

MARTIN POTTER MCI Arb.

Martin Potter is a solicitor, Group Legal Counsel (Construction) and Director of Construction Legal Services at Canary Wharf Group plc who have primarily been involved building the multi-billion pound commercial office and retail development in east London and latterly the Crossrail station at Canary Wharf and other buildings in London. He is responsible for the provision of legal advice to both the construction and management arms of the Group and for the supervision of the Company's construction related legal matters including adjudication and disputes.

He has worked as a lawyer in the construction industry for over 32 years, firstly, for 10 years, with the former Trafalgar House plc. Offshore and Structural Division and then with Olympia & York Canary Wharf Limited, the predecessor to his current company. Following almost two years with Drake & Scull Engineering Limited, he returned to Canary Wharf in 1996.

Martin has, during his periods with Trafalgar House and Drake and Scull, obtained extensive contentious experience both in the Courts and in arbitration in the United Kingdom and overseas. He was involved with the leading cases of Cleveland Bridge – v- British Steel (relating to letters of intent), Cleveland Bridge –v- Rosehaugh Stanhope (relating to set off) and The Davy Cleveland Barrier Consortium –v- GLC (relating to acceleration agreements).

Martin has, to date, acted as adjudicator in 6 disputes under the auspices of TeCSA and 4 ad hoc adjudications. These have been disputes between employers and design and build contractors concerning defects, main contractors and their sub contractors relating to payment, delays or the quality of workmanship. Decisions have, with two exceptions (where extensions were agreed by the Claiming Party), been delivered within the required 28 day period and, so far as Martin is aware, have not resulted in any enforcement difficulties. Martin has given his decisions both on a reasoned and non-reasoned basis. He had to resign from one adjudication where it was discovered that the wrong responding party had been named.

Martin is a Member of the Chartered Institute of Arbitrators and an adjudicator on the TeCSA panel. He is a member of the Executive Committees of the Adjudication Society and the Arbitration Club (Secretary). He is also a member of the Society of Construction Law and the Society for Computers and Law.

5th September 2012