

DANIEL MILES

MSC MRICS MCIARB

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SKILLS

Expert witness – Quantum

Claims

Litigation

Arbitration

Adjudication

Mediation

PROFILE

Daniel Miles commenced his career in the highways and infrastructure sector before working on large civil engineering, marine and infrastructure projects in senior commercial management roles.

In 2008, Daniel undertook an MSc in Construction Law and Dispute Resolution and then specialised in contract services and dispute resolution. He now provides quantum advice to clients in mediation, adjudication and arbitration as well as acting in Expert Witness and senior contract advisory roles. Daniel also lectures at Derby University on contract administration and valuation for the Asphalt Technology courses. He is experienced at working with the NEC, FIDIC, JCT, TPC 2005 and PPC 2000 forms of contract and has provided both dispute resolution services and contract advisory services under all of these forms.

Daniel has had numerous appointments as both Expert Witness and claims advisor in disputes relating to construction, professional negligence claims and quantification of damages. He has provided services in connection with financial and quantum matters in infrastructure, building, civils, energy, nuclear, marine, mineral extraction, highways and utilities disputes in the UK and overseas

ACADEMIC

- MSc in Construction Law & Arbitration from King's College London.
- BSc (Hons) Geography at Southampton University.

MEMBERSHIPS

- Member of the Chartered Institute of Arbitrators [MCIARB].
- Member of the Royal Institution of Chartered Surveyors [MRICS]
- Honorary Fellow of the Institute of Asphalt Technology



DISPUTE EXPERIENCE

- Expert Witness in relation to a dispute regarding the use of Selected Excavated Material for the reinstatement of trenches. Settled at Mediation. The claim was valued at £2.1m.
- Expert Witness for a subcontractor, in a dispute regarding the Mechanical and Electrical works to the conversion of a Hospital to a spa hotel.
- Appointed Expert on a claim arising from the rectification of surface dressing works to a county wide road network in England. The claim was valued at £10m.
- Appointed Expert for a dispute regarding damage to crown property. The claim was served in Manchester County Court. The dispute involved the assessment of reasonable cost arising from an insurance claim
- Appointed Single Joint Expert for three joined matters arising from damage to crown property. The matter regarded the assessment of reasonable cost arising from insurance claims.
- Expert Witness for developer in adjudication arising out of a side letter to a mixed-use construction project in South London. The claim was valued at £20,000,000.
- Expert Witness for housing association in pre-action protocol arising from a negligence claim against the employer's agent for the construction of affordable housing units in Southern England.
- Expert Witness for tenant management organisation in pre-action protocol arising from a contractor's claim regarding the maintenance of housing stock in West London.
- Expert Witness for contractor in mediation in dispute arising from the construction of drainage to a highway widening project in Northern England.
- Expert Witness for contractor in dispute arising from waste collection and sorting of recyclables in Wales.
- Expert Witness for owner in mediation arising from the refurbishment and development of residential housing in Southern England.
- Assistant to Titular Expert in relation to a dispute in Arbitration in the Middle East pertaining to the construction of a new passenger terminal building for a replacement airport. Responsible for the assessment of disruption claim and thickening claims. The claims were valued at approximately £120,000,000.
- Assistant to Titular Expert in relation to a dispute in Arbitration in the Middle East pertaining to the construction of a new runway and roads for a replacement airport. Responsible for the assessment of all measurement claims and prolongation claim. The claims were valued in excess of £400,000,000.
- Quantum Support Services to an Employer, in the assessment of damages arising from changes to the design of an Over Site Development under a Land and Works Agreement. Assessment of both direct and indirect losses including the interpretation of measurement under a Deed of Variation. Claim value £240,000,000
- Quantum support services to subcontractor in dispute arising from the construction of concrete bays to rail service yard, East London. The claim was valued at £300,000.
- Quantum support services to subcontractor in dispute arising from the construction of a waste water culvert attenuation scheme in Southern England.
- Quantum analysis for material supplier in dispute arising from the supply of defective precast concrete chamber units.
- Quantum support services to a contractor in dispute arising from the maintenance of the UK motorway network in North West England. The claim was valued at £110,000,000.
- Quantum support services to subcontractor in dispute arising from the maintenance of rail structures in watercourses in North West England.

