

# CURRICULUM VITAE

## ROBERT WILLIAM HUNT

Date of Birth: 16 May, 1947

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### Professional Qualifications:

Bachelor of Science (Engineering) in Civil Engineering - University of N.S.W. - 1971; Diploma of Laws - N.S.W. Barristers Admission Board - 1983; Master of Laws - University of Sydney - 1987.

### Areas of Practice

Building; engineering design and construction; marine engineering; mining engineering; general commercial and contractual disputes; professional liability; property damage claims; IT and intellectual property.

### Admissions:

Barrister of N.S.W. Supreme Court (1983); Barrister and Solicitor of Supreme Courts of Victoria (1985), Australian Capital Territory (1985), Northern Territory of Australia (1988), South Australia (1989) and Western Australia (1990).

### Professional Experience:

- 1965 - 1967 N.S.W. Public Works Department - Cadet Engineer.
- 1968 - 1974 VHY Pty Ltd - Building and Civil Engineering Contractors - various supervisory and administrative positions from foreman to deputy managing director.
- 1974 - 1980 F. van der Scheer Pty. Ltd. / Arvan Constructions Pty. Ltd. / Arvan Developments Pty. Ltd. / Arvan Constructions (Qld) Pty. Ltd. / R.W. Hunt Pty. Ltd. - Building Contractors, Developers, Building Consultants - Managing Director.
- 1980 - 1983 R.W. Hunt Pty. Ltd. - Building Consultancy.  
Thurlow Fisher Owen, Solicitors - Legal Clerk.
- 1983 Allen Allen & Hemsley, Solicitors - Paralegal.
- 1983 to date Professional practice as a barrister in N.S.W., Victoria, A.C.T., South Australia and Northern Territory, in building, engineering design and construction, marine engineering, professional liability, property damage, intellectual property and general commercial and contractual disputes, in claims ranging in value up to approx Aus\$100 million.
- 1985 to date Arbitrator, expert determiner or appraiser, mediator or adjudicator in various building, engineering, shipbuilding, intellectual property and commercial disputes in Australasia and Asia, in claims ranging in value up to approx. Aus\$75 million.

### Professional Affiliations and Appointments:

National Councillor – Institute of Arbitrators & Mediators Australia 1998 – 1999, 2004 to date

Immediate Past President / Councillor – Institute of Arbitrators & Mediators Australia 2002 – 2004

President – Institute of Arbitrators & Mediators Australia 2000 – 2002

Senior Vice-President – Institute of Arbitrators & Mediators Australia 1999 – 2000

