



Graham McNeill

Global Head of Expert Services

Contact

E graham.mcneill@kroll.com

D +852 2281 0132

M +852 6126 4424

Experience

- Almost 30 years of experience in the construction industry
- Appointed on more than 40 occasions as a Quantum Expert/ Advisor, giving oral evidence at international arbitration hearings
- Who's Who Legal says:

WWL ranks Graham as a Global Elite Thought Leader. He is described as a *"top class expert who is highly respected in the international markets"*. He is also cited for his *"very comprehensive and well-reasoned reports"*.

Education & Qualifications

- BSc Quantity Surveying
- PgDip Construction Law, Arbitration and Mediation
- Fellow of the Royal Institution of Chartered Surveyors
- Fellow of the Chartered Institute of Builders
- Member of the Chartered Institute of Arbitrators
- Member of the Association of Project Management
- Member of the Academy of Experts
- Accredited Mediator
- Past Chairman of Society of Construction Law, Hong Kong Branch (2016-2017)

Graham McNeill is a Managing Director and Global Head of Kroll's Expert Services practice. Graham is a specialist in construction claims, expert witness services, forensic support, dispute resolution services and contractual advice. His experience in the construction industry spans almost 30 years with the last 25 years being spent in Asia (Hong Kong, Japan and Taiwan). He is based in Hong Kong, but also works internationally.

As an accomplished construction consulting professional, Graham has broad experience in quantity surveying, dispute management, dispute resolution and litigation support across a variety of projects and sectors. He has worked on numerous standard and bespoke forms of contract resolving multiple disputes.

Recent assignments have involved Quantum Expert appointments on numerous complex international arbitrations, and commercial management services.

During his time in Asia Graham has worked with some of the largest blue-chip employers and contractors in the construction industry. He has considerable experience in the preparation, defence, negotiation and settlement of contractual claims. He works alongside, and in support of, solicitors and barristers and is recognized by Who's Who Legal as a "Global Elite Thought Leader" and "top class expert who is highly respected in the international markets" He is also cited for his "very comprehensive and well-reasoned report" and his "excellent performance on the stand". He is regularly appointed as Quantum Expert on large local and international disputes, giving evidence in conciliations, mediations and arbitrations.

Having worked as a PQS, Contractor and Consultant, Graham is able to provide strategic advice to a range of clients.

Graham has worked across multiple sectors including but not limited to Airports, Power, Oil & Gas, Infrastructure, Building and Rail. He has experience in marine and reclamation work. He is an energetic and motivated Chartered Quantity Surveyor with additional qualifications and experience in Construction Law, Arbitration, Mediation and Project Management.

Graham is also an HKIAC Accredited Mediator.

Representative engagements

- Quantum Expert (2023) on ADNOC Refining's Crude Flexibility project, Ruwais Industrial Complex, Abu Dhabi. Matters include costs associated with reallocation and reduction of subcontractor scope of works.
- Quantum Advisor (2022) to the Hong Kong Jockey Club on Main Contractor claims and NSC issues. Matters include prolongation, delay and disruption and valuation of variations.
- Quantum Advisor (2022) on HK Airport Authority Terminal 2. Acting for Airport Authority. Matters include assessment of variations, re-rating claims, prolongation/disruption and resource thickening.
- Quantum Expert (2021) on XRL project, Contract 816A. Acting for Employer. Matters include assessment of variations, claims, prolongation/disruption, escalation, open book assessments.
- Quantum Expert (2021) on XRL project, Contract 816C. Acting for Employer. Matters include assessment of variations, claims, prolongation/disruption, escalation, open book assessments.
- Quantum Expert (2021) on DIFC Project. Acting for Contractor. Matters included assessment of variations, prolongation, disruption, resource thickening.
- Quantum Expert (2020) on XRL project, Contract 810B. Acting for Contractor downstream (Formwork Contractor). Matters include assessment of variations, claims, prolongation/disruption and resource thickening.
- Quantum Expert (2020) on XRL project, Contract 810B. Acting for Contractor downstream (Earthworks Contractor). Matters include assessment of variations, claims, prolongation/disruption and resource thickening.
- Quantum Advisor (2020) on Final Account E&M Dispute (Hong Kong Jockey Club) in Conghua Racecourse. Matters included prolongation, delay and disruption and valuation of variations.
- Quantum Advisor (2020) on Final Account issues for Main Club House (Hong Kong Jockey Club) in Happy Valley. Matters included prolongation, delay and disruption and valuation of variations for foundation works and then E&M measurement issues.
- Quantum Expert (2019) on an industrial building (Hong Kong). Acting for Contractor. Matters include termination costs, loss of profit, variations and prolongation costs.
- Quantum Advisor (2019) on a dry-cooled coal-fired power station in South Africa (Medupi). Acting for Contractor. Matters include assessment of variations, claims and prolongation/disruption.
- Quantum Expert (2019) on retail restoration project, A&F dispute (Hong Kong). Acting for Employer. Hong Kong High Court Litigation. Matters include assessment of reinstatement costs.
- Quantum Expert (2018) on University project in Malaysia. Acting for Designer. Matters include assessment of damages, loss and expense due to termination for building works.
- Quantum Expert (2018) on XRL project, Contract 811B. Acting for Employer. Matters include assessment of variations, claims and prolongation/disruption and resource thickening.
- Quantum Expert (2017) on XRL project, Contract 822. Acting for Employer. Matters include assessment of variations, claims and prolongation/disruption and resource thickening.
- Quantum Expert (2017) on an Environmental Protection Department (Sludge Treatment Facility) in HK for the Contractor. Matters include assessment of variations, claims and prolongation.
- Quantum Expert (2017) on a Macau Casino and Hotel development (Parisian). Matters include termination costs, head office overheads, variation account.
- Quantum Expert (2016) on a residential refurbishment project – Connie Tower. Hong Kong High Court Litigation. Matters included assessment of termination cost.

