



CEDR Accreditation: 1999

CEDR Panel Admission: 2002

Languages: English

Location: United Kingdom

“Peter’s experience and guidance was invaluable in getting a very difficult dispute resolved with an ingenious solution”

Client Feedback

Peter Vinden

BSc (Hons) Dip ICARB FRICS, FCIArb, FCIQB, FCInstCES, MAICA

Overview

Peter Vinden is a Chartered Quantity Surveyor, Arbitrator, Adjudicator and Expert with 30 years’ experience of commercial dispute resolution. He mediates in construction, engineering, banking, finance and insurance disputes throughout Europe and the UK.

Professional Background

Peter is the Managing Director of The Vinden Partnership which he set up in 1994 to advise clients involved in the holding and development of land and property assets. His practice is regarded as being one of the UK’s most successful multi-disciplinary practices. Peter is continuously engaged as an Adjudicator, Arbitrator, Expert or Mediator and is listed on all the major professional panels in the UK and Europe. He has in depth knowledge of commercial disputes and he is regularly described as *“bold and fearless”* by those parties who instruct him.

Expertise

- Banking & Finance
- Construction & Engineering
- Employment & Workplace
- Energy & Natural Resources
- Infrastructure
- ICT
- Professional Negligence
- Property

Dispute Experience – Selection of recent assignments

(Arbitrations, Adjudications and Expert Determinations shown in italics)

Banking and Finance

- Breach of Asset Based Lending facility (“ABL”), fraud, loss of funds, call of personal guarantee.

- Hedging products, wrongful selling, claim for repayment of charges and interest.
- Claim for losses flowing from external underwriting of facility initial percentage and facility terms.

Construction

- Hotel project delays, extension of time, loss and expense claim and damages.
- Dilapidations at lease termination.
- Design defects in football stadium, liability and costs of rectification.
- *Defects in new build houses, rectification works, liability and cost. (Adjudication)*
- Breakdown of paper manufacturing plant, liability, causation and costs.
- Boundary wall collapse, causation, liability and costs.
- Various disputes between a government and a main contractor on the design, construction and operation of an abattoir concerning: liability for project delays extensions of time liquidated damages defects non-compliance with specification environmental health operation and design issues valuation of variations final account.

Engineering

- Tunnelling collapse, liability and costs.
- *Mechanical and Electrical compensation events claim. (Arbitration)*
- *Piling design, failures and costs liability. (Adjudication)*
- Breakdown of re-conditioned paper making machinery.
- Directional drilling claims for additional costs and compensation events.

Employment & Workplace

- Employment dispute, alleged wrongful dismissal.
- Workplace conflict, harassment and nepotism.
- Employment dispute, breach of partnership agreement.

Energy & Natural Resources

- Transportation costs of nuclear and other contaminated wastes. Methodology and cost.
- Poor performance of PV panels, costs of installation and payback claims.
- Planning dispute, siting of wind farm, property blight.

Infrastructure

- Bridge failure, remedial works, negligence and damages.
- *Failure of harbour retaining walls, design liability, costs of rectification. (Expert - Quantum)*
- *Failure of concrete retaining structures on major sewerage plant. (Expert - Quantum)*

ICT – Information, Communication & Technology

- *Multi party telecoms dispute on infrastructure costs. (Expert Determination)*
- Non-performance of bespoke software claim, failure to comply with specification, damages.

Professional Negligence

- Fire damage, causation liability of insurers, quantum and contributory negligence.
- Over certification by Architect, contractor insolvency, damages.
- Over valuation of office buildings, property claims.
- Negligent contract administration, loss of liquidated damages.

Property

Land

- Land contamination and remediation schemes.
- *Land purchase, contract price fixing after deduction of abnormal costs. (Expert Determination)*
- Boundary dispute, land grab, compensation for loss of use.

Personal Style

Parties repeatedly select Peter for his mediation style which is best described as creative, totally committed, robust, and realistic. He will not hesitate to adopt an evaluative approach to a mediation where a facilitative style is likely to result in failure.

Feedback

- *"He was excellent at giving guidance and in trying to promote an agreement."*
- *"Our practice has used Peter as a mediator on a number of occasions. He has always been thoroughly prepared for the mediation and immediately commands the confidence of the parties involved. We particularly like Peter's drive and enthusiasm. Certainly if there is a solution to be found Peter will do his utmost to find it. Peter is also very pleasant to deal with which is very important in a lengthy mediation."*
- *"Peter is clearly intent on finding the means to a settlement and he employs his experience gained within the construction industry in a practical, pragmatic and calm manner for the benefit of the disputing parties."*
- *"You (Peter) approached the mediation with a sound tactical and incisive method from the outset and steered the parties to a solution that I believe both found sensible and commercial. I will have no hesitation in using your services again."*
- *"Many thanks for your assistance in resolving a dispute which had every potential to become an expensive piece of litigation where the costs would have been entirely disproportionate to the amount in contention."*
- *"Honest, straight and to the point. Gave the right information to the parties for them to decide."*
- *"Very good at summarising strengths and weaknesses of each party. Very knowledgeable and experienced."*
- *"Grasped and understood the problem issues very quickly."*
- *"Innovative – disclosed personal guarantee and suggested a VAT point that were both very effective."*
- *"(Strengths were) clearly seeing the opportunities for settlement and not getting side-tracked."*
- *"Excellent communication skills – excellent ability to pose both strengths and weaknesses of (our) client's case."*
- *"Calmness under difficult circumstances"*
- *"...level headedness and communication"*

- *“Well-run, clear meeting, enjoyed the experience.”*
- *“Thank you for your efforts in ensuring that the whole process was a success.”*
- *“We would like to thank you for your help and bringing our account to a swift and amicable resolution.”*

Career History

Peter graduated from Nottingham Trent University in 1984 with a First Class Honours degree in Quantity Surveying. He became a Chartered Surveyor in 1986 and went on to become Chartered Builder and Engineering Surveyor in later years.

Peter undertook a post graduate diploma in International Arbitration with the Chartered Institute of Arbitrators and Oxford University. He trained with and became the youngest RICS panel Adjudicator ever appointed in 1998 and qualified as a CEDR mediator in 1999 before going on to study international conflict resolution in Rome and at Harvard University.

He is a regular writer of legal articles for the UK construction industry.