

CURRICULUM VITAE

Name: Craig Smith **Position:** Contract Manager / Claims Manager / Adjudicator

Nationality: British **Contact:** craigsmith1964@gmail.com

Extensive experience as a Contract Manager and Claims Manager/Consultant within the construction industry, primarily in Power Generation (including CCGT, coal-fired and nuclear), Oil & Gas (including LNG de-gasification / re-gasification, gas compression and oilfield development), Petrochemical and Subsea industries. I have worked on EPC, D&B, re-measurable and target cost multi-billion dollar mega-projects in Europe, former Soviet Union, Middle East, Asia, Africa and Australia with extensive hands-on site experience acting for owners, operators, consultants, main and lower tier contractors and subcontractors, often as part of a consortium, partnership or joint venture.

In leadership and senior roles as a Contract Manager I have managed contracts teams administering bespoke and standard forms of contracts, including FIDIC, NEC and JCT and at FEED, pre-contract and post-contract stages. I can provide guidance on strategy and interpretation, identification and management of risk and ensure compliance with contractual and statutory obligations. Past experience as a Project Manager and Project Control Manager enables me to contribute in greater depth to projects, particularly in developing teams and mentoring less experienced colleagues.

As a Claim Manager and Consultant I have compiled, negotiated and settled outgoing claims and interrogated, disputed and finalised incoming claims for loss and expense, delay, disruption, force majeure and acceleration. I am knowledgeable on current legal rulings and delay protocol, experienced in dispute resolution and familiar with the practice and procedure of international arbitration. As a Certified and active Construction Adjudicator I can advise of the legal obligations of the parties and the requirements necessary for a successful adjudication outcome.

QUALIFICATIONS AND EDUCATION

Professional Doctorate (DProf) in Science and Technology – Ongoing (Anglia Ruskin University, UK)
Master of Laws (LLM) in Construction Law & Arbitration – Merit (Robert Gordon University, UK)
Master of Science (MSc) in Construction Law & Practice – Distinction (Salford University, UK)
KLRC Certificate in Construction Adjudication - (Kuala Lumpur Regional Centre for Arbitration, Malaysia)
BTEC National Certificate in Building (Hartlepool College of FE, UK)

PROFESSIONAL CERTIFICATION AND ACCREDITATION

FCI Arb Fellow of the Chartered Institute of Arbitrators
FICCP Fellow of the Institute of Construction Claims Practitioners
FAIADR Fellow of the Asian Institute of Alternative Dispute Resolution
FHKICAdj Fellow of the Hong Kong Institute of Construction Adjudicators (Panel Member for Const. Adjudication)
MCIOB Member of the Chartered Institute of Building (Chartered Construction Manager)
MMI Arb Member of the Malaysian Institute of Arbitrators
AIAC Accredited Construction Adjudicator and Panel Member for Construction Adjudication

SUMMARY OF EMPLOYMENT HISTORY (Past 25 years)

2019 – present	Contract Manager (Office)	Arctic LNG 2, 3 X Gravity Based Structures, Russia
2016 - 2019	Contract Manager (Site)	2 x 1000MW Coal Fired Power Plant, Malaysia
2015 - 2016	Contract Manager (Site)	Ichthys LNG Project, Darwin, Australia
2013 - 2015	Senior Contract Manager (Site)	6 x 800MW Coal Fired Power Plant, Kusile, South Africa
2010 - 2013	Contract Manager (H/O)	SNDC Gas Compression Facility, Oman (based in Seoul)
2008 - 2009	Senior Claims Consultant (Site)	800MW CCGT power plant, Marchwood, UK.
2007 - 2008	Business Services Manager (H/O)	Kashagan Project, Atyrau, Kazakhstan.
2005 - 2007	Claims Manager (Site)	Reganosa LNG Storage and Regasification, Spain.
2005 - 2005	Operations Manager (Site)	Misc projects, Sellafield Nuclear Facility, UK
2004 - 2005	Contracts Specialist (H/O)	Subsea pipeline and cable trenching/burial, worldwide
2003 - 2004	Commercial Manager (Site)	Goldeneye Project, St Fergus Gas Plant, UK.
2002 - 2003	Senior Contracts Engineer (Site)	BP Oil Refinery, Grangemouth, UK.
1995 - 2002	Project Mgr/Proj. Cont. Mgr (Site)	Flotta Oil Terminal, Orkney, UK.