- Quantum Expert (2016) on Macau Casino and Hotel development (Studio City), seat of Arbitration in HK. Matters included JV disputes, variations, DRM, commercial settlements.
- Quantum Expert (2015) on HK Bridge Project. Matters included variations and prolongation.
- Quantum Advisor (2014) on Jurong Island, Singapore. Matters included prolongation and variations.
- Quantum Expert (2014) on residential development (Seymour Rd Development), seat of Arbitration in Hong Kong. Matters included prolongation and variations of various building and E&M issues.
- Quantum Advisor (2013) ME Muscat Airport dispute, Oman Arbitration. Disputed final account.
- Quantum Expert (2013) Taiwan Rail Signalling dispute, seat of Arbitration in Singapore. Matters included prolongation, disruption, variations and resource thickening.
- Quantum Expert (2012-2014) on Multi Storey Car Park in New Zealand. Insurance damage due to earthquake. Cost of repair and reinstatement.
- Quantum Expert (2012-2014) on Mid Rise Retail Development (Grant Thornton) in New Zealand. Insurance damage due to earthquake. Cost of repair and reinstatement.
- Quantum Expert (2012-2014) on Rydges Development in New Zealand. Insurance damage due to earthquake. Cost of repair and reinstatement.
- Quantum Expert (2012-2014) on Clarendon Tower Development in New Zealand. Insurance damage due to earthquake. Cost of repair and reinstatement.
- Quantum Expert (2012) on a Hydro Electric Plant in the Philippines (Ambuklao) (SNAP matter). Seat of Arbitration in Singapore. Matters included prolongation, disruption and variations under Contractors All Risk Insurance Policy.
- Quantum Advisor (2012) on 660MW Coal Fire Power Plant, Indonesia. Matters included prolongation, disruption and variations.
- Quantum Expert (2011) on large international road dispute. Matters included prolongation, delay, variations and finance charges, Lebanon & Paris, Seat of Arbitration in World Bank Paris. ICSID Arbitration.
- Quantum Expert (2010), Final Account Dispute (Urban Renewal Authority). Matters included prolongation, delay and disruption, variations and finance charges.
- Quantum Expert (2008-2010), Final Account Dispute on Golf Course (Hong Kong Jockey Club). Matters included prolongation, delay and disruption, complex variations and finance charges.
- Quantum Expert (2008-2009), Final Account Dispute – Highway/Infrastructure. Matters included prolongation, delay and disruption complex variations and finance charges.
- Quantum Expert (2007-2008) on HK Airport Authority. Acting for Employer. Matters include assessment of variations, re-rating claims, prolongation/disruption and resource thickening.
- Dispute Manager/Quantum Expert Advisor (2007-2008) on a large transportation Conciliation in Taiwan. Matters included prolongation, delay and disruption complex variations, finance charges and final account settlement.
- Quantum Advisor on strategy and preparation of claims, Oil and Gas project Ras Laffan, Middle East (2007-2008)
- Quantum Advisor on strategy and reconciliation for Route 9 (2004)

Other Representative Experience

Provision of commercial/contract management services on major construction projects including:

- Claim preparation/defense for numerous large international contractors.
- Strategic advice and claim preparation - CKS International Airport Access System. Delay, prolongation/disruption issues.
- Procurement advice and drafting Sub-contract Agreements.
- D295 Tsoying Depot THSRC Link. High level advice on claim preparation, dispute management.
- Container Terminal 9 for Korean Contractor. Preparation of EOT claims and associated costs. Recovery of LDs. Providing high level strategic advice to site team. HK\$4B (Reclamation).
- CSPS Nanhai Petrochemicals Project. High level strategic advice, variations and prolongation
- Commercial Manager on C291 Taiwan High Speed Rail Link, HK\$3.3B. Seconded to Evergreen-Shimizu JV. Duties included the preparation, notification and resolution of claims/variations.
- Commercial/Contract Advice for International Contractors on THSRC projects.
- Procurement Strategy Advice and Tender Reconciliations for Main Contractor on Route 9.
- Contract Manager – Shimizu, Retail Development in Harajuku, Tokyo, HK\$500M.
- Contract Manager on Yau Tong Station (MTRC), HK\$650M, Responsible for all commercial issues with regards to subcontractors and settlement with MTRC. In charge of commercial section.
- Contract Administrator on Kowloon Station (MTRC); HK\$4.5B (Reclamation/Station). Particular emphasis on negotiation and settlement of complex claims/re-rates and variations.

Professional Development

Undertaken the following professional development courses:

- Academy of Experts –
 - Law and procedure, including CPR Part 35, relevant case law and damages assessments.
 - Report writing – what lawyers require.
 - Cross Examination – coaching and a live assessment session.
- Advanced refresher courses with the Academy of Experts.
- Post graduate Diploma in Construction Law Mediation and Arbitration – Awarded 1st Prize and designated Valedictorian for University.
- Various CDP events including Contract Management Problems; Claims Valuation Problems etc.

Seminars and Workshops

Presented papers, delivered seminars and chaired workshops on a variety of subjects including;

- Procurement strategy and contract selection;
- Construction Risk Allocation and Management;
- Alternative Dispute Resolution;
- International Risk Management;
- The Role of the Expert Witness;
- Delay & Disruption, Prolongation and Loss & Expense and Variations in construction contracts.