Chairman – Australian Baseball Federation Appeals Tribunal – 2000 Olympics  
Life Fellow - Institute of Arbitrators and Mediators Australia.  
Fellow - Chartered Institute of Arbitrators  
Fellow - Australian Centre for International Commercial Arbitration  
Fellow - Arbitrators and Mediators Institute of New Zealand (to 2003)  
Member - Institution of Engineers Australia.  
Grade 1 Arbitrator - Institute of Arbitrators & Mediators Australia  
Accredited Mediator - Institute of Arbitrators & Mediators Australia (National Mediator Accreditation Scheme)  
Accredited Adjudicator - Institute of Arbitrators & Mediators Australia  
Accredited ADR Provider for Arbitration of Workplace Disputes - Institute of Arbitrators & Mediators Australia  
Accredited ADR Provider for Mediation and Conciliation of Workplace Disputes - Institute of Arbitrators & Mediators Australia  
Member of Arbitration Panel (Chartered Arbitrator) – Chartered Institute of Arbitrators  
Member of Australian Arbitration Panel – International Seed Federation  
Member of Arbitrator & Expert Panel – National Electricity Code Administrator (NECA)  
Member of Dispute Resolution Panel – Victorian Gas Industry (VENCORP)  
Arbitrator – Domain Name Disputes - .auDA Dispute Resolution Policy  
Director - Australian Centre for International Commercial Arbitration  
Member of International Seed Federation Trade & Arbitration Rules Committee  
Australian National Representative – International Bar Association Mediation Committee  
Member of the Construction and Infrastructure Committee – Law Council of Australia  
Member of Panel of Mediators Experts and Arbitrators - Australian Commercial Disputes Centre  
Mediator and Evaluator appointed pursuant to s. 110 O of the N.S.W. Supreme Court Act  
Member of Panel of Evaluators / Experts / Referees / Appraisers - NSW Bar Association  
Subject Author & Tutor – National Professional Certificate Course in Arbitration & Mediation (University of Adelaide / Institute of Arbitrators & Mediators Australia)  
Member, National Advisory Board – National Professional Certificate Course in Arbitration & Mediation (University of Adelaide / Institute of Arbitrators & Mediators Australia) 1999 - 2003  
Examiner – Special Fellow Courses, Chartered Institute of Arbitrators 1997, 1998  
Tutor – Special Fellow Courses, Chartered Institute of Arbitrators 1997, 1998  
Subject Author / Speaker / Assessor – Expert Determination Courses – Institute of Arbitrators & Mediators Australia 1998, 1999, 2000, 2003, 2005, 2006, 2007, 2008  
Facilitator / Assessor – Masterclasses (Adelaide, Sydney, Melbourne, Brisbane, Perth) – Institute of Arbitrators & Mediators Australia 1999 to 2004  
Committee Member – Australian Branch, Chartered Institute of Arbitrators 1996 - 1999  
Member of NSW Bar Association; Member, International Bar Association (Arbitration, Litigation, Mediation & Conciliation, International Construction Projects and Technology & e-Commerce Law Committees); Member, Law Council of Australia (Business Law Section, International Law Section).  
Member of the Australian Legal Services Mission to Singapore (May/June 2001), led by the Commonwealth Attorney-General, the Hon Daryl Williams AM QC MP.  
Member of Editorial Panel - ADR Bulletin

### **Arbitration Experience and Training**

Arbitrator or Court-appointed Referee in various matters involving building, engineering, mining, shipbuilding, intellectual property, IT and commercial disputes in Australasia and Asia, from 1985 to date, in claims ranging in value up to approx. Aus. \$75 million.

Graded Arbitrator on Institute of Arbitrators List of Arbitrators from 1983 to date (currently Grade 1); also listed on the Arbitrator / Expert Panel of NECA, the Arbitration Panels of the Australian Commercial Disputes Centre, Arbitrators and Mediators Institute of New Zealand and the Australian Branch of the Chartered Institute of Arbitrators.

Appearances as counsel in more than 200 arbitrations or appeals from arbitrators' awards to Supreme Court, or Court References, in engineering, construction or commercial disputes, in claims ranging in value up to Aus. \$55 million.

Institute of Arbitrators & Mediators Australia: General Arbitration Course (Aug 1982); Advanced Arbitration Course (Dec 1982); Master Class (June 1994); Session Controller - General Arbitration Course (May 1988) and Advanced Arbitration Course (Aug 1988) - The Award and Reasons; Speaker - General Arbitration Courses (May 1993, June 1994 & May 1997) - Evidence; Speaker - May 1997 Master Class - Pro-active Arbitration; Speaker / Assessor – Expert Determination Courses – Sydney (1998, 1999, 2003), Canberra (2000), Perth (2000); Facilitator / Assessor – Masterclasses - 1999 to 2001; Speaker – ICC / IAMA / AMINZ Joint International Arbitration Conference Sydney 1999; Speaker – IAMA / AMINZ Joint Arbitration Conference - Auckland New Zealand (2000).

Chartered Institute of Arbitrators: Special Fellowship Course for Lawyers - Hong Kong - September 1991; International Dispute Resolution Conferences - Hong Kong - September 1991, October 1992 and November 1997; Examiner and Tutor (Special Fellowship Course) 1997 & 1998, and Tutor (Entry Course) 1997 & 1998.

