



Mediator Full Profile



Dr A Jarratt

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Construct Consultants

Hitchin, Herts, SG4

United Kingdom

Experience Qualification Path

Category 2: CI Arb

Mediation locations

United Kingdom, Ireland, United Arab Emirates, Qatar, Saudi Arabia, Kuwait, Bahrain, Oman, Kazakhstan, Australia - NSW

Mediation languages

English, French, Arabic

Current position and background

"Counsel and ourselves valued immensely Dr Jarratt's deep engagement with the Parties and creative approach to break deadlocks and produce the final settlement"

"Very pleased with Dr Al Jarratt's time and commitment and extra effort in unravelling a difficult situation which encountered further unexpected problems before a resolution could become possible"

"Counsel, solicitor and ourselves were most impressed by Dr Jarratt's excellent approach. A superb mediator producing the perfect settlement quickly and cost-effectively"

A highly respected member of the profession. Highly qualified and accredited and a Fellow of several Chartered Institutions. Experienced Team Leader and a well-known Main Speaker/Workshops Leader at flagship national and regional professional events. Member of the Editorial Advisory Panel for the bi-monthly international Management, Procurement and Law.

Highly experienced International Commercial Mediator and Dispute Resolver in construction, property, commercial and other disputes including mediating by telephone. Extensive experience in mediating disputes in the UK and the Middle East amongst other regions with a 93% success rate. Adjudicated and arbitrated numerous construction disputes. Also acted as Conciliator, Expert Determiner, Expert Witness and Early Neutral Evaluator.



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QUALIFICATIONS

BSc (Hons) MSc PhD

Chartered Eur Ing CEng CMngr FICE FCIHT FCMI MCIArb MAE MEWI QDR

ACCREDITATIONS

Mediator

- * Practising Certified International Commercial Mediator
- * ICE's Mediator/Conciliator
- * RICS' Mediator
- * CIArb's Mediator
- * CIArb's CDP Mediator
- * CIArb's PI Mediator
- * CIArb's LB of Tower Hamlets' Mediator
- * Academy of Experts' QDR
- * Academy of Experts' BMF's Mediator
- * IMI's Mediator
- * FIMC's Mediator
- * WIPO's Mediator
- * Clerksroom's Mediator
- * Civil Disputes Mediator
- * Association of Mediation Assessors, Trainers and Instructors

Adjudicator

- * Practising Adjudicator
- * RIBA's Adjudicator
- * CIC's Adjudicator
- * HA's Adjudicator
- * Adjudicator on a national contractor's Standard Forms of Contract

Expert Determiner/Witness

- * Practising Expert Determiner & Expert Witness
- * Member, Academy of Experts
- * Member, EWI
- * Member, EWI's PBAG
- * UK Register of Expert Witnesses
- * Sweet & Maxwell's Checked Expert

Main mediation practice areas

Agriculture

Airports

Arts

Banking

Breach of Contract

Bridges

Buildings

Building Defects

Charities' Constitutions

Civil Engineering



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Commercial
Commercial Contracts
Community
Construction
Construction Contracts
Construction Defects
Consultants' Fees
Consumer Contracts
Consumer Goods
Dams
Delay Analysis
Design
Docks
Drainage
Dredging
Employment
Energy
Engineering Contracts
Entertainment
Environment
Extension of Time
Family
Fashion
Financial Services
Franchising
Fraud
Government
Harbours
Healthcare
Human Rights
Inheritance
Insurance
Intellectual Property
International Commerce
Investments
IT
Lock Gates
Manufacturing
Marine Engineering
Marine Vessels Purchase & Maintenance
Maritime
Media
Non-payment/Withholding of Monies
Personal Injury
Planning
Professional Negligence
Project Management
Property
Quality of Materials



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Railways
Real Estates
Religion/Ethics
Roads
Sea Outfalls
Sewerage
Social
Sport
Structural Engineering
Tax
Technology
Telecommunications
Tunnels
Utilities
Waste Disposal
Water Structures
Water Supply
Water Systems
Wine Industry
Work Place
Yacht Purchase & Maintenance

Mediation experience

EXPERIENCE AS MEDIATOR

- * Highly accredited and experienced practising International Commercial Mediator.
- * Hold the highest academic and professional qualifications with extensive work in the commercial sector including mediating by telephone.
- * Highly experienced in mediating construction, property, commercial and other disputes with a high success rate in mediated settlements, 93%.