Dec 2019 to Present

SAREN B.V, ARCTIC 2 LNG PROJECT, RUSSIA

- **Contract Manager** for a joint venture contractor undertaking the \$2 billion main design and build contract for fabrication of three gravity-based structures at a remote location prior to towing and installation at the construction site of nearshore terminal for production, storage and offloading of LNG.
- Leading the Contract Management Department and ensuring that appropriate resources are effectively employed to undertake department functions in accordance with company procedures
- Part of the senior management team advising the directorate on determination and implementation of project strategy, providing advice on extent and likelihood of risks to project and clarification on contractual issues
- Leading the claims process to client by determining strategy and overseeing/ compiling claims for acceleration and covid related issues such as force majeure and change in law. Defending subcontractor claims for wrongful termination, disruption, prolongation, and quality issues based upon English law interpretation of contract clauses.
- Managing the Change Order process by identifying change, ensuring timely preparation of Change Order Requests, negotiating the entitlement, contractual basis and valuation of the change.
- Overseeing the administration of subcontracts, providing advice and guidance to subcontract administrators within the department, reviewing and negotiating variations and claims for subcontractors.
- Provision of assistance to the Procurement Department during pre-award stage on contractual matters including negotiation of potential deviations from company general terms and conditions
- Ensuring that all contractual, legal and regulatory obligations are adhered to including the timely submission of notices and the necessary follow up particulars
- Advising other departments on contractual and legal matters issues within bespoke main contract and subcontracts and instigation of a training programme to develop contractual awareness within those departments

May 2016 to May 2019

HYUNDAI ENGINEERING, JIMAH EAST POWER PROJECT, MALAYSIA

- **Contract Manager** for Consortium member responsible for civils, building and BOP within Main EPC Contractor Consortium undertaking the provision of a \$3 billion 2 x 1000MW Coal Fired Power Plant Project on reclaimed land in Malaysia.
- Communicating with Owner and the other two EPC Consortium Members to ensure that contractual obligations, particularly in respect of notices and the subsequent submission of full details are met.
- Formulation, negotiation and settlement of claims to Owner for Force Majeure, to Consortium for their defaults and defending claims from subcontractors for EoT, disruption, prolongation costs and constructive acceleration.
- Advising management, construction and engineering staff on contractual issues within Main Contract (based upon FIDIC Silver) and the Consortium Agreement whilst providing guidance as to risk management.
- Providing strategic advice to Project Director on supervening events and general contract management.
- Mentoring of less experienced staff and provision of advice to subcontracting team on subcontractor claims.
- Provision of advice on statutory adjudication and arbitration relevant to substantive law and contract agreements.

Sept 2015 to Apr 2016

UGL KENTZ JV, ICHTHYS LNG PROJECT, DARWIN, AUSTRALIA

- **Contract Manager** for Tier 1 subcontractor undertaking the \$1 billion steelwork, mechanical and piping (SMP) package for the LNG Train 1, LNG train 2 and the Inlet Facilities at the \$38 billion INPEX Ichthys LNG project.
- Management of a team of Quantity Surveyors and Subcontract Engineers/Administrators, providing support and guidance on their job responsibilities, together with recruitment, training, reviewing and mentoring of team.
- Communicating and negotiating with client representatives and ensuring that contractual obligations, particularly in respect of notices and the subsequent submission of particulars for change and delay are met.
- Assessment, negotiation and agreement of subcontracts and settlement of lower tier subcontractor claims.
- Identification of change and implementation of the change control process.
- Advising management, construction and engineering staff on contractual issues and interpretations, resolution of disputes via statutory adjudication / arbitration and providing guidance as to risks and potential liabilities.
- Deputising for the Project Director as the formal delegated Subcontractor Representative to client.

Sept 2013 to July 2015

BLACK & VEATCH INTERNATIONAL / Eskom, KUSILE POWER STATION, S. AFRICA

- **Senior Contract Manager** for integrated client/consultant (Eskom/Black & Veatch) team acting as Engineer for the construction of a \$15 billion 4800 megawatt (6 x 800 generating units) coal-fired power station in SA.
- Advising management and engineering staff on contractual issues and interpretations for the Miscellaneous Structures package within an amended FIDIC Red Book (Construction, 1st Ed. 1999) contract and providing guidance as to risks and potential liabilities.
- Reviewing, replying to and initiating correspondence to Contractor as FIDIC Engineer's delegated authority. Ensuring that Notices are given and responded to in accordance with the obligations of the contract. Drafting and issuing of Engineer's Instructions to Contractor.
- Management of variation orders including identifying the requirement for a variation and then preparing documentation for submission and presentation to the Client's Variation Committee. Ensuring that claims from Contractor and Employer's claims to Contractor are addressed timeously and in accordance with contract terms.
- Participation in formal mentoring programme of less experienced Eskom Contracts Managers by assessing capabilities against required guidelines and then ensuring that gaps in knowledge and experience are addressed via seminars, external training and/or personal guidance.
- Representing the Employer at Dispute Adjudication Board meetings and preparing/presenting any dispute submissions.

