

CURRICULUM VITAE FOR PROFESSOR BRANDON MALONE

LLB, LLM, DipLP, FRICS, FCIArb, WS, Advocate, Barrister, Arbitrator, FIDIC Certified Adjudicator, Mediator

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Profile

Brandon Malone is an Advocate at the Scottish Bar and a Barrister in England and Wales, based in Edinburgh and London. He is an international arbitrator, construction adjudicator and FIDIC Certified Adjudicator with more than 30 years' experience in commercial dispute resolution. His practice focuses on construction, engineering, energy, infrastructure and technology disputes. He has acted as sole arbitrator, co-arbitrator and presiding arbitrator in more than 20 ad hoc and institutional proceedings, and has received more than 60 appointments under the UK statutory adjudication regime. His work at the intersection of technology and dispute resolution encompasses digital assets, blockchain, artificial intelligence and cybersecurity. He conceived and established the Scottish Arbitration Centre and served as its founding chair from 2011 to 2022. He remains a director, represents the Centre at UNCITRAL and is a Visiting Professor at Strathclyde Law School.

He proposed and established the ICCA/NYC Bar/CPR Working Group on Cybersecurity in International Arbitration. He represents the Scottish Arbitration Centre at UNCITRAL. He is a Visiting Professor of Arbitration Law and Practice at the University of Strathclyde.

Within Scotland, Brandon has served as a committee member of the Scottish Branch of the Chartered Institute of Arbitrators since 2006, serving as the chair of the committee from 2023 to 2025. He also served two terms as a member of the Scottish Civil Justice Council, appointed by the then Lord President, Lord Carloway.

Arbitrator Experience

Brandon has been appointed as an arbitrator in over 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 cryptocurrency and blockchain, property development agreements, energy infrastructure projects, road construction, partnership agreements, waste disposal contracts and commercial and agency contracts. Seats have included London, Singapore,

Malta, Paris, and Poland. Governing laws have included Scots law, English law, Singapore law, Kenyan law, Armenian law and Maryland law.. Claims have ranged in value up to US\$50,000,000. Recent representative cases include a presiding arbitrator appointment in a large energy infrastructure dispute in East Africa, and a sole arbitrator appointment by SIAC in an infrastructure dispute between a Chinese contractor and a West Asian government.

Adjudicator Experience

Since 2015, he has received more than 60 appointments as a construction adjudicator under the UK statutory adjudication regime. 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 projects and assets have included hospitals, hotels, public buildings and petrochemical facilities. Disputes have ranged in value up to US\$15,000,000.

Admissions

Scotland: Advocate, 2022 - present (Formerly Solicitor 1993-2022, Solicitor Advocate (Civil) 2002-2022)
 England and Wales: Barrister 2021- present (Formerly Solicitor 2017-2021, Solicitor Advocate (Civil) 2021,)
 DIFC Court, Dubai, UAE: Part II Registered Practitioner, Rights of Audience, 2021 - present

Arbitrator

Roster Membership:

International Centre for Dispute Resolution (ICDR), New York, USA
 Singapore International Arbitration Centre (SIAC), Singapore
 Dubai International Arbitration Centre (DIAC), Dubai, UAE
 Saudi Center for Commercial Arbitration (SCCA), Riyadh, Saudi Arabia
 Shanghai Arbitration Commission (SHAC), Shanghai, China
 China International Economic and Trade Arbitration Commission (CIETAC), Beijing, China
 Abu Dhabi International Arbitration Centre (arbitrateAD), Abu Dhabi, UAE
 Qatar International Center for Conciliation and Arbitration (QICCA), Doha, Qatar
 KCAB International, Seoul, South Korea
 Asian International Arbitration Centre (AIAC) , Kuala Lumpur, Malaysia
 International and Investment Disputes Panel of the Arbitration Centre at RSPP, the Russian Union of Industrialists and Entrepreneurs, Moscow, Russia
 Energy Disputes Arbitration Center (EDAC), Ankara, Turkey
 Abu Dhabi Global Market (ADGM) Arbitration Centre, Abu Dhabi, UAE
 Thailand Arbitration Center (THAC), Bangkok, Thailand
 BVI International Arbitration Centre (BVIIAC), Tortola, BVI
 Hong Kong International Arbitration Centre (HKIAC), Hong Kong
 Faculty of Advocates Dispute Resolution Service, Edinburgh, Scotland
 Arbitration and Mediation Center of Armenia (AMCA), Yerevan, Armenia
 Mauritius International Arbitration Centre (MIAC), Port Louis, Mauritius
 GCC Commercial Arbitration Centre, Manama, Bahrain