RECENT SETTLED MEDIATIONS

- 1 Breach of a commercial contract by an international bank's client company, UAE
- 2 Disputed vehicle fleet warranty between the manufacturers, dealer and client company
- 3 Breaches in engineering and building works under the Amended FIDIC Red Book, Qatar
- 4 Structural failures in a block of flats
- 5 Non-payment for live advertising screens for a telecommunications company
- 6 Transshipment cargo damage
- 7 Medical negligence against a PCT Health Trust and a surgeon
- 8 Building defects in council-let properties
- 9 Negligence claim against terraced housing design consultants
- 10 Non-payment of certified sums due in Qatar
- 11 Disputed late remedial works and delayed advice
- 12 Unfair Director's dismissal
- 13 Infringement of a company's product Trade Mark
- 14 Deficient review of offshore facilities design, procurement, construction and operation
- 15 Defective premises dispute



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- 16 Damages for breach of covenants
- 17 Disputed variations for infrastructure works under the FIDIC Gold Book in Botswana
- 18 Breaches in a Commercial Tenancy Agreement
- 19 Breaches of statutory duty by council
- 20 Non-compliance with notified disrepair works
- 21 Inadequate inspections by council for building defects
- 22 Lack of general care and attention to properties
- 23 Non-payment of rents due
- 24 Mis-use of demised reconstructed properties
- 25 Changed specifications in a riverside building complex
- 26 Deficient road drainage system design, installation and alignment
- 27 Adverse pavement condition, maintenance and inspections in a town centre
- 28 Disputed printing franchising rights of use
- 29 Medical negligence against a Consultant Surgeon
- 30 Personal injury in dock offloading
- 31 Breaches of copyrights of a publication use
- 32 Yacht purchase and non-payment of monthly installments
- 33 Damages against a local authority for personal injury
- 34 Breaches in servicing contract by an IT company
- 35 Damages against a utility provider for plant failure
- 36 Disputed charity's constitution
- 37 Disputed footballer's grievances against club
- 38 Breach of pay formula's terms in a footballer's Contract
- 39 Operating shortcomings of oil storage in a gravity-based structure
- 40 Infringement of using a company's name

Description of mediation style

FACILITATOR:

Extensive experience conducting mediations as facilitator; a highly successful approach to narrow the parties' differences and arrive at a settlement.

EVALUATOR:

Acted sensitively as an evaluative mediator where appropriate considering the parties' expressed interest in value judgement to deal with the matters in dispute.

TRANSFORMATIVE:

Also mediated disputes on a transformative basis where this has suited the parties and the nature of the dispute.

Code of professional conduct

MAIN CODE OF CONDUCT (PREFERRED):

IMI Code of Professional Conduct

OTHER CODES OF CONDUCT USED:

1. The Institution of Civil Engineers



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2. The Royal Institution of Chartered Surveyors
3. The Chartered Institute of Arbitrators
4. The Academy of Experts
5. Specialist codes for commercial mediations

Complaint process

MAIN PROFESSIONAL CONDUCT ASSESSMENT PROCESS (PREFERRED):

IMI Professional Conduct Assessment Process

OTHER PROFESSIONAL CONDUCT COMPLAINT PROCEDURES INCORPORATED:

1. The Institution of Civil Engineers
2. The Royal Institution of Chartered Surveyors
3. The Chartered Institute of Arbitrators
4. The Academy of Experts
5. Specialist complaint procedures for commercial mediations

Professional indemnity insurance

Hiscox GBP 1M

Feedback digest

Reviewer: Mr Morton Brian (enquiries@midcliff ltd.co.uk)

Latest Update: 2013-11-29 15:26:19

This Feedback Digest has been updated to include nineteen feedbacks from UK and international commercial mediations since November 2013.

All feedbacks think highly of Dr Al Jarratt for his calm, persuasive way of dealing with the parties to identify the core issues in dispute with minimal time and effort. They consistently point to his meticulous prior preparation for the mediation and eleven parties cite this as helping save time at the mediation and leading to a satisfactory settlement.

Dr Jarratt's exceptional way of communicating with the parties and winning over their trust was key to probe deeper, identify the main points in dispute, narrow the differences between the parties and present creative settlement options. Dr Jarratt came over as being very trustworthy to the extent that the parties were willing to treat him as a member of their team confiding in him the limits of their willingness to settle their dispute. This signifies his impartiality and independence.

One party referred to Dr Jarratt as a magician targeting key issues and proposing solutions for intractable problems in difficult circumstances. Another referee described Dr Jarratt as being a superb mediator steering the parties in the right direction and producing the perfect outcome in a quick, cost effective and stressless way. This led to the preservation of continuing business relationships between the three disputant companies.



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Feedback also confirmed Dr Jarratt's ability to pick up seemingly irrelevant items in the parties' submissions that eventually proved to hold the key to solve the entire dispute.

Some parties stated that they had not taken part in mediation before and were not familiar with the process but felt at ease due to Dr Jarratt's fitting approach for the conduct of the mediation.

All the disputes in the feedbacks settled and all parties said they would use this mediator again giving him a rating of 5/5 on the IMI Feedback Request Form, as they did for his skill and ability, 5/5. Dr Jarratt also received 5/5 for the costs of the mediator except one (4/5), and 5/5 for satisfaction with the mediation process except two (4/5).

