



HOSIE Jonathan Peter

LLB MSc MCI Arb

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Date of birth: 5 December 1958

Present position: Partner, Mayer Brown International LLP

Contract experience

ICE 5&6, NEC/ECC; GC Works/1; JCT Forms; IChemE; FIDIC; FCES; DOM/1&2; PPC 2000; bespoke forms in various sectors including power, waste, water, process engineering, mining, industrial, retail, leisure and office developments and transport.

Dispute resolution experience

Acted as solicitor in construction disputes since 1984. Extensive experience in litigation, arbitration, adjudication and mediation, including acting as Adjudicator (TeCSA registered) in a number of contractual and Construction Act adjudications.

Jonathan's undergraduate degree is in Law. He also holds an MSc in Construction Law & Arbitration from King's College, London, for which he received a commendation.

Adjudication experience

Jonathan has been a TeCSA accredited adjudicator for over 10 years and has served as adjudicator in a number of high value, complex disputes concerning professional fee claims, measured work valuation issues, extension of time and disruption claims, repudiatory breach and security for payment. He is also written into the dispute resolution panel as legal issues adjudicator for a number of projects at Canary Wharf and a number of Skanska-built projects, including the Swiss Re Tower (aka the "Gherkin").

Jonathan has been representing claimants and respondents to adjudication proceedings on a regular basis since the Construction Act came into force in 1999 and has been involved in a number of reported enforcement actions including *FW Cook Ltd v Shimizu (UK) Ltd* (2000), *Shimizu Europe Ltd v Automajor Ltd* (2002), *Beck Peppiatt Ltd v Norwest Holst Construction Ltd* (2003), *William Verry (Glazing Systems) Ltd v Furlong Homes Ltd* (2005) and *Multiplex Constructions (UK) Ltd v West India Quay Development Co (Eastern) Ltd* (2006).

Jonathan also provides advice to a number of practising adjudicators on both procedural and substantive law issues.

Career

Advises on the management of risks under construction and engineering contracts, providing clients with both front-end procurement and drafting advice on project documentation as well as dispute management representation, involving such diverse projects as power stations, petrochemical plants and process engineering, mining concessions, tunnels, transportation systems (road, rail and water), large utility framework contracts (in the water, energy and telecommunications sectors), city centre office developments, hospitals, schools and mixed use developments.

As part of his commitment to the industry, he served on the Council of the Society of Construction Law for more than 10 years and has chaired a number of industry working groups, including groups within the Design Build Foundation (now Constructing Excellence) and for the Joint Contracts Tribunal on the development of a multi-disciplinary form of appointment.

Partner at Mayer Brown International LLP since September 2004 and prior to that at Hammonds (1995-2004). Jonathan's early career was at Herbert Reeves & Co before moving to the London office of Baker & McKenzie (1989-1995).

Official positions held

Memberships of the Construction & Dispute Resolution Panel of the Chartered Institution of Civil Engineering Surveyors (CICES); International Bar Association (IBA), with interests in the International Construction Projects Committee and the Mining Law Committee; Society of Construction Law (Council member 1994-2007); Chartered Institute of Arbitrators; Technology and Construction Solicitors Association (TeCSA), and accredited by TeCSA to act as an adjudicator.

Chairman of the King's College branch of the Arbitration Club, 1996 to date; External tutor on the MSc course in Construction Law and Arbitration at King's College London, 1998 to date; Founder member of the Design Build Foundation (now part of Constructing Excellence), 1997; Chairman of JCT working group for the development of a multi-party form of appointment for use in the public sector, 2003 to 2007; Appointed by the RICS dispute resolution policy committee to serve as a lawyer assessor for re-assessment of RICS registered adjudicators and for chairing appeal panels, 2005 to date.

Publications

Throughout his career, Jonathan has published a large number of articles on a wide variety of topics of relevance to the construction and engineering sectors. Recent publications include ["The Cross-Over between Insolvency and Arbitration: The English Perspective"](#) by Jonathan Hosie and Devi Shah, 19 July 2010; ["Security for Payment: Bonds and Guarantees - Five Pitfalls and Protection"](#) by Jonathan Hosie. This article first appeared in *Civil Engineering Surveyor*, July 2010; ["Security for payment: Bonds and guarantees"](#) by Jonathan Hosie. Published in the *ICES Construction Law Review* 2010; ["Procurement Issues for Energy Projects in the Downturn"](#) by Jonathan Hosie and Stephen Natoli. Published in the *ICES Construction Law Review*, 2009; ["Turnkey contracting under the FIDIC Silver Book: What](#)

[do owners want? What do they get?](#)" Mayer Brown, November 2007 (based on a paper given to the Society of Construction Law in 2007).

Jonathan has also contributed chapters to two books: *Partnering & Collaborative Working* (2003), published by *Informa Professional* (chapter on time, cost and quality); and *New Horizons in Construction Law* (1998), published by *Construction Law Press* (chapter on liquidated damages).

Other activities

Advised CRASH (the property and construction charity for the homeless) on its risk management policies and related corporate governance issues; has advised RedR (engineers for disaster relief) on risk management issues; appointed a Trustee of St. Christopher's Hospice in 2010.