Mar 2010 to May 2013

GS ENGINEERING & CONSTRUCTION, SNDC-1, SEOUL, SOUTH KOREA

- **Contract Manager** for Main Contractor on a \$270m EPC 'turnkey' project for the design and installation of a gas compression facility at the Saih Nihayda Gas Plant in Oman. Based in Seoul Head Office with regular visits to site.
- Respond to complex inquiries regarding contract obligations and revisions, identification of risks and issues
- Negotiation of claims from subcontractors for disruption, late provisions of information, EoT, Suspension of works.
- Advise upon dispute resolution including the contractual arbitration procedure and proposing appropriate actions.
- Review and manage contractual obligations of the parties to ensure that all terms and conditions are met.
- Preparing and disseminating information regarding contract status, compliance and modifications. Responsible for the day-to-day management of assigned project personnel assisting with the Contract Management function.
- Acting as the primary contact between the project team and/or business unit and Legal & Commercial, ensuring that all legal and contractual matters are addressed efficiently and promptly.
- Responsible for adherence to company policies and procedures by assigned Contract Management, project or business personnel and for educating the project team on contract terms and monitoring compliance.
- Develop and integrate Contract Management tools, templates, methods and processes.

May 2008 to Dec 2009

SIEMENS / HILL INTERNATIONAL, MARCHWOOD CCGT POWER STATION, UK

- **Contract Manager/Senior Claims Consultant** seconded to Main Contractor on a £500m EPC 'turnkey' 800 MW Combined Cycle Gas Turbine (CCGT) power plant at Marchwood, Southampton, UK.
- Reviewing and responding to claims submitted to Siemens by subcontractors. Advising site management, engineers and quantity surveyors of contractual position and of effective strategies for minimising claims from subcontractors. Negotiating and settlement of subcontractor claims.
- Preparation of claims against subcontractors. Ensuring that claims against subcontractors have best possible chance of success by establishing that contractual obligations are undertaken, notices are given and that relevant personnel are cognisant of the strategy being implemented.
- Advising upon and/or preparing contractual correspondence to subcontractors.
- Preparation of statement of case for ICC Arbitration and liaise with legal team.
- Maintaining records of claim submissions, status and actions with assessment of likely outcomes and timescale for resolution. Compilation of management reports summarising live issues and highlighting potential liabilities.
- Drafting, negotiating and/or reviewing amendments to subcontracts to reflect changed circumstances.

Jan 2007 to Jan 2008

AGIP KCO, ATYRAU, REPUBLIC OF KAZAKHSTAN

- **Business Services Manager** for the Operator (Agip KCO), who acted on behalf of the North Caspian Sea PSA Consortium of Oil companies for works at Kashagan, the world's biggest oilfield development project.
- Management and development of a commercial team of Contracts Administrators, Cost Controllers and Budget Analysts responsible for providing advice and specialist input into business service contracts.
- Ensuring that all departmental output meets Contracts & Procurement Department standards.
- Overseeing the change of management tool software from JDE to SAP.
- Introduction of system to ensure that Contract Holders are fully aware of Contract Status, funding and potential problems. Advise on future strategies and ensure that agreed strategies are successfully implemented.
- Maintaining the Budget & Cost Control Process as per AGIP procedures and production of management reports.
- Develop relationships with other departments to provide effective contract implementation management process.

Nov 2005 to Jan 2007

TRACTEBEL GAS ENGINEERING, REGANOSA, FERROL, SPAIN.

- **Claims Manager** for Main Contractor on a £200m+ EPC 'turnkey' project for the design and construction of a Liquefied Natural Gas (LNG) Storage and Regasification Facility in Coruna, Spain.
- Claims to Client – Advising Site Management and Main Board on strategy in relation to Contractual Claims on a FIDIC Orange book based contract and determining the validity of individual cases. Submitting Notices and correspondence. Writing and negotiating claim submissions.
- Claims from Subcontractors – Reviewing and responding to claims submitted to Tractebel by subcontractors and advising Site management of effective strategies for minimising claims from subcontractors.
- Claims against Subcontractors – Ensuring that claims against subcontractors have best possible chance of success by ensuring that contractual obligations are undertaken, notices are given and that relevant personnel are cognisant of the strategy being implemented. Advise on and/or prepare contractual correspondence.
- Drafting, negotiating and/or reviewing amendments and Novations to the Main Contract and Subcontracts
- Advising site management on the likely interpretation of contractual clauses, the relevance to particular situations and the potential outcome in the event of arbitration. Subsequent preparation of the case for arbitration.
- Advising site management and directors on the contractual obligations and liabilities of a Consortium Agreement with consortium partner; reviewing and managing consortium partner claims against TGE and client.

