

Dušan Arbanovski – Curriculum Vitae

M.Sc.Eng | LL.M. Construction Law and Arbitration |
FIDIC Certified Adjudicator | FCI Arb | MRICS |
UKA Dispute Board Member | ACES Adjudicator | CDRC Member of a Board |



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Dušan Arbanovski is a Civil Engineer with more than 17 years of experience in the entire project management life cycle, starting from bid preparation, design phase, project execution, completion and discharge. From the outset of his career, he was involved in big-scale infrastructure projects contracted per the FIDIC and other internationally recognised standard conditions of the Contract. Dušan Arbanovski also holds an LLM (Master of Laws) in Construction Law and Arbitration from Robert Gordon University (UK) and has a full understanding of various Alternative Dispute Resolution (ADR) rules and techniques, including Dispute Board resolution mechanisms under FIDIC and international arbitration.

He has proven accomplishments by being FIDIC Certified Adjudicator, admitted as a Fellow by the Chartered Institute of Arbitrators (FCI Arb) and certified as Chartered Quantity Surveyor by the Royal Institution of Chartered Surveyors (MRICS). Dušan Arbanovski is also listed under the ACES (Association of Consulting Engineers of Serbia) Pro list of adjudicators and experts and admitted as UKA (UK Adjudicators) Dispute Board Member. One of the highlights of his career has been his appointment as a Member of the Board of the Construction Dispute Resolution Centre (CDRC), the region's only construction-focused arbitration centre.

Acting as lead counsel, forensic delay analyst and/or quantum expert, in numerous disputes before Dispute Boards and/or Arbitration Tribunals, Dušan Arbanovski gained valuable practical experience in a considerable diversity of matters and issues arising in different construction contracts and governing laws.

Education

- Master of Law (LLM) Construction Law & Arbitration
Robert Gordon University, Aberdeen, United Kingdom
- Master of Science (MScEng) in Civil Engineering, Structural Department
Faculty of Civil Engineering, Belgrade, Serbia



Membership in Professional Organizations

- President's List of Approved Dispute Adjudicators
- Fellow of the Chartered Institute of Arbitrators (FCI Arb)
- Adjudicator (ACES Pro List)
- Member of the Royal Institution of Chartered Surveyors (MRICS)
- UKA Dispute Board Member
- Member of a Board of the Construction Dispute Resolution Centre (CDRC)



Languages

- Serbian – Mother Tongue
- English – Proficiency in speaking and writing

D&I Consult (owner)**2018 – Present**Key Deliverables:

- Dispute resolution under various ADR rules and contract mechanisms
- Contract Administration and Negotiation
- Claims preparation and review
- Preparation of quantum and delay analysis
- Dealing with various procedural matters in arbitration and adjudication.
- Instructing lawyers and experts regarding specific points of law or expertise.
- Producing due diligence reports in respect of ongoing claims and disputes.
- Procurement according to the rules of various International Financing Institutions' (EU funds, EBRD, World Bank, KfW, ADB)
- Negotiation in the aim of amicable settlement of disputes

Ludwig Pfeiffer Hoch- und Tiefbau GmbH & Co. KG**2005 – 2018**

Ludwig Pfeiffer is an international contractor who specialises in building pipelines for sewage treatment, water and heating systems, using open-cut and trenchless technology, the repair and rehabilitation of pipeline systems, as well as designing and building plants.

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| ⇒ Regional Manager / Project Director | : Nov 2013 – Jan 2018 |
| ⇒ Contract Manager / Deputy Project Manager | : Dec 2011 – Nov 2013 |
| ⇒ Head – Procurement & Tendering Department | : June 2007 – Dec 2011 |
| ⇒ Quantity Survey Manager | : May 2005 – June 2007 |

Key Deliverables

- In-house workshops and training in respect of Contract & Claim Management.
- Contract Administration and Claim Management.
- Managing 15+ infrastructure projects as per FIDIC, ENAA, EU and World Bank (WB) standard condition of the contract in a total value of more than 200 Mil Euro.
- Dealing with Clients and developing the market.
- Human Resource Management.
- Review site results, controlling the performance of site management teams.
- Preparation of 200+ bids according to the rules of various International Financing Institutions' (EU funds, EBRD, World Bank, KfW, ADB)
- Costs, overhead and profit estimate.
- Risk assessment.
- Dealing with variations and value engineering.
- Planning and Scheduling.
- Cash flow forecasts, progress reporting, cost control and analyses.

Specific Experience in Arbitration

Arbitration Rules ICC

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|-------------------|---|
| Matter of Dispute | Enforcement of DAB decision through arbitration and NY convention |
| Role | Lead Counsel |
| Contract | Sewerage and water supply systems, Albania / FIDIC Red Book |

Arbitration Rules ICC

| | |
|-------------------|---|
| Matter of Dispute | Delay of one of the partners in JV and corresponding damages/forum shopping |
| Role | Lead Counsel |
| Contract | Sewerage work, Philippines / Bespoke JV agreement |

Arbitration Rules UNCITRAL

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|-------------------|---|
| Matter of Dispute | Contractor's prolongation costs |
| Role | Lead Counsel |
| Contract | Sewerage and WWTP, Azerbaijan / WB Design and Built |

Arbitration Rules ICC

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|-------------------|---|
| Matter of Dispute | Unforeseeable geological sub-soil conditions |
| Role | Lead Counsel |
| Contract | Sewerage network, Montenegro / FIDIC Red Book |

