023; National Leader- UK Bar Construction 2022 (arbitrator).

## Areas of expertise

International Arbitration

Adjudicator

Dispute Boards

## Adjudicator

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Lindy is a UK adjudicator and has been for over 20 years.

Lindy is also an international adjudicator. She is on the FIDIC President's International List of Adjudicators (2012) sitting on one and three person dispute boards usually as chair.

She is a member of ICC International Centre for ADR Standing Committee.

She is a member of FIDIC Credentialling Limited, Certification Board (the body established by FIDIC to certify international adjudicators) and their Adjudication Programme Committee Chair.

She is Past President of the Dispute Resolution Board Foundation (DRBF), a body formed to educate and promote the use of dispute boards as a means of dispute avoidance in the construction and related sectors.

In the UK, she sits on the following panels: the Technology and Construction Solicitors' Association (TecSA), Royal Institution of Chartered Surveyors (RICS), Royal Institute of British Architects (RIBA).

She has acted as adjudicator on all standard forms of contract but particularly NEC, FIDIC, JCT and ICC.

She was counsel in one of the first cases involving enforcement of adjudicators decisions in *Scotland Homer Burgess v Chirex (Annan) Limited*.

She is on the Conflict Avoidance Panel (CAP) constituted by RICS for Transport for London.

Adjudications in which she has acted as adjudicator include:

- Issues of contract interpretation at all levels of the contractual chain in the construction, energy, rail, health and education sectors
- The adequacy of payment mechanisms within the contract
- Delay and disruption claims
- Liquidated damages
- The appropriate method of valuation under the contract
- Final account disputes
- Cladding defects
- Design defects
- General defects
- Private finance initiative (PFI)/public-private partnership (PPP) disputes
- varying disputes on waste to energy plants, infrastructure framework agreements, wind power, nuclear power and grid connections

## Cases of note

- Adjudicator on claims under multiple EPC contracts for waste to energy schemes with performance issues.
- Adjudicator on claims under EPC contracts for major on-shore windfarms based on FIDIC (Silver Book) including milestones, delay damages and interface agreements.
- Adjudicator on disputes re lump sum design and build contract for multi fuel power plant.
- Adjudicator on interpretation issues re process framework contract between utility company and contractor.
- Adjudicator on disputes re availability of energy recovery facility.
- Adjudicator re piling design in harbour expansion project.
- Adjudicator on disputes re installation of power lines for onshore windfarms.

## Recommendations

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*"Lindy has gravitas, presence, incising precision, and instinctively sound judgement. Very highly recommended."* Legal 500 2023

*"Excellent, competent and extremely efficient... in complex and large scale international proceedings."* WWL UK Bar 2022

*"Highly effective, responsible and personable."*

*"First-class, razor-sharp legal mind."*

*"Expert knowledge and excellent professionalism."*

*"Confidence-inspiring and pragmatic."*

*"A popular choice as arbitrator and adjudicator in complex energy and construction disputes."*

Band 1 Chambers and Partners UK Bar 2023-International arbitrators; Global Leader Arbitration 2023; Global Leader Construction 2023; National Leader- UK Bar Construction 2022 (arbitrator).

## Memberships

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- Chartered Arbitrator
- Member of FIDIC President's List of International Adjudicators
- Fellow of Royal Institution of Chartered Surveyors (RICS)
- Fellow of Institution of Civil Engineering Surveyors

## Additional Information

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### Appointments

- ICC International Centre for ADR Standing Committee
- FIDIC President's List of International Adjudicators
- FIDIC Credentialling Limited, Certification Board member and Adjudication Programme Committee Chair
- ICC Taskforce on ADR and Arbitration
- Conflict Avoidance Panel administered by the Royal Institution of Chartered Surveyors (RICS) for Transport for London
- RICS President's Panel of Adjudicators
- TECSA Adjudicators' Panel
- RIBA Adjudicators' Panel
- Scottish Arbitration Centre, chair of domestic arbitral appointments committee
- Fellow of Royal Institution of Chartered Surveyors
- Chartered Arbitrator, Chartered Institute of Arbitrators
- ICC Commission on Arbitration and ADR
- ICCA 2022 Programme Committee
- Fellow of Chartered Institute of Civil Engineering Surveyors (CICES)
- Contract and Dispute Resolution Committee of CICES, member

### Past Appointments

- ICE Dispute Resolution Panel member
- Past President of the Dispute Resolution Board Federation (DRBF) Region 2
- Contract and Dispute Resolution Committee of CICES, member
- ICE Dispute Resolution Panel member

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#### London

81 Chancery Lane,  
London  
WC2A 1DD  
Tel: +44 (0)20 7832 1111  
DX: London/Chancery Lane 298  
Fax: +44 (0)20 7353 3978

#### MANCHESTER

82 King Street,  
Manchester  
M2 4WQ  
Tel: +44 (0)16 1870 0333  
Fax: +44 (0)20 7353 3978

#### SINGAPORE

Maxwell Chambers,  
28 Maxwell Road,  
WC2A 1DD  
04-03 & 04-04, Maxwell Chamber  
Suites  
Singapore 069120

#### KUALA LUMPUR

#02-9, Bangunan Sulaiman  
Jalan Sultan Hishamuddin,  
50000 Kuala Lumpur,  
Malaysia  
Tel: +60 32 271 1085

Tel: +65 6320 9272

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clerks@39essex.com • DX: 298 London/Chancery Lane • 39essex.com