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DISPUTE EXPERIENCE CTD

- Quantum support services to subcontractor in dispute arising from the damming of watercourses for the installation of fish passes, penstocks, weirs and lock refurbishments in the UK.
- Quantum support services to contractor negotiating terms and price for the extension of an airport in Brunei.
- Quantum support services to contractor in dispute arising from the refurbishment of an airport in West England.
- Quantum support services to contractor in dispute arising from maintenance of highways in North London.
- Quantum support services to contractor in dispute arising from the interpretation of Bill of Quantity items on a highway maintenance contract in London.
- Quantum support services to contractor in adjudication arising from the removal of asbestos during the decommissioning of a nuclear Reactor.
- Quantum Analysis to client in pre-action protocol arising from defective installation of fire stopping measures to a complex of flats in London.
- Quantum support services to developer in adjudication arising from the late completion of high value flats by a subcontractor in West London.
- Quantum support services to contractor in adjudication arising from changes in law affecting the productivity of utility installation and maintenance services.
- Quantum support services to client in Adjudication arising from the remediation of contaminated land in Northern England.
- Quantum support services to contractor in dispute arising from the construction of a Waste Water Sequence Batch Reactor in North West England.
- Quantum support services to contractor in adjudication arising from the construction of a new warehouse in East England.
- Quantum support services to contractor in adjudication arising from the construction of a new supermarket in East England.
- Quantum support services to contractor in dispute arising from construction works to a container port in Southern England.

NON-DISPUTE/PROJECT EXPERIENCE

- Appointed Associate Lecturer at Derby University for the department of Mineral Extractives. Daniel provides lectures and course material on Contract Administration, covering Project Management, Commercial Management, Claims and Dispute Resolution, as well as lectures to mature students currently working in all aspects of highway contracts.
- Frequent trainer on the commercial management of contracts, whose recent clients include:
 - » Kier Group plc – NEC 3
 - » Kier Group plc - TPC 2005
 - » Surrey County Council – NEC 3
 - » West Sussex County Council – NEC 3
 - » Colas – FIDIC Red Book
 - » Colas – NEC 3
 - » Costain Ltd – NEC 3
- Appointed to Dispute Avoidance Panel during the construction of a mast cable stay opening bridge in Southern England.
- Provided procurement advice and drafting assistance to in house legal teams for the tendering of highway construction projects for several local authorities in Southern England.

NON-DISPUTE/PROJECT EXPERIENCE CTD

- Produced of cost plans for client organisations for construction of public realm projects in Central London including London Olympics legacy projects.
- Undertaken a cost review of alternative engineering solutions to the construction of a major rail infrastructure project through the Chilterns, England.
- Provided tendering support to a contractor for the construction of a substantial flood alleviation tunnel below London.
- Worked on a varied range of construction projects, including the following seconded appointments:

HIGHWAYS:

- » May Gurney – East Sussex Term Maintenance Contract – EEC 2 - £40m per Annum
- » May Gurney – West Sussex Term Maintenance Contract – NEC 3 - £40m per Annum
- » May Gurney – Essex Term Maintenance Contract – Bespoke - £50m per Annum
- » Aggregate Industries – West Midland Framework – Bespoke - £20m per Annum
- » Aggregate Industries – M27 Junction Improvements – NEC 3 - £4m
- » Aggregate Industries – M6 Carriageway Widening – NEC 3 - £6m
- » Clancy Docwra – Junction Improvements – NEC 3 - £1.2m
- » West Sussex County Council – Term Maintenance Contract – NEC 3 - £40m per Annum

UTILITIES:

- » Clancy Docwra – Mid Kent Water Term Contract – NEC 3 - £5m per Annum
- » Skanska – Electrical Power Laying Contract – NEC 3 - £12m
- » Clancy Docwra – Southern Water Term Contract – AMP Contract - £4m per Annum

ENERGY:

- » Hochtief – Energy Recovery Facility – Bespoke - £125m

RAIL:

- » May Gurney – Embankment stabilisation – Bespoke - £200k

ENVIRONMENTAL:

- » May Gurney – Environment Agency Term Contract – Bespoke
- » May Gurney – Canals & Rivers Trust Term Contract – Bespoke