Arbitration Rules ICC

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|-------------------|--|
| Matter of Dispute | Delays caused by custom agent/disruption |
| Role | Lead Counsel |
| Contract | Micro tunnelling works, Israel / Bespoke Subcontract agreement |

Arbitration Rules UNCITRAL

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|-------------------|---|
| Matter of Dispute | Enforcement of DAB decision through arbitration and NY convention |
| Role | Lead Counsel |
| Contract | Sewerage Works, Uzbekistan / FIDIC 2010 Edition |

Arbitration Rules UNCITRAL

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|-------------------|---|
| Matter of Dispute | Termination of the Contract by the Employer |
| Role | Lead Counsel |
| Contract | Wastewater Treatment Plant, Uzbekistan / FIDIC 2010 Edition |

Arbitration Rules ICC

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|-------------------|---|
| Matter of Dispute | Concurrent delays of partners in Joint Venture |
| Role | Lead Counsel |
| Contract | Wastewater Treatment Plant, Moldova / Bespoke Joint venture agreement |

Specific Experience in Litigation

Governing Law **Montenegrin Law**

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|-------------------|---|
| Matter of Dispute | Termination of the Contract by the Contractor |
| Role | Member of the counsel team / Expert on FIDIC conditions of the contract |
| Contract | Construction of Ski-Resort (Hotel), Montenegro / FIDIC Red Book |

Specific Experience in Dispute Adjudication Boards

Contract mechanism **Ad-hoc Dispute Adjudication Board (DAB)**

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|-------------------|--|
| Matter of Dispute | Unforeseeable geological sub-soil conditions that led to extensive soil improvement works. |
| Role | Quantum Expert |
| Contract | WWTP, Georgia / ENAA (design and build contract) |

Contract mechanism **Ad-hoc Dispute Adjudication Board (DAB)**

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|-------------------|---|
| Matter of Dispute | Applicability of unit rate against zero quantity item |
| Role | Member of the counsel team |
| Contract | Sewerage Works, Georgia / FIDIC Red Book 1999 |

Contract mechanism **Ad-hoc Dispute Adjudication Board (DAB)**

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|-------------------|--|
| Matter of Dispute | Numerous Variations, late access to the part of the Site, and Suspension. Extension of Time and the Contractor's Prolongation Costs. |
| Role | Lead Counsel / Forensic Delay Analyst |
| Contract | WWTP and WTP, Georgia / ENAA (design and build contract) |

Contract mechanism **Ad-hoc Dispute Adjudication Board (DAB)**

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|-------------------|---|
| Matter of Dispute | Unforeseeable geological sub-soil conditions, Statute of limitation under the Law |
| Role | Quantum Expert |
| Contract | Sewerage works, Montenegro / FIDIC Red Book 1999 |

Contract mechanism **Ad-hoc Dispute Adjudication Board (DAB)**

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|-------------------|--|
| Matter of Dispute | The Contractor's prolongation costs and EoT |
| Role | Lead Counsel / Forensic Delay Analyst |
| Contract | Sewerage and water supply systems, Albania / FIDIC Red Book 1999 |

Contract mechanism **Standing Dispute Board (DB)**

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|-------------------|---|
| Matter of Dispute | Substantial increase in tender BoQ quantities, Measurement and Evaluation |
| Role | Lead Counsel |
| Contract | Sewerage Works, Georgia / FIDIC 2010 Edition |

Contract mechanism **Ad-hoc Dispute Adjudication Board (DAB)**

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|-------------------|---|
| Matter of Dispute | Lump-Sum Contracts, Variations |
| Role | Member of the counsel team |
| Contract | Sewerage works, Montenegro / FIDIC Yellow Book 1999 |

Contract mechanism **Standing Dispute Board (DB)**

Matter of Dispute Measurement and Evaluation, Variations, Binding agreements under the law
 Role Lead Counsel
 Contract Sewerage Works, Georgia / FIDIC 2010 Edition

Contract mechanism **Standing Dispute Board (DB)**

Matter of Dispute Termination of the Contract by the Employer, Interim measures
 Role Lead Counsel
 Contract Sewerage Works, Uzbekistan / FIDIC 2010 Edition

Contract mechanism **Standing Dispute Board (DB)**

Matter of Dispute Variations, Measurement and Evaluation, new unit rates
 Role Member of the counsel team
 Contract WWTP, Uzbekistan / FIDIC 2010 Edition

Contract mechanism **Standing Dispute Board (DB)**

Matter of Dispute Termination of the Contract by the Employer vs Contractor's entitlement to EoT
 Role Forensic Delay Analyst
 Contract Highway works, Ukraine / FIDIC Edition 2010

Contract mechanism **Standing Dispute Board (DB)**

Matter of Dispute Damages arising out of the Termination of the Contract
 Role Member of the counsel team
 Contract Sewerage Works, Uzbekistan / FIDIC 2010 Edition

Contract mechanism **Standing Dispute Board (DB)**

Matter of Dispute Damages arising out of the Termination of the Contract
 Role Member of the counsel team
 Contract WWTP, Uzbekistan / FIDIC 2010 Edition

Contract mechanism **Standing Dispute Board (DB)**

Matter of Dispute Insolvency, claim under Performance Security, unperformed defects and remedy works
 Role Member of the counsel team
 Contract Sewerage Works, Georgia / FIDIC 2010 Edition