

CURRICULUM VITAE FOR BRANDON MALONE

LLB, LLM, DipLP, NP, FRICS, FCIArb, WS, Advocate, Barrister, Arbitrator, Adjudicator, Mediator

Full Name: Brandon James Malone

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Profile Brandon Malone is a Barrister and Advocate based in London and Edinburgh. He is an international arbitrator and adjudicator and has over 30 years of experience in commercial dispute resolution. Brandon has a wide commercial practice but has a focus on construction, engineering, energy, infrastructure, and technology. He has a particular interest in the implications of technology for dispute resolution (and avoidance), including blockchain, cryptocurrencies and NFTs, Artificial Intelligence, Web3 and cyber security. He was chair of the board of the Scottish Arbitration Centre from 2011 to 2022 and remains a board director.

Arbitrator Experience Brandon has been appointed as an arbitrator in over twenty cases as sole arbitrator, co-arbitrator and presiding arbitrator. These cases have proceeded under a variety of ad hoc and institutional rules, including those of the Chartered Institute of Arbitrators (CIArb), the London Court of International Arbitration (LCIA), the International Center for Dispute Resolution (ICDR), the American Arbitration Association (AAA), and the Singapore International Arbitration Centre (SIAC). The subject matter of these cases includes crypto currency and blockchain, property development agreements, energy infrastructure projects, road construction, partnership agreements, waste disposal contracts and commercial and agency contracts. Cases have been seated in London, Singapore, Malta, Paris, and Poland under the laws of Scotland, England and Wales, Singapore, Kenya, Armenia, the State of Maryland and others. Cases range in value up to \$50,000,000. Current cases include a presiding arbitrator appointment in a large energy infrastructure dispute in East Africa, and a sole arbitrator appointment by SIAC in an infrastructure dispute between a Chinese Contractor and a West Asian government.

Adjudicator Experience Brandon has been appointed as a construction adjudicator in over fifty cases under the UK statutory adjudication scheme. These cases have involved a wide variety of issues including delay and disruption, professional negligence, building defects, cladding, PFI/PPP service contracts, payment provisions and contractual interpretation. The buildings involved have included hospitals, hotels, public buildings and petrochemical plants. Disputes have ranged in value up to \$15,000,000.

Admissions Scotland (Solicitor 1993, Solicitor Advocate (Civil) 2002, Advocate, 2022)
England and Wales (Solicitor 2017, Solicitor Advocate (Civil) 2021, Barrister 2021)
DIFC Court, Dubai, UAE (Part II Registered Practitioner, Rights of Audience, 2021)

Career to Date

2022 to date	Member of the Faculty of Advocates, Ampersand Advocates, Edinburgh www.ampersandadvocates.com
2018 to date	Barrister and Arbitrator, Door Tenant, Quadrant Chambers, London www.quadrantchambers.com
2019 to date	Senior Legal Consultant, HFI Consulting International, Aberdeen and Dubai www.hfi-consulting.com
2021 to date	Arbitrator, Arbitra International, London, Washington DC, Abu Dhabi www.arbitra.co.uk
2014 to 2022	Director, Brandon Malone & Company, Edinburgh www.brandonmalone.com
2011 to 2014	McClure Naismith LLP, Edinburgh, Glasgow, London, Partner, Head of Contentious Construction and Arbitration
1997 to 2011	Bell & Scott LLP, Edinburgh (Partner from 2001 to 2011)
1992 to 1997	Peterkins, Aberdeen, trainee, solicitor then Associate in litigation team dealing with commercial dispute resolution

Professional Qualifications:

Advocate, (Scottish Bar) 2022
Barrister at Law (Inner Temple) 2021
FIDIC Certified Adjudicator 2021
Notary Public, 1994
Fellow of the Chartered Institute of Arbitrators (FCIArb) 2015
Chartered Surveyor, Eminent Fellow of the Royal Institution of Chartered Surveyors (FRICS) 2013
RICS Accredited Mediator 2020
IMI Qualified Mediator 2020
Solicitor (Scotland), 1993 to 2022
Higher Rights of Audience (Solicitor Advocate) (Civil) (England and Wales) 2021
Extended Rights of Audience (Solicitor Advocate) (Civil) (Scotland), 2002 to 2022
Solicitor of the Senior Courts of England and Wales, 2017 to 2021

Tertiary Education

LLB, University of Aberdeen, 1991
Diploma in Legal Practice, University of Aberdeen, 1992
LLM, Construction Law (with Distinction) University of Strathclyde, 1999
UK Oil and Gas Law Seminar, CEPMLP/CMS 2014
RICS Mediation Accreditation Course 2020
Higher Courts (Civil Advocacy) Qualification, The City Law School, University of London 2021

Arbitral Institution

Roster Membership:

International Centre for Dispute Resolution (ICDR) , New York, USA
Singapore International Arbitration Centre (SIAC) , Singapore
Dubai International Arbitration Centre (DIAC), Dubai, UAE
Saudi Center for Commercial Arbitration (SCCA) , Riyadh, Saudi Arabia
Shanghai Arbitration Commission (SHAC), Shanghai, China
China International Economic and Trade Arbitration Commission (CIETAC), Beijing, China
Qatar International Center for Conciliation and Arbitration (QICCA), Doha, Qatar
KCAB International, Seoul, South Korea
Asian International Arbitration Centre (AIAC) , Kuala Lumpur, Malaysia

