



Derek John Dixon

FRICS
Managing Consultant

Key Experience:

Derek is a Chartered Quantity Surveyor with a wealth of experience in the commercial management of building and engineering projects in both Hong Kong and overseas. Derek has previously held a number of senior positions providing advice on the commercial management of construction projects for both pre-contract and post-contract services. Derek is an experienced consultant with a proven track record working at senior level in commercial and procurement management, together with the preparation, defence and negotiation of contractual claims. Derek has assisted in arbitrations, has undertaken expert witness work on both quantum and planning and programming matters and has advised clients in mediation proceedings. Derek has provided expert witness testimony where he was cross examined in six separate arbitration and High Court hearings. Leading contractors for which repeat contractual services have been provided by Derek include Swire Engineering Services Ltd, Siemens Ltd and Keppel FELS China Limited.

Career Summary:

July 2007 to date – Managing Consultant – ADR Partnership Limited

Derek is a managing consultant with ADR responsible for commercial and contractual advice on a range of projects. Selected projects include:-

- > Eagle's Nest Tunnel, Route 8 (Joint Venture) - preparation of claims for extensions of time and additional payment for delay and disruption to the administration building.

July 1994 to June 2007 - Director and General Manager – Dixon Construction Consultants Limited

- > In July 1994, Derek formed his own Company Dixon Construction Consultants Ltd. As Director and General Manager of the Company he was responsible for all aspects and control of the organization.
- > Dixon Construction Consultants Ltd was established to provide advice to Clients on the commercial management of construction projects for both pre-contract and post-contract services.
- > The pre-contract services included feasibility studies, cost advice and planning, contract and agreement advice, risk and cash flow analysis, estimating and tender reviews.
- > The post contract services included procurement management, contract and sub-contract administration, measurement of works, payment, cost and control reporting, final accounts, preparation of claims for additional payment, negotiation and advice on litigation and arbitration, expert witness testimony and mediation and arbitration support services which was provided to a range of clients in both Hong Kong and overseas.

Projects involving arbitration, High Court actions and mediations include:-

- > China Heavy Equipment and Automation (HK) Ltd – v – Keppel Seghers Hong Kong Limited (2005 Hong Kong)
- > High-Point Rendel (Hong Kong) Limited – v – Wishing Star Limited (2005 Hong Kong)
- > Wishing Star Limited – v – Jurong Town Corporation (2003 Singapore)
- > Canal Expertise International Group Ltd – v – Super Delight Enterprises Ltd (2002 Hong Kong)
- > Asia Rock Art Ltd – v – W. Hing Construction Co Ltd (2001 Hong Kong)
- > Chun Wo Building Construction Co Ltd. – v – Lipson Enterprises Ltd (2001 Hong Kong)
- > The Incorporated Owners of Kwun Tong Industrial Centre - v - FELS Construction Techniques Limited (2001 Hong Kong)
- > GEMA Metal Ceilings (China) Limited – v – MBM (HK) Ltd (2001 Hong Kong)
- > Goldford Engineering Co. Ltd – v – Keppel FELS China Limited (2000 Hong Kong)
- > Wishing Star Limited – v – Sui Chong Construction & Engineering Co Ltd (2000 Hong Kong)
- > Apple Daily Printing Limited – v – UDL Contracting Ltd (1999 Hong Kong)

Career Summary (Cont'd):

- > Collections Interior Limited – v – Lark International Entertainment Limited (1999 Hong Kong)
- > Hing Fu Engineering Co. – v – Hong Kong Construction – Maeda – Crabe Joint Venture (1999 Hong Kong)

Projects involving claim preparation and provision of contractual advice generally include:

