

## ***CURRICULUM VITAE***

**Name:** Mark Douglas Ambrose QC

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**Qualifications:** Admitted to the Supreme Court of Queensland, 1997  
Admitted to the High Court and Federal Court, 1999

**Professional Associations:** Member of the Bar Association of Queensland  
Member of the Chartered Institute of Arbitrators  
Member of the Society of Construction Law Australia  
Member of the Building Dispute Practitioners Society  
(Queensland Branch)

### **Professional Experience:**

Commenced practice in February 1998.

Appoint silk in 2018.

I have developed a practice specialising in building and construction disputes generally, with a focus on major projects and infrastructure. This includes challenges to adjudication decisions under interim Payment Act regimes.

I have been appointed to act both as the expert for expert determination and as arbitrator in commercial arbitration with respect to a construction disputes.

I am regularly briefed by interstate solicitors for matters in Queensland and interstate, as well as by Queensland solicitors on interstate matters. I am briefed on behalf of national and international companies with respect to both domestic and international disputes. I am a member of Maxwell 42 International Arbitration Chambers in Singapore.

I have represented local authorities, insurers and regulatory authorities (including the QBCC and the Queensland Board of Engineers).

In addition, I am regularly retained, to act as mediator in both construction and general commercial disputes.

My practice has for the last 10 years consisted predominantly of building and construction litigation, arbitration and expert determination. I have been briefed with respect to:

- (a) large infrastructure projects such as:
  - (i) the south east Queensland water grid;
  - (ii) Gold Coast light rail development;
  - (iii) Curtis Island (Gladstone LNG development) water and sewerage implementation (pipeline trenching and horizontal directional drilling);
  - (iv) Gladstone Harbour marine dredging and pipeline developments;
  - (v) transport infrastructure rectification after flooding events.
- (b) mining and resources infrastructure such as;
  - (i) the construction of LNG pipelines, pump stations and associated works;
  - (ii) coal processing and handling plants (in Queensland and New South Wales);
  - (iii) gold and copper processing plants (Solomon Islands and Botswana);
  - (iv) coal terminal loading facilities.
- (c) Large domestic and commercial construction including;
  - (i) high rise apartment complexes in Brisbane, the Gold Coast and New South Wales (including non-fire resistant cladding issues);
  - (ii) concrete slab defects in warehouses and regional distribution centres;
  - (iii) bulk earthworks for large scale subdivisions;
  - (iv) the construction of large mining accommodation camps;
  - (v) the construction of automated warehouse facilities.

My recent and current matters include:

- Acting for a local authority on an expert determination regarding the construction (and associated defects, delay and variation claims) for pipeline construction associated with development on a regional island.
- Acting for an international contractor on a contractual dispute with respect to a significant marine dredging contract works.
- Acting for an international contractor regarding a large arbitration (conducted in Singapore) to resolve disputes arising from a design and construct contract for LNG pipelines and associated works.
- Acting for an international client regarding disputes arising from the construction of a large sub-zero fully automated warehouse distribution facility.
- Acting for a multinational client regarding alleged defects on a high-rise construction project related to external cladding.
- Acting for the insurers of an engineering firm in a multiparty proceeding in the Federal Court with respect to defects in a high rise apartment complex.

- Advising with respect to the merits and strategy of a claim by a contractor against a local authority with respect to the horizontal directional drilling of two 1800m pipelines for the carriage of water and sewerage.
- Acting for the insurers of a geotechnical firm in a multiparty proceeding in the Supreme Court with respect to alleged foundation defects in a suburban accommodation development.
- Acting on behalf on a principal against a contractor and firm of structural engineers with respect to defects in the roof design and construction of mining camp accommodation buildings.
- Acting on behalf of the insurer of a firm of civil and structural engineers in a multiparty proceeding in the Supreme Court with respect to alleged defects in the construction of a regional supermarket distribution centre.
- Advising an engineering company as the merits and quantum of a potential claim for works undertaken on a coal handling and processing.
- Preparing a statement of claim and advising in regards to defects in an inner city high-rise apartment complex. The plaintiffs included the body corporate for the building and over one hundred and ninety individual unit owners. The issues included consideration of whether a duty of care is owed by a builder and developer to a body corporate, which has been the subject of recent appellate consideration in New South Wales (a matter that was subsequently the subject of a High Court decision).
- Acting for the insurer for a firm of engineers in an arbitration with respect to breach of contract and negligence relating to the design of a supermarket distribution centre.
- Acting for a contractor in a *Subcontractors' Charges Act* proceeding where the amount in dispute is in excess of \$6m. Judgment on an Originating Application was obtained for the outstanding contract sum.