No reportable negative comments have arisen.

Professional affiliations

- * Practising Certified International Commercial Mediator
- * Institution of Civil Engineers' Mediator/Conciliator
- * Royal Institution of Chartered Surveyors' Mediator
- * Chartered Institute of Arbitrators' Mediator
- * Chartered Institute of Arbitrators' CDP Mediator
- * Chartered Institute of Arbitrators' Personal Injury Mediator
- * Chartered Institute of Arbitrators' LB of Tower Hamlets' Mediator
- * Academy of Experts' Qualified Dispute Resolver
- * Academy of Experts' British Marine Federation's Mediator
- * International Mediation Institute's Mediator
- * Florence International Mediation Chamber's Mediator
- * World Intellectual Property Organization's Mediator
- * Clerksroom's Mediator
- * Civil Disputes Mediator
- * Association of Mediation Assessors, Trainers and Instructors
- * Royal Institute of British Architects' Adjudicator
- * Construction Industry Council's Adjudicator

Chartered Eur Ing CEng CMngr FICE FCIHT FCMI MCIArb MAE MEWI QDR

Eur Ing - Holder of the European Engineer title

CEng - Chartered Engineer

CMngr - Chartered Manager

FICE - Fellow of the Institution of Civil Engineers

FCIHT - Fellow of the Chartered Institution of Highways & Transportation

FCMI - Fellow of the Chartered Management Institute

MCIArb - Member of the Chartered Institute of Arbitrators

MAE - Member of the Academy of Experts

MEWI - Founding Member of the Expert Witness Institute

QDR - Qualified Dispute Resolver

Vice Chairman of the Committee of the Chartered Institute of Arbitrators, East

Past Member of the Chartered Management Institute's Eastern Board

Member of the Editorial Advisory Panel of the bi-monthly international Management,



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Procurement & Law Journal

Professional Reviewer of aspiring members for two chartered institutions

Member of the Expert Witness Institute's Professional Bodies Advisory Group

Vetted Expert on the UK Register of Expert Witnesses

Checked Expert, Vetted Expert on Sweet & Maxwell's Directory of Expert Witnesses

Mediation education and training

Attended ADR events/meetings

Academy of Experts' trained Mediator

Attended regional, national and international meetings/conferences on mediation

Attended Mediation and Training Alternatives' talks/discussions on mediation practice

Mediation teaching and mentoring

* Association of Mediation Assessors, Trainers and Instructors' Member

* Advised/trained aspiring mediators

* Facilitated Pupils' attendance at mediations with the parties' consent

* Headed technical staff training including the contractual aspects of construction works

* Trained prospective mediators as pupils in actual mediations

* Acted as Mediator and Mediation Judge for the Worshipful Company of Arbitrators

* Speaker/Workshop Leader at conferences and symposia on contracts and the avoidance and resolution of disputes

* Speaker/Workshops Leader at the Institution of Civil Engineers' flagship Annual ADR Day

* Speaker/Workshop Leader at the Chartered Institute of Arbitrators' regional and national annual events

* Speaker at the Chartered Institute of Arbitrators' flagship Annual Mediation Symposium

* Speaker at the Chartered Institute of Arbitrators' Annual Surgery, East Anglia, on my experience as Mediator in my regular mediations

* Speaker at the Association of Mediation Assessors, Trainers & Instructors' annual international conference

* Speaker launching mediation at the Institution of Structural Engineers' 75th anniversary alongside two Past Presidents with the then President in the Chair

* Speaker on the live Midmorning programme on BBC Radio Humberside alongside an MP and Past President of the Freight Traffic Association

* Invited to appear as a sole morning advisor on the live Sky News television channel

Mediation publications

* Wrote papers on the settlement of disputes including Alternative Dispute Resolution

* Wrote a paper on mediation insights in the bi-monthly international Management, Procurement & Law Journal

* Wrote a paper on cost-effective mediation in The Structural Engineer

* Wrote a paper on successful mediations in the Chartered Institute of Arbitrators' Book of Proceedings

* Member of the Editorial Advisory Panel of the bi-monthly international Management, Procurement & Law

* Featured individually in a main article on training of other professionals in The New Builder

* Featured on the topic of mediation in the Chartered Institute of Arbitrators' quarterly Resolver publication



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* Advised Individual Homes and Reader's Digest magazines on current technical topics

* Advised/featured in the technical press and various periodicals including The New Builder, Ideal Homes and Reader's Digest

Note: This Mediator Profile is intended to offer guidance to users of mediation services about the competency, skills, styles and potential suitability of the IMI Certified Mediator featured above. The Reviewer, the Mediator and IMI are attempting to present fair, balanced and objective information but none are to be held responsible for reliance on the information given. Users of mediation services are encouraged to pursue further research before selecting the IMI Certified Mediator, including contacting references and conducting an interview with the Mediator before making a selection.