



RESUME ROD AIR

PERSONAL DETAILS

Name	Rod Air
Position	Claims Consultant
Nationality	Australian/UK dual
Telephone	+61 (0) 431 928 757
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Qualifications	Bachelor of Science in Quantity Surveying, Northumbria University UK (1986) Diploma in Arbitration, University College of Estate Management UK (2001)
Membership	Fellow of the Chartered Institute of Arbitrators, UK (2002)

OVERVIEW

35 years of professional experience in Construction with a focus on Commercial Management, Contract Administration, Claims and Dispute Management. Worked on both the Contractor and Client side on large high-profile projects in Australia, Hong Kong, Philippines, and Indonesia.

Areas of experience include Infrastructure (Highways, railway tunnel, pipelines, mining); Power Generation (Thermal and solar); and Commercial (High-rise, Casino Integrated Resort).

Flexible and adaptable; experienced across the whole commercial process including Feasibility Studies, Estimating, Procurement, Contract Administration, Commercial Claims Analysis, Claims Preparation/Rebuttal, Insurance Claims, Dispute Resolution, Arbitration.

Specialize in the analysis of Contractual and Commercial aspects of Projects with an emphasis on protecting stakeholders, highlighting what might go wrong before it does go wrong, and ensuring proper administration of the Contract to minimize risks and maximize returns.

WORK EXPERIENCE

2021 – Present

Claims Consultant

RODAIR Consultants P/L

Infrastructure & Commercial Projects, Sydney, Australia

- Identifying Claims & Delay Entitlement/ submittal of fully detailed Claims.
- Advising on Contract and Dispute Resolution matters
- Identifying Claims opportunities within Contract Documents.
- Management of Notice letters to ensure timely submittals within Contract timeframe.
- Pricing of Variations

2016 to 2021

Claims and Contracts Lead

Aboitiz Power, Project Development and Execution, Manila, Philippines

Commercial Lead in Project Development & Execution (PDE) Team.

Therma Visayas Inc: 300 MW CFB thermal power plant in Cebu with associated Sub-Station and Transmission Line

- Head contract correspondence.
- Review and response to Contractor Claims and Variations.
- Liaison with Programming Consultant analyzing Contract delays and EPC EOT claims and drafting formal response to EOT Claims.
- Preparation of Contracts.
- Preparation and Administration of Insurance Claims.
- Preparation for Arbitration proceedings and drafting for Settlement Agreement.

Sacasun: 59 MW solar power plant in Negros Occidental

- Head contract correspondence; Prosecuting Claim against Consultant and EPC for defective works and Final Settlement.

GNPD: 2 x 660 MW Super Critical thermal power plant in Bataan

- Independent review of EPC claim for delay and EOT and preparation of report to Management; Review & report on Claims and Variations.

Pagbilao 3: 420 MW CFB thermal power plant in Quezon

- Review of EPC Claims and Variations and recommendation for Settlement; Negotiation for close out of Final Settlement Agreement.

2015 to 2016

Commercial Director

San R Construction, Manila, Philippines

Commercial Director overseeing all commercial matters on projects around the Philippines: spillway dam near Baguio, aircraft hangar/office at Manila International Airport, geothermal power plant in Mindoro and infrastructure for housing development at El Nido, Palawan. Duties include:

- Management of accounting/ commercial/ procurement teams.
- Management of procurement team to ensure best value purchasing.
- Support to site teams on contractual correspondence, variations, commercial claims, insurance claims and disputes.
- Contract drafting to ensure most favorable commercial terms

- 2013 to 2015** **Commercial Director**
HanmiGlobal Co., Ltd, Manila, Philippines
Okada Resorts, a USD 2bn casino and integrated resort in Manila Bay. Senior commercial role for the Owner's project manager; Manage a team of contract engineers and quantity surveyors. Duties include:
- Commercial management of design consultants.
 - Preparation of tender packages, tender administration, and award.
 - Supervision of QS consultant.
 - Cost planning, variations, commercial claims and EOT claims.
 - Monthly progress report and correspondence on behalf of Owner.
- 2012** **Claims Consultant**
Contract Dispute Consultants Ltd, Hong Kong
Preparation of claim documents on Stonecutters Bridge, a HK\$ 2.76bn cable stay bridge for MHYHJV (Maeda, Hitachi Zosen, Yogogawa, Hsin Chong JV).
- 2003 to 2012** **Commercial Manager/ Contract Manager**
Leighton Contractors (Asia) Ltd, Hong Kong
2011 – 2012: Guangzhou-Shenzhen-Hong Kong Express Rail Link
XRL Contract 822, Tse Uk Tsuen to Shek Yam Tunnels; 7.65km long tunnels in twin and single track, drill and blast, including 2 ventilation buildings, access portals and temporary magazines. Duties include:
Preparation of claims, variations, monthly reports, monitor tunneling progress and managing contract entitlements against contract geotechnical baseline.
- 2009: Central Reclamation Phase 3, Hong Kong**
Seconded to CR3 project to review and prepare report on historical Claims submitted and make recommendations for future Claims strategy.
- 2003 – 2010: North Luzon Expressway, Philippines (NLEX)**
From 2003 to 2007 rehabilitation of existing 84km expressway from Metro Manila to Clark Pampanga including interchanges, toll plazas, buildings, and fixed operating equipment. From 2008 to 2011 dispute manager on Hong Kong based arbitration with asphalt subcontractor. Duties include:
Monthly progress and financial report; EOT and contract claims; monthly newsletter; liaison for right of way; Managed arbitration office including preparation of pleadings and counterclaim, witness statements, discovery and support to legal team and experts.
Support to Leighton Philippines Mining projects at Rapu-Rapu and Masbate including preparing insurance claim for Typhoon damage and conducting Safety Audit.
- 2001 to 2002** **Quantity Surveying and Legal Manager; PT McConnell Dowell Indonesia**
TUNU phase 8, East Kalimantan, Indonesia
Installation of gas pipelines including HDD crossings with installations offshore and onshore in swamp.

Managed a team of QS's/ Programmer to comply with notice provisions, ensure timely submission of variations and establish EOT entitlement.

1999 to 2001

**Section Leader, Civil and Building Variations; Nishimatsu Construction
Hong Kong Airport Railway Station**

Managed a team of QS's for the preparation of building and civil variations; Supervised review of contract documents to ensure claimed full entitlements. Member of team on mediation held with Owner resulting in final settlement and avoidance of Arbitration.

1997 to 1999

QS Consultant

Preparation of claims and variations in Hong Kong and PRC including CLP Substation; Office in Shanghai; Tsing Yi Airport Railway Station.

1995 to 1997

Contracts Engineer; Hong Kong Mass Transit Railway Corporation

Tseung Kwan O/ Quarry Bay Railway Extensions: *Feasibility Study/ Preliminary Design for proposed railway extensions. Preparation of cost estimates, letting of contracts, contract administration, reports for submission to Government. Managed Design Consultants to ensure feasibility studies were completed on time and within budget.*

1991 – 1995

QS Consultant

Contract administration for Kilpatrick Green on various projects in Sydney.

Contract administration on above ground pipeline at Mobil Jurong, Singapore.

Contract administration and claims support for MEPF contractor, Suntec City, Singapore.

Claims preparation on hydrogen peroxide plant, New Zealand.

1988 – 1990

Leighton Contractors; *Contract administrator on 321 Kent St office tower, Sydney, Australia.*