International Bar Association - Member of Committees D, T & O (Arbitration & ADR, International Construction and International Litigation Committees); participation in International Conferences in Melbourne (1994), Berlin (1996), New Delhi (1997) Barcelona (1999), Prague (2005) and Chicago (2006).

Attendance at various seminars and courses conducted by the Building Science Forum, Master Builders Association, Institute of Arbitrators & Mediators Australia, Chartered Institute of Arbitrators, Australian Commercial Disputes Centre, N.S.W. Bar Association and other bodies from 1968 to date.

### **Expert Determination and Adjudication Experience and Training**

Provided Expert Determinations in various matters from 1994 to date, in various building and engineering claims ranging up to approx. Aus. \$4 million.

Adjudicator in various matters under the *Building & Construction Industry Security of Payments Act 1999 (NSW)* from 2004 to date, in claims ranging up to approx. Aus. \$40 million.

Institute of Arbitrators & Mediators Australia: Subject Author / Speaker / Assessor – Expert Determination Courses – 1998, 1999, 2000, 2003, 2005, 2006, 2007, 2008.

### **Other Alternative Dispute Resolution Experience and Training**

Conducted mediation, conciliation and expert appraisal of various building, engineering, shipbuilding, submarine, intellectual property, IT and commercial disputes since 1985, in claims ranging in value up to approx. Aus. \$2.5 million.

Accredited with NSW Supreme Court, Institute of Arbitrators & Mediators Australia, Australian Commercial Disputes Centre, LEADR and the NSW Bar Association.

Mediator Training Course (June 1989) conducted by the Australian Commercial Disputes Centre. Advanced Commercial Mediation Skills Course (March 1993) conducted by the Australian Commercial Disputes Centre.

Institute of Arbitrators & Mediators Australia: Facilitator - Mediation Masterclass (Sydney) - 2000.

International Bar Association - Member of Mediation Committee (Australian National Representative); participation in International Conferences in Melbourne (1994), Berlin (1996), New Delhi (1997) Barcelona (1999), Prague (2005) and Chicago (2006).

Mediation Seminars conducted by LEADR / NSW Bar Association. Chartered Institute of Arbitrators: International Dispute Resolution Conferences - Hong Kong - September 1991, October 1992 and November 1997 LEADR International Conferences on Alternative Dispute Resolution - 1992, 1994 and 1995. Attendance at various other seminars and courses conducted by the Building Science Forum, Master Builders Association, Institute of Arbitrators & Mediators Australia, Chartered Institute of Arbitrators, Australian Commercial Disputes Centre, LEADR, NSW Bar Association and other bodies from 1968 to date.

NADRAC - Speaker - 2003 Conference (Dispute Resolution Boards)

### **Dispute Resolution System Experience etc.**

Author of the *Institute of Arbitrators & Mediators Australia Rules for the Conduct of Commercial Arbitrations (incorporating the Expedited Commercial Arbitration Rules)* – 1999

Author of the *Institute of Arbitrators & Mediators Australia Mediation and Conciliation Rules* – 2001

Author of the *Institute of Arbitrators & Mediators Australia Expert Determination Rules* – 2001

Co-author of the *Institute of Arbitrators & Mediators Australia Industry/Consumer Dispute Resolution Scheme* – 2001

Author of the *Rules of the Australian Seed Federation Dispute Resolution Scheme (for the Domestic Trade in Seed for Sowing Purposes and for the Management of Intellectual Property)* – 2005

Co-author of the *Institute of Arbitrators & Mediators Australia Workplace Dispute ADR Rules* - 2006.

Co-author of the *Institute of Arbitrators & Mediators Australia Arbitration Rules (incorporating the Fast Track Arbitration Rules)* - 2007.