International and Investment Disputes Panel of the Arbitration Centre at RSPP,
the Russian Union of Industrialists and Entrepreneurs, Moscow, Russia
Energy Disputes Arbitration Center (EDAC), Ankara, Turkey
Abu Dhabi Global Markets (ADGM) Arbitration Centre, Abu Dhabi, UAE
Thailand Arbitration Centre (THAC), Bangkok, Thailand
British Virgin Islands International Arbitration Centre (BVIIAC), Tortola, BVI
Hong Kong International Arbitration Centre (HKIAC), Hong Kong
Faculty of Advocates Dispute Resolution Service, Edinburgh, Scotland
Arbitration and Mediation Center of Armenia (AMCA), Yerevan, Armenia
Mauritius International Arbitration Centre (MIAC), Port Louis, Mauritius
GCC Commercial Arbitration Centre, Manama, Bahrain

**Adjudicator Nomination Body
Panel Membership**

Royal Institution of Chartered Surveyors
UK Adjudicators
Construction Industry Council
Chartered Institute of Arbitrators (Scottish Branch)
Chartered Institute of Arbitrators Presidential Panel
Faculty of Advocates Dispute Resolution Service, Edinburgh
TECSA
TECBAR

Dispute Resolution Boards FIDIC President’s List of Approved Adjudicators

Current Appointments:

2011 to date Board Member, Scottish Arbitration Centre (Founding Chairman 2011 to 2022)
(www.scottisharbitrationcentre.org).

2017 to date Chair, ICCA – NYC Bar – CPR Working Group on Cybersecurity in International
Arbitration

2013 to date Co-Director, International Centre for Energy Arbitration
www.energyarbitration.org

2015 to date Member, ICC UK Arbitration and ADR Committee
<http://www.iccwbo.uk/pages/dispute-resolution>

2008 to date Visiting Lecturer, LLM Construction Law, University of Strathclyde

2012 to date Honorary Lecturer, LLM International Arbitration Law, Centre for Energy
Petroleum Mineral Law and Policy, University of Dundee

2006 to date Chartered Institute of Arbitrators, Scottish Branch Committee member
(Chairman 2023-2025 term, Vice Chair from 2022 to 2023)

2024 to date Teaching Fellow, University of Aberdeen Law School

2024 to date Member of the Discipline Panel, Scottish Rugby

Past Appointments

2016 to 2022 Member, Scottish Civil Justice Council
www.scottishciviljusticecouncil.gov.uk

2018 to 2022 Congress Chair, ICCA 2022.
ICCA 2022 was the XXVth Congress of the International Council for Commercial
Arbitration, held in Edinburgh 18 to 21 September 2022

2018 to 2022 UK Member, ICC Commission on Arbitration and ADR

2011 to 2022	Convener, Law Society of Scotland Arbitration Accreditation Committee
2013 to 2018	External Examiner on the Construction Law and Arbitration LLM at Robert Gordon University
2011 to 2014	Visiting Lecturer in International Commercial Arbitration Law, University of Edinburgh

Professional Memberships: The Honourable Society of the Inner Temple
Faculty of Advocates
Chartered Institute of Arbitrators (FCIArb)
Worshipful Company of Arbitrators
Society of Writers to the Signet
International Bar Association
Royal Institution of Chartered Surveyors (FRICS)
International Council for Commercial Arbitration
London Court of International Arbitration
Asian Institute of Alternative Dispute Resolution (FAiADR)
Dispute Resolution Board Foundation
Silicon Valley Arbitration & Mediation Center
Adjudication Society
Society of Construction Law

Publications/Articles

Keeping Disputes Cybersecure in the Virtual Age, Dispute Resolution Magazine, American Bar Association Dispute Resolution Section · Apr 1, 2022

Online Dispute Resolution - Theory and Practice 2nd Edition (Chapter on Smart Contracts and Blockchain), Boomjuridisch 2021

Does a Right to a Physical Hearing Exist in International Arbitration (Scotland Chapter) ICCA Projects, 2021

"National Report Scotland" International Council for Commercial Arbitration (ICCA) International Handbook on Commercial Arbitration, 2019 (Kluwer Law International)

Handbook on Third-Party Funding in International Arbitration (Scotland Chapter) 2018 (Juris)

Getting the Deal Through – Arbitration Guide – Scotland 2014, 2015, 2016 Law Business Research

Arbitration World: Institutional and Jurisdictional Comparisons (Scotland Chapter) 5th Ed. Sweet & Maxwell, September 2015, and 6th Edition, December 2018

International Arbitration (Scotland Chapter), Chambers & Partners Publishing, 2015 and 2020

International Centre for Energy Arbitration, Initial Report, 2015, with Professor Peter Cameron

'Do we need Special Rules for Energy Disputes?', with Professor Peter Cameron and Andrew Mackenzie, IBA Arbitration News, March 2015

Kendall on Expert Determination, 2014, 5th Edition, Freedman and Farrell (contributed Scotland Section)

International Bar Association Arbitration Committee Arbitration Guide for Scotland 2013, revised 2018

"Commercial Sense" J.L.S.S. 2010, 55(12), 26-29.

Annotations to the Building (Scotland) Act 2003, Current Law, W. Green/Sweet and Maxwell

"New Scotland, New Danger" Cons. Law 1999, 10(9), 26-29