Adjudicator Nomination Body

Panel Membership

Royal Institution of Chartered Surveyors
 UK Adjudicators
 Construction Industry Council
 Chartered Institute of Arbitrators (Scottish Branch)
 Chartered Institute of Arbitrators Presidential Panel
 Faculty of Advocates Dispute Resolution Service, Edinburgh
 TECSA
 TECBAR

Dispute Resolution Boards

FIDIC President's List of Approved Dispute Adjudicators

Career to Date

2026 – present	Visiting Professor of Arbitration Law and Practice, Strathclyde Law School, the University of Strathclyde
2022 – present	Member of the Faculty of Advocates, Ampersand Advocates, Edinburgh www.ampersandadvocates.com
2021 – present	Arbitrator, Arbitra International, London, Washington DC, Abu Dhabi www.arbitra.co.uk
2019 – present	Senior Legal Consultant, HFI Consulting International, Aberdeen and Dubai www.hfi-consulting.com
2018 – present	Barrister and Arbitrator, Door Tenant, Quadrant Chambers, London www.quadrantchambers.com
2014 – 2022	Director, Brandon Malone & Company, Edinburgh www.brandonmalone.com
2011 – 2014	McClure Naismith LLP, Edinburgh, Glasgow, London, Partner, Head of Contentious Construction and Arbitration
1997 – 2011	Bell & Scott LLP, Edinburgh (Partner from 2001 to 2011)
1992 – 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
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

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

Current Appointments:

2011 – present	Board Member, Scottish Arbitration Centre (Founding Chairman 2011 to 2022) (www.scottisharbitrationcentre.org).
2017 – present	Chair, ICCA – NYC Bar – CPR Working Group on Cybersecurity in International Arbitration

2013 – present	Co-Director, International Centre for Energy Arbitration www.energyarbitration.org
2015 – present	Member, ICC UK Arbitration and ADR Committee http://www.iccwbo.uk/pages/dispute-resolution
2008 – present	Visiting Lecturer, LLM Construction Law, University of Strathclyde
2012 – present	Honorary Lecturer, LLM International Arbitration Law, Centre for Energy Petroleum Mineral Law and Policy, University of Dundee
2006 – present	Chartered Institute of Arbitrators, Scottish Branch Committee member (Chairman 2023-2025 term, Vice Chair from 2022 to 2023)
2024 – present	Teaching Fellow, University of Aberdeen Law School
2024 – present	Member of the Discipline Panel, Scottish Rugby

Past Appointments

2016 – 2022	Member, Scottish Civil Justice Council www.scottishciviljusticecouncil.gov.uk
2018 – 2022	Congress Chair, ICCA 2022. ICCA 2022 was the XXVth Congress of the International Council for Commercial Arbitration, held in Edinburgh 18 to 21 September 2022
2018 – 2022	UK Member, ICC Commission on Arbitration and ADR
2011 – 2022	Convener, Law Society of Scotland Arbitration Accreditation Committee
2013 – 2018	External Examiner on the Construction Law and Arbitration LLM at Robert Gordon University
2011 – 2014	Visiting Lecturer in International Commercial Arbitration Law, University of Edinburgh

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
 Adjudication Society
 Society of Construction Law

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