May 2005 to Nov 2005

INTERSERVE, BRITISH NUCLEAR GROUP, SELLAFIELD, UK

- **Operations Manager** for Managing Contractor undertaking major projects and maintenance for BNG at Sellafield.
- Responsible for the effective, efficient and profitable management of all IIS projects at Sellafield.
- Ensure development and implementation by Project Managers of Project Budgets and Reports.
- Develop strategy and provide direction to Business Development and Estimating / Proposals Departments.
- Effective implementation of all necessary Safety Procedures and Practices. Ensure that all Projects and Departments adhere to the requirements of the Company Safety System and all other SHE Legislation.
- Develop and encourage innovative improvements in contract initiatives and product quality.

Sept 2004 to May 2005

CTC MARINE PROJECTS, DARLINGTON, UK

- **Contracts Specialist** undertaking contract management for an independent Subsea pipeline and cable trenching/burial contractor servicing the Telecommunications and Oil & Gas Sectors.
- Pre-tender reviews of Client Conditions of Contract, identifying risk and submitting Qualifications/Clarifications.
- Negotiation of Contracts and compilation/settlement of claims with Clients and Subcontractors.
- Advising Operational personnel on Contractual matters.

June 2003 to Aug 2004 INTERSERVE INDUSTRIAL SERVICES, SHELL, GOLDENEYE, ST. FERGUS, UK

- **Commercial and Project Control Manager** on a multi-disciplined Gas Plant project including fabrication, installation and testing of pipework, installation of equipment, hook-up of pre-assembled modules and racks including support services. Project labour peaked at 300+ and value increased from £6m to £25m. Responsible for management of all commercial, contractual and planning matters including identification, appointment and management of commercial/project control personnel, development and re-negotiation of Target Cost Incentivised Contract and formulation and interrogation of claims with client and subcontractors.

Nov 2002 to June 2003 JACOBS ENGINEERING, BP GRANGEMOUTH/MERCK SHARP & DOHME, HODDESDON

- **Senior Contracts Engineer** initially for a multi-disciplined term maintenance contract at BP Grangemouth, then transferred to a project at MSD comprising of the construction of new buildings to a value in excess of £150m. Responsible for the preparation of Sub-Contracts enquiries, tender evaluation, issue and administration. Valuation and agreement of Interim and Final Accounts. Reviewing, evaluation, negotiation, settlement of claims.

**April 1995 to Sept 2002 MOTHERWELL BRIDGE (Initially via CURRIE & BROWN)
TALISMAN ENERGY / ELF, FLOTTA OIL TERMINAL, ORKNEY, UK**

- **Project Manager** from April 2000 with full operational responsibility for the management of all Motherwell Bridge Maintenance and Projects associated with Talisman Energy and/or Flotta Oil Terminal.
- **Cost & Planning Manager** from Aug 1997 to Apr 2000 leading an integrated client/contractor project control team and senior change-management role in the successful instigation of an efficiency-based workforce re-organisation.
- **Senior Quantity Surveyor** from April 1995 to August 1997 with responsibility for commercial management of project, shutdown and maintenance works, including the introduction and implementation of a target-cost contract.

Feb 1993 to Mar 1995 REDPATH ENG SERVICES, STOCKTON & COWDENBEATH OFFICES, UK

- **Senior Quantity Surveyor** responsible for commercial management on various industrial projects including shut-downs and maintenance contracts. Clients included BP Chemicals and BP Oil at Grangemouth, Trafalgar House Offshore, Marathon Oil, ICI, and British Steel.

Oct 1988 to Jan 1993 PRESS CONSTRUCTION, HAUGHTON, DARLINGTON, UK

- **Quantity Surveyor** initially responsible for commercial management of a newly-created Minor Works Division before taking a site based project role at BNFL EP2 Project at Sellafield managing a small commercial team from contract award to final account, including compilation, negotiation and settlement of claims under GC/Works/1 with BNFL and subcontractors.

Sept 1985 to Oct 1988 CAPPER PIPE SERVICES, TEESSIDE IND EST, CLEVELAND

- **Assistant QS** progressing to Project QS on a variety of small mechanical and piping projects.