

CURRICULUM VITAE FOR BRANDON MALONE

LLB, LLM, DipLP, NP, FRICS, FCIArb, FAiADR, 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 30 years' 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 Appointed as an arbitrator in 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, partnership agreements, waste disposal contracts and commercial contracts. Cases have been seated in London, Singapore, Malta, and Poland under the laws of Scotland, England and Wales, Singapore, the State of Maryland and others. Cases range in value up to \$40,000,000.

Adjudicator Experience Appointed as a construction adjudicator in forty UK cases under the 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 building involved have included hospitals, hotels, public buildings and petrochemical plants. Disputes have ranged in value up to £10,000,000.

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 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
 Fellow of the Asian Institute of Alternative Dispute Resolution (FAIADR) 2018
 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
 L.S.S. Accredited Specialist in Construction Law, 2004 to 2022
 L.S.S. Accredited Specialist in Arbitration Law, 2011 to 2022
 Law Society of Scotland Approved Solicitor Arbitrator 2016 to 2022
 LSS Certified Specialist in Cybersecurity 2021 to 2022

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, New York (ICDR)
 Singapore International Arbitration Centre, Singapore (SIAC)
 Saudi Center for Commercial Arbitration, Riyadh (SCCA)
 Shanghai Arbitration Commission, Shanghai (SHAC)
 Bahrain Dispute Resolution Chamber, Bahrain (BCDR-AAA)
 China International Economic and Trade Arbitration Commission, Beijing (CIETAC)
 Asian International Arbitration Centre, Kuala Lumpur (AIAC)
 International and Investment Disputes Panel of the Arbitration Centre at RSPP, the Russian Union of Industrialists and Entrepreneurs, Moscow
 Energy Disputes Arbitration Center (EDAC), Ankara
 Abu Dhabi Global Markets (ADGM) Arbitration Centre, Abu Dhabi
 Thailand Arbitration Centre (THAC), Bangkok
 British Virgin Islands International Arbitration Centre (BVIIAC), Tortola
 Faculty of Advocates Dispute Resolution Service, Edinburgh
 Law Society of Scotland, Edinburgh

**Adjudicator Nomination Body
Panel Membership**

RICS
UK Adjudicators
Construction Industry Council
Law Society of Scotland
Chartered Institute of Arbitrators (Scottish Branch)
Chartered Institute of Arbitrators Presidential Panel
Faculty of Advocates Dispute Resolution Service, Edinburgh

Dispute Resolution Boards

FIDIC President's List of Approved Adjudicators

Current Appointments:

2011 to date	Board Member, Scottish Arbitration Centre (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 (Vice Chair from 2022, and Events Convenor 2006-2012)
2005 to date	Director (Vice Chair from 2011 - 2014) Centre for the Moving Image, Edinburgh
2010 to date	Director (Vice Chair from 2011 - 2014) Edinburgh International Film Festival

Past Appointments

2016 to 2022	Member, Scottish Civil Justice Council www.scottishciviljusticecouncil.gov.uk
2018 to 2022	Congress Chair, ICCA 2022 (www.icca2020.scot) 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 2022	Member, Law Society of Scotland Constitutional Law Committee

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

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