

Reg Reynolds

Resume of Relevant Experience - Contract Claims and Dispute Resolution

Reg is a professional engineer with more than 33 years at senior and executive management levels in the mining and power industries with responsibility for managing ZAR multibillion mega-projects in the mining and power industries.

During his career on the mines, he rose through the ranks from Section Engineer to Divisional Engineer to Chief Engineer. Amongst other responsibilities, he was the **project engineer** on a variety of building, civil, mechanical and electrical projects, which included, amongst others:

Upon transfer to Anglo-American's head office as a **Senior Divisional Mechanical & Electrical Engineer**, he was the Engineering Manager and **Project Manager** for a new export colliery's surface works which included:

- civil, building, mechanical and electrical works for coal stockyards, stackers, reclaimers, washing plants, rapid loading rail terminal, office buildings and workshops.

Thereafter he was **project manager** of all surface plant and equipment for the New Vaal Colliery, providing coal to the Lethabo Power Station, including.

- draglines, civil works, buildings, mechanical and electrical works for coal stockyards, stackers, reclaimers, washing plants, office buildings and workshops.

His responsibilities as project engineer and project manager in all of these roles involved

- Contract management, interfacing with the contractor's contract managers, which included negotiating and resolving numerous construction claims.

In 1988, he accepted an offer from Eskom for the position of **Executive Project Manager** of the new Majuba Power Station project responsible for the

- Project management and construction of all the associated civil, mechanical, electrical and building works

Where his interaction with contractors, including discussions and negotiations with respect to claims continued mostly at the director and CEO level of major international

engineering companies. Three years later he was promoted to **Engineering Projects Manager** in what was then Eskom's Engineering Group,

- Responsible for all capital construction projects in Eskom.

During this time, he inherited the task of having to close out dozens of contracts and many associated claims left unresolved from previous power station projects that had been taken over for beneficial occupation but still had unresolved contract claims that prevented the closing out of the contracts. A challenging task as most of the players in both the employers' and contractor organisations had moved on. He formed what came to be known as the Eskom Contract Claims Committee, which today would be recognised as some form of Dispute Adjudication Board with technical, legal and commercial representation. He was instrumental in introducing NEC into Eskom, which remains today possibly the largest single user of NEC worldwide.

Upon the disbanding of the Engineering Group at the end of the new build programme at that time, he motivated the establishment of a business unit in the Generation Group to undertake and manage large capital construction projects and major capital refurbishments in the group, which he headed for another seven years before asking for early retirement in 2000 to start his own business. During this time, he

- oversaw and managed many construction contract claims, now mostly NEC-based.

Throughout his career he has been interested in dispute resolution and always took the lead in personally negotiating large value and complex contract claims disputes. Power station managers and other divisions regularly consulted him on claims matters.

In April 2008, in the midst of the load-shedding crisis the CEO asked him to return to Eskom as a **Senior Engineering Consultant** with an open mandate to

- advise, oversee, intervene if necessary or do whatever may be necessary to help establish the new Power Station Projects.

He oversaw:

- The establishment of the project's commercial and procurement procedures in this capacity (amongst many others) and established the procedures for managing claims and variations.

Most of the contracts were FIDIC 1999 Red and Yellow Book.

He also mediated several large civil claims. (FIDIC 1999 Red Book)

It was during this period that he undertook the Fellowship course and examinations with the Association of Arbitrators to formalise his knowledge. May 2012

He then completed the Certificate Programme in Construction Adjudication at the University of Pretoria Continuing Education unit. 2014.

He obtained Conflict Dynamics and Africa Centre Dispute Settlement (Stellenbosch University) credentials in mediation in 2013, followed by CEDR (London) credentials in 2014.

His current activities are centred on arbitration, adjudication, consulting and amicable settlement.

Relevant Qualifications.

Pr.Eng.	- ECSA
B.Sc. (Eng.) (Electrical)	- University of the Witwatersrand
Fellow	- Association of Arbitrators
Fellow	-Botswana Institute of Arbitrators
Commercial Mediator	- CEDR/ Conflict Dynamics/ACDS
Special Course in Construction Law.	- Association of Arbitrators.
Certificate in Construction Adjudication	- University of Pretoria
NDT (Mechanical and Electrical)	- Witwatersrand Technikon
Govt. Certs. of Competency (Mechanical): Mines and Works	
Govt. Certs. of Competency (Electrical): Mines and Works	
MDP (Management Diploma Programme)	- UNISA SBL