Member of International Seed Federation Trade & Arbitration Rules Committee

### **Publications etc.**

“*Load Bearing Brickwork*” - Association of Consulting Structural Engineers Seminar - 1972.

“*Remedies of the Builder - The Use of Caveats*” - Building and Construction Law Journal - 1986.

“*Evidence*” - Institute of Arbitrators Australia General Arbitration Course - May 1993.

“*Evidence*” - Institute of Arbitrators Australia General Arbitration Course - June 1994.

“*Resolution of Home Building Disputes*” - College of Law CLE Seminar - March 1995.

“*Ways and means in which an arbitrator may safely become proactive in the arbitral process*”- Institute of Arbitrators Australia N.S.W. Chapter - September 1996 – published in *The Arbitrator* (February 1997) and *Australian Construction Law Newsletter* (February 1997).

“*Referees' Reports*” - Institute of Arbitrators Australia N.S.W. Chapter - September 1996.

“*Pro-active Arbitration*” - Institute of Arbitrators Australia Master Class - May 1997 – published in *The Arbitrator* (November 1997).

“*Pro-active Arbitration – the Lawyers' Perspective*” – Australian Construction Law Discussion Group - July 1997.

“*Pro-active Arbitration*” – Arbitration: Making a Difference Seminar – LAAMS – March 1998.

“*The Uniform Commercial Arbitration Acts – time for a change?*” – published in ‘*The Arbitrator*’ (Vol. 17 No. 3 February 1999).

*"The Arbitrator or Mediator as Dispute Manager – A Multi-faceted Approach to Dispute Resolution"* – Paper delivered to "Winds of Change – Dispute Resolution Strategies for the 21<sup>st</sup> Century" Conference of AMINZ / IAMA – February 2000 - published in 'The Arbitrator' (Vol. 19 No. 1 August 2000).

*"The Institute in the Twenty-first Century - The Way Ahead"* – published in 'The Arbitrator' (Vol. 19 No. 2 November 2000).

*"Cost-effective Dispute Resolution in the Construction Industry – Myth or Emerging Reality?"* – different versions published in 'International Construction' (International Bar Association Committee T (No 37 – June 2001), 'Arbitration & ADR' (International Bar Association Committee D (Vol 6 No 1 – June 2001) and 'Asian Dispute Review' (June 2001).

*"Enforcing Security Bonds, Guarantees & Injunctions"* - published in Building & Construction Law Journal - Vol 17 No 6.

*"The Use of Dispute Review Boards and Similar Processes as Dispute Avoidance Tools for Dams and Related Projects in the Asia Pacific Region"* (with Norman Reich) – published in 'The Arbitrator & Mediator' (Vol. 21 No. 1 May 2002).

*"The Law relating to Expert Determination"* - published in Building & Construction Law Journal - Vol 18 No 1 (updated November 2005).

*"The View"* – published in 'The Arbitrator & Mediator' (Vol. 22 No. 2 August 2003).

*"Dispute Resolution Boards"* - NADRAC Conference September 2003, published in 'The Arbitrator & Mediator' (Vol. 23 No. 2 August 2004).

*"Re-inventing the Wheel – Cost-effective Dispute Management in Arbitration and ADR"* - IAMA Conference May 2004 published in 'The Arbitrator & Mediator' (Vol. 23 No. 3 December 2004).

Subject Author of three chapters in *"A Guide to Arbitration Practice in Australia"* (2<sup>nd</sup> edition) – Vicki Waye ed. - Adelaide University / IAMA (2006) - ISBN 0-646-45398-X

*"New Directions for Dispute Resolution in the Workplace"* - published in 'The Arbitrator & Mediator' (Vol. 25 No. 3 August 2006).

*"Drafting and Effecting the Best ADR Clause"* – LexisNexis Butterworths 'Contracts 2006' Conference (February 2006).

*"Arbitration in the International Seed Industry"* - IAMA Conference (May 2006).

*"The Adequacy of Reasons"* - IAMA Conference (May 2006).