

VIAC – Questionnaire for Mediators

1. **Name:** Roger RIBEIRO

2. **Nationality:** French

3. **Contact information**

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4. **Education and professional experience (original profession; where did you study?):**

See my cv

5. **Core area of current professional activity:**

Contract and Procurement manager, Construction expert, Mediator, Adjudicator, FIDIC DAB (Dispute Adjudication Board).

Area of specialization : motorways, roads, railway, precast bridges, post-tensioning, stay cables, repair and strengthening in structures, tunnels, slopes, multiple use pipe, sewage water , heating and buildings.

6. **Accreditation in the field of ADR (including relevant trainings and connected qualifications):**

- CI Arb (Chartered Institute of Arbitrators)

7. **Practical experience in mediation**

- How many (international) mediations have you participated in
 - as single/co-mediator/in a team? 2
 - administered by an institution; under which Rules? Fidic contract provisions
 - in which areas/fields? Building and railway construction projects
 - how complex (*please provide examples, participation of lawyers/experts*)?

Case 1: Single Mediator, Rehabilitation of building (Lviv/Ukraine), participation of lawyers and parties' appointed experts

Case 2: Single Mediator, Railway project (Podgorica/Montenegro), participation of lawyers and parties' appointed experts

- How often have you acted in a different function (e.g. consultant, expert)?
 - As Construction expert (Ukraine)
 - As Adjudicator: 2 cases (Montenegro)
 - As Council : 1 case (Burundi)
- What other ADR-experience do you have?

None

8. Languages (including levels)

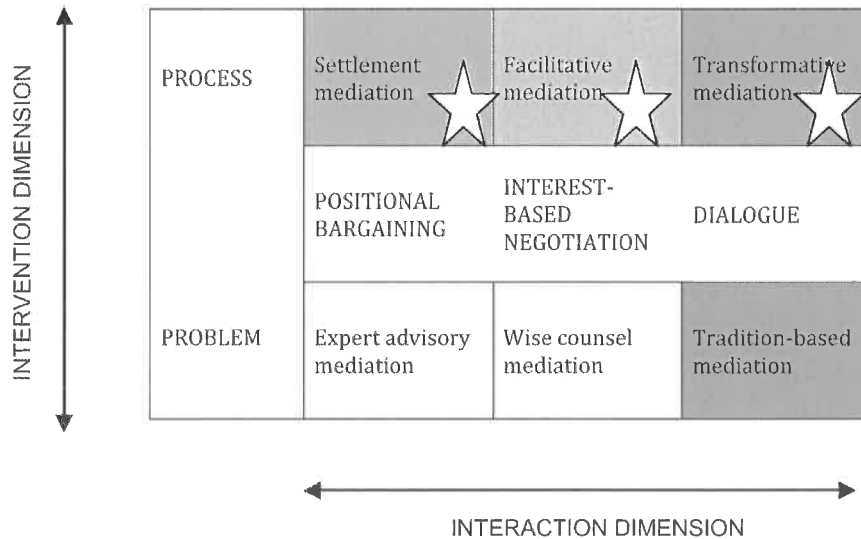
Mother tongue: French

Working languages : English, Portuguese, Spanish

Basic knowledge: Serbian

9. Style of mediation

Where do you see yourself? Please tick box as appropriate or indicate your preferred style.



© Alexander, Nadja (2011) "The Mediation Meta-Model - the realities of mediation practice," *ADR Bulletin*: Vol. 12: No. 6, Article 5.

Available at: <http://epublications.bond.edu.au/adr/vol12/iss6/5>; see also here for a detailed description of the 6 mediation styles.

10. Please describe aspects of your personality which could be interesting to clients you are going to mediate; what would former clients emphasize in your work?

- Listening the parties
- Neutrality, Impartiality and confidentiality
- Available
- Experience in Dispute resolution
- Expertise in Construction industry

11. Publications and other activities in ADR related matters (e.g. training sessions, seminars, conferences, articles and others):

Publications:

- DAB Mentoring Programme / DRBF Forum / Volume 17 - issue 2 June 2013
- Construction Dispute Prevention / DRBF Forum / Volume 17 - issue 3 September 2013
- Construction Contracts in Ukraine / DRBF Forum / Volume 19 - issue 3 December 2015
- Abnormally Low Tender and Construction Disputes / DRBF Forum Volume 21 – issue 1 February 2017
- The use of BIM in Dispute avoidance / under preparation
- Adapting FIDIC form of Contracts in Ecuador / under preparation
- Adapting FIDIC form of Contracts in Ukraine / under preparation

Trainings:

- FIDIC dispute board pupillage mentoring scheme / March 2011 – September 2012
- “Understanding dispute boards” / DRBF / June 2010 – Bucharest (Romania)
- “Managing, defending and making claims under FIDIC Contracts” / Cornerstone - module 2 / November 2010 – Barcelona (Spain)
- “The MDB harmonized major works construction contract” / FIDIC events/ January 2011 – Brussels (Belgium)
- “The use of the FIDIC yellow book for infrastructure projects” / Fenwick Elliott / March 2011 – Bucharest (Romania)
- “Dispute adjudication under FIDIC 1999 Conditions of Contract” / Nestor - module 3 / October 2011 – Copenhagen (Denmark)
- “International construction disputes: dispute board and arbitration” / Milan chamber of arbitration / December 2011 – Milan (Italy)
- “The impact of “Arab Spring” on contracts and business operations : Legal options available to companies” / December 2011 – Milan (Italy)
- “Introduction to ADR” / CIArb / July 2012 – London (UK)
- “Module 1 – Law of obligations and civil evidence” / CIArb / October 2012– May 2013 / London (UK)
- An introduction to Engineers Professional indemnity Insurance / BTS / April 2013 - London (UK)
- 13th annual International conference / “Dispute Boards : effective Dispute Avoidance and Resolution / DRBF / May 2013 – Paris (France)
- “Module 2 – The law of International commercial arbitration” / featuring the UNCITRAL Model Law / CIArb / July 2013–February 2014 / London (UK)
- 2^{sd} annual International conference / “Sustainable Highways : Design, Construction, Maintenance” / FAYAT / October 2013 – Timisoara (Romania)
- “ Which seat of arbitration to choose” / FBLS conference / November 2013 – Paris (France)
- “Module 3 – International arbitration – Practice and Procedure ” / CIArb / March 2014– on going / London (UK)
- VI International Arbitration Conference / Faculty of law / April 2014 – Belgrade (Serbia)
- Debate on “Expert Evidence in International Construction Disputes : Common law v Civil law perspectives” / White & Case / May 2014 – Paris (France)
- FIDIC Training Series / Pinsent Masons / 2015 – Paris (France)

- EPC and International PPP Contracting Training Series / Pinsent Masons / 2016 - Paris (France)
- The role of the Arbitrator: Adjudicator, Truth-seeker, Mediator? / Freshfields Bruckhaus Deringer LLP / June 2016 – Paris (France)
- FIDIC Conference contract users / 2016 - London

12. Memberships in mediation institutions / functions in mediation institutions/organizations:

- Member of Society of Construction Law (UK)
- Member of Dispute Resolution Board Foundation (USA)
- Member of Chartered Institute of Arbitrators (UK)
- Member of the EFCA BIM/FIDIC Task Force

13. Special expertise or specializations (*please list a maximum of three*) in your ADR-practice:

- Construction mediation
- Prevention and resolution of Disputes

14. Soft Skills (e.g. intercultural competences):

Have been working in many countries having different cultures, approaches and nationalities.

France, Spain, Portugal, Saudi Arabia, Mozambique, Montenegro, Romania, Burundi, Rwanda, Republic Democratic of Congo, Republic of the Congo, Yemen, Liberia, Ukraine, Madagascar, Ecuador, Kosovo, Jamaica, Ivory Coast, Bhutan, Kyrgyzstan, Colombia, Uzbekistan.


15. How do you ensure your professional quality (e.g. coaching, practice supervision, etc?)

- Frequent Exchange of experience
- Assistance by expert if needed

16. Date of birth: 17/09/1974

I have completed this questionnaire to the above to the best of my knowledge and believe it is accurate. I understand that the above information will be used for VIAC's internal use and may be given to interested persons or may be published on VIAC's website.

Date and signature


03.04.2017

Roger RIBEIRO

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Contract, Procurement & Claim Manager / Civil engineer

Key qualifications:

- Providing Ad-hoc technical and contractual advices or opinions to Clients;
- Drafting tenders and contracts;
- Rendering a decision within a contractual time;
- Representing "the Engineer" or "the Employer" during DAB's hearing and site visits;
- Acting as council during international arbitration proceedings;
- Public and in-house training lectures in Contract, Procurement and Claim management

Professional cursus:

- From 2014: Group's Contract and Procurement Manager (Egis group)
- From 2006 to 2013 : Site Contract Manager/ Claim Expert (Egis group)
- From 2004 to 2005 : Site Project Manager / Freyssinet (Vinci group)
- From 2002 to 2003 : Site Project Manager - Designer / Saudi Oger group
- From 1999 to 2001 : Site Project Manager / Freyssinet (Vinci group)

Positions assumed in the projects: Manager, Employer's consultant, expert, designer, PMC/engineer, contractor.

Nature of works involved: motorways, roads, railways, tunnels, bridges, buildings, industrial plants.

Geographic zones of activities: France, Spain, Portugal, Saudi Arabia, Mozambique, Montenegro, Romania, Burundi, Rwanda, Republic Democratic of Congo, Republic of the Congo, Yemen, Liberia, Ukraine, Madagascar, Ecuador, Kosovo, Jamaica, Ivory Coast, Bhutan, Kyrgyzstan, Colombia, Uzbekistan.

Education:

Université de Metz / France - 1997

B.Sc (Hons) in civil engineering

ESTP Paris / France - 1999

M.Sc in civil engineering

CI Arb / London - 2014

Advanced Certificate in International Arbitration

Languages: English, French, Portuguese, Spanish

Publications:

- DAB Mentoring Programme / DRBF Forum / Volume 17 - issue 2 June 2013
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Professional bodies membership:

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Panel Listings:

- Court of Arbitration in Montenegro, listed arbitrator
- Centro de Arbitraje de Mexico, listed arbitrator
- Centro de Arbitragem e Conciliação de Cabo Verde, listed arbitrator
- Camara de comercio / centro de arbitraje de Lima – Peru , listed expert
- FIDIC, listed International Speaker