



Isuru Fernando

Director | Expert Services

Professional Experience

- Isuru is a Member of both Chartered Institute of Arbitrators and Royal Institution of Chartered Surveyors. His experience extends from complex quantum matters, providing commercial and contractual advice, to the preparation and defence of claims for time and money, for major projects in the engineering and construction industries.
- Registered RICS expert witness and a contracts and quantum specialist.
- Experienced in assessing the quantum of prolongation, disruption and acceleration costs and establishing values for variations.
- Forensic research experience including examining site records and correspondence and collaborating with delay analysts and client's project team to identify causes of delays/disruptions and establish factual matrices of events.
- Able to provide pre- and post-contract commercial and contract advice including contract management, claims management, dispute resolution, assisting in negotiations, offering bid assistance to contractors, and ensuring quality assurance of deliverables.
- Substantial experience in the administration, preparation and defence of claims, including investigation of complex issues for the preparation of EOT claims and Variation disputes.
- Ability to provide high-level advice regarding project risk in terms of claims management and contractual compliance.
- Ability to provide advice to senior management and at board level regarding resolution of complex disputes.
- Experience across a broad range of projects including high rise, hospitality, entertainment, retail, health, processing plants, and power stations.

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Qualifications

LLM, Construction Law and
Arbitration, Robert Gordon
University, UK

BSc, Quantity Surveying,
Northumbria University,
Newcastle Upon Tyne, UK

Professional Memberships

Member of Royal Institution of
Chartered Surveyors (MRICS)

Member of Chartered Institute
of Arbitrators (MCIARB)

RICS Registered Expert Witness

Relevant Engagements

Integrally involved in forensic research and claims processes for the following projects:

- Building (leisure): project location: UAE, contract price: USD 190M, claim value: USD 36M, type of claim: delay and disruption incl. sub-contractor's claims.
- Building (three residential developments): projects location: various, total capex: USD 450M, total claim value: USD 65M, type of claims: delay and disruption, and acceleration incl. sub-contractor's claims.
- Building (retail): project location: UAE, contract price: USD 420M, claim value: USD 73M, type of claim: delay and disruption, incl. sub-contractor's claims.
- Building (museum): project location: UAE, contract price: USD 530M, claim value: USD 98M, type of claim: variations, delay and disruption incl. sub-contractor's claims.
- Oil and gas (two projects): projects location: various, total capex: USD 520M, total claim value: USD 100M, type of claims: delay and disruption, and acceleration incl. sub-contractor's claims.
- Building (educational): project location: Saudi Arabia, contract price: USD 80M, claim value: USD 11M, type of claim: delay and disruption incl. sub-contractor's claims.
- Industrial (lithium hydroxide purification and crystallization plant): project location: Japan, contract price: USD 65M, claim value: USD 3M, type of claim: delay and disruption claims.

Assisted expert witnesses in dispute resolution proceeding by assessing the quantum of prolongation, disruption, acceleration, establishing values and drafting expert reports for the following projects:

- Building (residential): project location: UAE, project's value: USD 265M, dispute was heard in arbitration, value of dispute: USD 80M, type of service: quantum expert witness.
- Building (hospital): project location: UAE, project's value: USD 596M, dispute was at early stage of formal proceeding, value of dispute: USD 390M, type of service: parties' appointed independent expert evaluator.
- Power (coal fired power plants): projects location: South Africa, total capex: USD 200M, disputes heard in DAB, value of disputes: USD 48M, type of service: quantum expert witness.
- Building (shopping mall): project location: UAE, project's value: USD 300M, dispute was at early stage of formal proceeding, value of disputes: USD 50M, type of service: quantum expert witness.