- > Projects for Swire Engineering Services Ltd including: Interline baggage facility – Kai Tak Airport, Baggage Handling System – Chek lap Kok Airport
- > Projects for Siemens Limited including: KCRC West Rail Contract DB1500, KCRC East Rail Extension Contract DB1552, KCRC East Rail Extension Contract DB1562, KCRC Light Rail Contract 2040, KCRC Kowloon Southern Link Contract KRS950, KCRC Kowloon Southern Link Contract KRS951, Barclay Mowlem Consortium KCRC East Rail Extension Contract DB1450, ONL - KML Consortium KCRC Light Rail Contract 2010
- > Projects for Keppel FELS including: Container Terminal No.9, Hong Kong Disneyland Space Mountain, Tung Chung Cable Car, Shatin Racecourse Retractable Canopy and Tung Chung Centre Development
- > Projects for FELS Construction Techniques Ltd including: Kwun Tong Industrial Centre, Tolo Highway Widening, Slope Stabilisation Landscaping, Wong Chu Road Noise Barrier and Tseung Kwan O Industrial Building
- > Projects for MBM Hong Kong Limited including: Tung Chung MTR Station, Hong Kong MTR Station, Kowloon MTR Station, Tsing Yi MTR Station
- > Projects for Autoblast Structural Steel Limited including: KCRC West Rail Tsuen Mun and Sui Hong Stations, Shatin Racecourse Retractable Canopy, Castle Peak Road Improvements
- > Projects for Claridge House Limited including: Sai Kung Leisure Centre, Ligan University Sports Facilities
- > Prestige Pools Limited – Government Swimming Pool Conversions
- > Downer – Zublin Joint Venture – MTR East Lantau Tunnels
- > Pacific Crown Engineering Ltd – Tung Chung Development Phase 2
- > Wishing Star Limited – Barker Road Residential Development
- > NKI Group BV – KCRC East Rail Extensions – Contract SI-E2350
- > KML Engineering Limited – Hong Kong - Shenzhen Western Corridor
- > ST Electronics (Info Software Systems) Pte Ltd – Fire Services Department
- > Asia Rock Art Co Ltd – Penny's Bay Landscaping
- > Forssman Hong Kong Limited – Venetian Macau in Cotai
- > Pacific Crown Engineering Ltd – Tsing Ma Bridge
- > B Grimm (MBM) Hong Kong Limited – Residential Development at Peak Road
- > Pyramid Construction Co. Ltd – Ma On Shan Sports Centre
- > FC3D – City of Dreams, Macau
- > Asia Rock Art Co Ltd – Noah's Ark Theme Park

Additional Activities – Due Diligence Reports

- > Argos Engineering
- > Guangdong Water and Power Authority
- > Hong Kong Construction Limited
- > Gammon Skanska Limited

January 1992 to June 1994 – Regional General Manager – Corderoy International Ltd.

- > As General Manager of George Corderoy (Hong Kong) Limited, Derek was responsible for managing and controlling all aspects of the George Corderoy Hong Kong offices. Duties included obtaining commissions, preparation of bids for quantity surveying services, compilation of budget estimates and contractual documentation for Clients. Derek was also responsible for the preparation, resolution and defence of contractual claims together with the undertaking of all traditional pre and post contract commercial and contractual services.

Career Summary (Cont'd):

- > The above services were conducted for Clients who included, *inter alia*, Hong Kong Mass Transit Railway Corporation, Swire Properties Limited, Swire Engineering Services Limited, The Foreign and Commonwealth Office of the British Government and various local and international Contractors. Derek was also responsible for marketing Corderoy International Ltd throughout Korea, Taiwan and China.
- > In January 1994, Derek became Regional General Manager for Corderoy International Ltd., with responsibility for the whole of South East Asia. Duties included marketing the whole of the South East Asia region with particular responsibility for directing and overseeing each of the Corderoy International offices in Singapore, Kuala Lumpur and Jakarta.

Projects involving arbitration, high court actions and mediations include:-

- > Inchcape Engineering Limited – v – Kumagai Gumi (HK) Limited

January 1988 to December 1991 – Senior Cost Consultant – Corderoy International (Far East) Pte Ltd, Hong Kong.

