

# **Jon Miller**

**LLB (Hons) MSc (Construction Law and Arbitration),  
FCIARB, FCMI and Companion CIBSE, QDR**

## **Academic Record**

Originally a mechanical and electrical apprentice with Matthew Hall Mechanical & Electrical Engineers Limited. Left in 1981 to re-enter full time education and qualify as a solicitor

1983 – 1986 Queen Mary and Westfield College, University of London

LLB (Hons)

1986 – 1987 College of Law

Solicitors Final Examination – all heads passed at first attempt

1993 – 1997 Kings College, University of London (Part time evening study)

MSc Construction Law and Arbitration

## **Memberships and Notices**

Member of the Technology and Construction Court Solicitor's Association ("TeCSA"), Society for Construction Law, the Adjudication Society and Academy of Experts

Companion of Chartered Institute of Building Services Engineers ("CIBSE")

Board Member CIBSE North Eastern Home Counties Branch

Board Member Constructing Excellence in Essex

Fellow of the Chartered Institute of Arbitrators

Former Board Member Chartered Institute of Arbitrators London Branch

RIBA, TeCSA, AICA, CIC & CIARB Accredited Adjudicator

TESCA and Academy of Experts Accredited Mediator

## **Legal Experience**

October 2009 to present Prettys Solicitors  
Partner

2002 – September 2009 Fenwick Elliot LLP

Partner

1989 – 2002 – Masons

Promoted to Senior Associate in 1996

Acted as Adjudicator on (approximately) 150+ occasions.

Involved in all forms of dispute resolution – litigation, arbitration, adjudication, expert determination and mediation. Areas covered include defects, loss and expense, variations, Final Accounts withholding payments. Involved with litigation involving bonds and guarantees.

Examples of recent experience:

1. Acting as Adjudicator over disputes of the construction of a LNG storage facility in the UK.
2. Acted as Adjudicator in respect of the defects in a mechanical and electrical system to two car showrooms in Southern England.
3. Acted as Adjudicator in relation to a dispute involving alleged defects in structural steelwork for a large residential building in the UK.
4. Recently pursued an adjudication for a large regional contractor – Final Account dispute circa £2m.
5. Defended a series of three adjudications brought against a large contractor for extension of time, loss and expense and defective works.
6. Advising on agreements relating to the Nuclear Decommissioning Programme in the UK (NEC3 Contracts).
7. Advising on Framework Contracts for a County Council in Southern England.
8. Defending a contractor in an adjudication arising out of a defective roof at a major railway station in South Wales.

Advised on and drafted amendments to various forms of building contract and sub-contract including JCT, ICE, I Chem E and professional appointments. Drafted bespoke building, engineering and professional appointments. Also drafted expert determination, mediation agreements, terms of settlement and ad hoc adjudication rules.

Overseas work undertaken includes projects in Switzerland, Italy, France, Singapore, India, Ethiopia, America, Belgium and Caribbean. Involved in international arbitrations (AAA, ICC and LCIA).

Seconded (2 days a week from May 1999 – October 1999) as in-house solicitor to the civil engineering division of a major firm of UK civil engineers. Areas of work included risk analysis, vetting tenders and drafting agreements, bonds and warranties.

Involved with adjudication/expert determination since 1991. Lobbied the House of Lords on behalf of the Construction and Engineering Industries during the passing of the Housing Grants Act (the Act that eventually introduced mandatory adjudication to England Wales). Advised the Parliamentary Draftsman on the Adjudication Rules under the Housing Grants Act.

Prepared first draft set of Adjudication Rules for two leading Adjudicator Nominating Bodies.

## **Interests**

Gym, West Ham United, Billericay Town FC, Cycling, Fishing and Kiting.