



SILVER SHEMMINGS
SOLICITORS



Richard Norman Silver

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Senior Partner

Academic Qualifications

LLB(Hons), FRICS, FCI Arb, MCI OB, MCI InstCES, MEWI, Barrister, Solicitor

Richard is dual qualified as a Barrister and Solicitor and has 30 years of experience in the construction industry. Apart from his work as legal adviser on many projects around the world, the focus of his work is dispute resolution. Richard is an experienced adjudicator, arbitrator and mediator.

Prior to reading law and being called to the Bar in 1996, Richard started his career as a Site Supervisor and went on to become a Contracts Director/Chief Surveyor. Richard moved to Always Associates in 1996 and is now the Chief Executive Officer. In 2003, Richard set up with Sarah Shemmings, Silver Shemmings Solicitors and is Senior Partner.

Dispute Resolution

Richard acted on a wide variety of construction, building, rail and civil engineering projects which involved the investigation, management and successful resolution of contractual and commercial disputes. Having acted as arbitrator, adjudicator, mediator, lead representative and as expert witness on matters of quantum, programming and planning, Richard is highly experienced, both as a party representative and as advocate, in all forms of dispute resolution, including arbitration, adjudication, mediation, conciliation, expert determination and dispute boards.

Adjudication - Lead Representative & Advocate

Richard has acted as lead representative in over 600 adjudications, through Silver Shemmings and Always Associates, 29 of which have been reported in cases. Richard is well known for his robust approach and ability to lead from the front. Example of recent reported cases:

- Aspect Contracts (Asbestos) Ltd v Higgins Construction Plc [2013] EWCA Civ 1541

- Glendalough Associated SA v Harris Calnan Construction Co. Ltd [2013] (TCC)
- Thameside Construction Company Ltd v Stevens & Anor [2013] EWHC 2071 (TCC)
- Aspect Contracts (Asbestos) Ltd v Higgins Construction Plc [2013] EWHC 1322 (TCC)
- Thameside Construction Company Ltd v Arthenella Ltd [2011] EWHC 2695 (TCC)
- Fileturn Ltd v Royal Garden Hotel Ltd [2010] EWHC 1736 (TCC)
- Harris Calnan Construction Co. Ltd v Ridgewood (Kensington) Ltd [2007] EWHC 2738 (TCC)

Appointment as Adjudicator, Arbitrator or Mediator

Richard has been appointed by party agreement and from a number of appointing bodies including Chartered Institute of Arbitrators. Example of recent reported cases in both England & Wales and Northern Ireland are:

- JG Walker Groundworks Ltd v Priory Homes (East) Ltd [2013] EWHC 3723 (TCC) (6 December 2013)
- Northern Ireland Housing Executive v Healthy Buildings Ltd [2013] NIQB (24 October 2013)
- CG Group Ltd v Breyer Group Plc [2013] EWHC 2722 (TCC) (05 September 2013)

Contracts Advice

Richard regularly advises clients upon the many and various issues that can impact upon a project through its lifecycle from pre-contract to post-completion, including strategic and dispute avoidance advice during the engineering and construction process. Richard has significant experience in the vetting, drafting and negotiation of a range of construction and engineering contracts (including JCT, NEC, FIDIC, IChemE, and EPC) and in the drafting and reviewing of main contracts, sub-contracts, bonds, guarantees and collateral warranties.

Seminar and Training

Richard regularly presents seminars and provides educational training to construction professionals throughout the UK and internationally on a range of Construction Law subjects and on a variety of standard forms of construction and engineering contracts.

Memberships

- The Honourable Society of Gray's Inn
- The Law Society of England & Wales
- The Technology and Construction Solicitors' Association
- The Chartered Institute of Building
- The Expert Witness Institute
- The Institute of Civil Engineering Surveyors

Fellowships

Richard is a fellow of the Royal Institution of Chartered Surveyors and of the Chartered Institute of Arbitrators.

Educational Qualification

- Honours Degree in Law
- Advanced Diploma in Building Management
- Higher National Diploma in Building Management