

David Fearon

Call 2013



Clerks' Details

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Appointments

- ADR Group accredited civil and commercial mediator
- TECBAR Panel
- Association of Northern Mediators
- ADR Group Mediator Panel

Memberships

- Gray's Inn
- Law Society
- Northern Circuit
- Fellow of the Chartered Institute of Arbitrators (FCIArb)
- Chartered Quantity Surveyor (MRICS)
- Chartered Builder (MCIQB)
- Technology and Construction Bar Association
- Society of Construction Law
- Adjudication Society
- Northern Circuit Commercial Bar Association

Alternative Dispute Resolution CV Overview

David is a specialist in construction, engineering and process engineering work who also deals with general commercial dispute resolution in relation to a wide range of matters including general property related disputes, supply only contracts, labour only contracts, supply of goods and services, IT, disputes with utility providers, specialist manufacturing contracts and associated issues and damage arising from hazardous materials, negligence and nuisance.

David is a Fellow of the Chartered Institute of Arbitrators and has experience of and accepts appointments as adjudicator, arbitrator, and legal adviser to arbitrator.

He is an ADR Group accredited civil and commercial mediator, a qualification recognised and approved by the Civil Mediation Council and accredited by the Solicitors' Regulation Authority and General Council of the Bar. David is also a member of the TECBAR Panel, ANM and ADR Group Mediator Panels.

His professional qualifications, extensive practical experience and technical knowledge aid him in providing early case assessments and advise and dispute resolution support on a wide range of contractual and professional negligence matters.

David has acted for a wide variety of clients including international employers, developers, consultants, major, medium and small contractors and specialist sub-contractors, individuals and insurers.

David is a registered public access practitioner.

Recommendations

The Legal 500

“David is always efficient, effective, empathetic and organised.”

Ranked Tier 1 for Property and Construction

“David is very approachable and takes an informal, hands on approach. He is practical and good technically. It is a pleasure to work with him.”

“A real depth of experience and specialist knowledge of the construction sector. He is probably the most effective and formidable cross-examiner I have ever seen.”

“A tenacious advocate with strong industry experience.”

“Clients love his calm, smooth manner.”

“A great strategist with a good client manner.”

Chambers and Partners

Ranked Band 1 for Construction

“David is the best barrister I have worked with. He is incredibly knowledgeable and very confident. David is always reachable and works very quickly. His client service is excellent, he has a very pragmatic approach.”

“David threads all of his experience together and provides an excellent service. Clients love him, because he is able to relate everything with a commercial vision.”

“He is excellent at establishing a very good rapport with the client, not least because of his deep technical understanding of the construction industry.”

“He is incredibly helpful and there is great depth to his work.”

“He is a fantastic construction lawyer, has a good presence with the clients and varied experience, and is able to relate to people.”

“He has huge experience. He was previously a quantity surveyor, which means he has fantastic technical knowledge, is very popular with clients and is pragmatic and commercial.”

“He understands and gets on with the client. He is very hard-working and is prepared to put in all the time necessary, even on holiday.”

“Has an advantage at the Construction Bar as he has had a career in the industry previously,

so he understands how things work in practice.” “He has a technical background and knows the industry very well.”

“An excellent practical lawyer, who talks the language of the industry.” “His attention to detail and knowledge of the law is unmatched. He is great fun to work with.”

“His practice comprises both contentious and non-contentious matters, with his quantity surveying background giving him an advantage”.

“Because he’s been on both sides of the fence he knows how it all works.”

“Fearon has a background in construction as a quantity surveyor and project manager, and is known for his “pragmatic way of looking at things, carefully balancing the cost and the benefit”.

“A commercially sharp, able negotiator...”

“...he is experienced in dispute resolution, as well as non-contentious construction matters.”

David was named *Construction Disputes – Barrister of the Year – UK* at the [Lawyer Monthly Legal Awards 2018](#).

David was awarded *Construction Disputes Barrister of the Year* at the 2021 [Lawyer Network Annual Awards](#).

Cases

ARBITRATION

David has advised and appeared in numerous arbitrations. Examples include:

Acting for landowner in multimillion pound arbitration involving ascertainment of land value for housing development

Acting for modular builder in multi million pound dispute with main contractor on student accommodation.

Acting for private clients in consolidated arbitration proceedings involving a contractor’s loss and expense and final account claims and their claims arising from defective workmanship and delay in completing the works.

Defending claims brought against consultants by Local Authority on complex engineering issues in marine protection works

Acting for ground work contractor in disputes with main contractors including arbitration.

ADJUDICATION/ADR

David has advised and acted in dozens of adjudications, and many associated enforcement proceedings. These range from relatively low value payment disputes to multi million pound disputes. Examples include:

Acting for contractor in relation to multi million pound dispute concerning decommissioning and demolition works to a British nuclear power plant including adjudication with value of circa £25,000,000.

Acting for Local Authority on dispute with a contractor concerning defective works and loss and expense claims at a leisure and sports centre.

Acting in sundry disputes on behalf of housing developer on numerous sites relating to consultant's fees, claims by statutory undertakers and claims against contractors for defective workmanship

Acting for specialist ground-work sub-contractor in disputes with main contractor across multiple sites involving serial adjudications.

MEDIATION

David has acted as mediator and assisted parties in numerous mediations.