- > On secondment to Fudo Construction Co Ltd. of Tokyo, Japan, for assistance with the arbitration proceedings of Mitsubishi Corporation versus Triview Ltd. in connection with the determination of the construction contract for the development at Parkview, Hong Kong. Responsibility for the preparation of claims for loss and expense on behalf of Mitsubishi Corporation and their sub-contractors for inclusion in the arbitration reference.
- > Subsequent to the settlement of the arbitration, Derek was responsible for the financial settlement of all outstanding claims and liabilities on behalf of Fudo Construction Co Ltd. arising from their construction business activities in Hong Kong.

Projects involving arbitration, high court actions and mediations include:-

- > Mitsubishi Corporation – v – Triview Limited

September 1985 to December 1987 – Senior Cost Consultant – Corderoy (Malaysia) Sdn. Bhd., Kuala Lumpur, Malaysia.

- > On secondment to Zublin – Promet (ISB), a joint venture between Ed Zublin A G of Stuttgart, Germany, and IPCO Marine of Singapore. The Joint Venture was the major civil and building works contractor for the construction of a very large pulp and paper mill complex at Sipitang, Sabah, East Malaysia.
- > Derek was responsible for the preparation, negotiation and settlement, both at site and in Singapore and Germany, of all claims for payment in respect of work executed, including major additional works and extensions of time. The Joint Venture was the project civil and building works sub-contractor and the main turnkey contractor was Klockner Industrie Anlagen GMBH. The Client was Sabah Forest Industries Sdn. Bhd.

July 1979 to August 1985 – Chief of Quantity Surveying and Administration – Corderoy International Ltd., London, United Kingdom.

- > On secondment to Dorsch Consult of Munich, who were engaged by the State Organisation of Roads and Bridges of the Republic of Iraq, as Resident Engineers for the construction of the new Saddam International Airport, Baghdad, Iraq.
- > Quantity surveying duties comprised complete responsibility for advising the Client concerning budget costing, interim and final certification, variations, increases in costs, claims for additional payment, arbitration pleadings and counter claim submissions and all aspects of financial control of this multi million dollar major construction project. Quantity surveying staff under Derek's direct control totaled fifteen surveyors.
- > Administrative duties comprised the organisation of all aspects of site administration, including personnel services, local purchasing, employment of local staff, finance transport, accommodation, social services, etc. The administrative staff complement was on average twenty persons during the construction period.

Projects involving arbitration, high court actions and mediations include:-

- > State Organization of Roads and Bridges of Iraq – v – Fougerolle / Spie Batignolle Joint Venture

November 1977 to July 1979 – Principal Quantity Surveyor and Commercial Manager – George Corderoy & Co., Leicester, United Kingdom.

- > Seconded exclusively to International Military Services (MIC) Division, of the British Government.

Career Summary (Cont'd):

- > Responsible for financial and surveying control of a multi million pounds civil engineering and building development for the Iranian military at Isfahan, Iran. Duties included negotiation with the Client and major sub-contractors; legal and contractual interpretation of documents; submission and substantiation of all claims for payment; investigation for and preparation of data for estimating for future projects in Iran; budgeting control of cost expenditure including monthly reappraisal; negotiation and settlement of sub-contractor's claims.

December 1973 to November 1977 – Chief Quantity Surveyor – Bettles Building Co Ltd. Peterborough, United Kingdom.

- > Responsibility for complete control of all surveying and associated financial functions of a medium size regional building and public works contractor. Daily management responsibility for a total of seventeen surveyors. Duties also included examination and processing of legal documents; ensuring adequate feedback to other relevant departments of cost information and legal advice to associated Group companies on all contractual matters.

December 1965 to December 1973 – Senior Quantity Surveyor – Littlewoods Mail Order Stores Ltd. Liverpool, United Kingdom.

- > Team leader of a group of quantity surveyors engaged upon city centre shop and office developments throughout the United Kingdom. Major contracts also included warehouses and sports facilities. The surveying responsibility commenced at cost planning stage and continued through all aspects to final account agreement including settlement of claims.