

Phillip Greenham, BSc, LLB, AAIPM, FAMINZ (Arb), FACICA, FCI Arb

Independent Arbitrator



Career

Independent Arbitrator – 2016 to Present (Arbitration Chambers, Hong Kong and London, 2018 to 2020)

Consulting – Principal of JBM Advisory Pty Ltd (ACN 614 421 206) – 2016 to Present

MinterEllison – Partner and Lawyer – 1983–2016

Contact

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Experience

Phillip has over 35 years experience as a construction law specialist. This experience has covered commercial work, dispute work and contract administration work.

Phillip practised at the leading Australian law firm Minter Ellison for over 33 years. He was a partner for 27 years and headed the Melbourne Construction, Engineering and infrastructure practice for 13 years.

The Murrin Murrin arbitration was, at the time, the largest construction arbitration in Australia and was one of the first arbitrations in Australia to be conducted on a chess clock basis with procedural directions in the style of an ICC arbitration. Phillip co-lead the legal team for the EPC Contractor (Respondent). In that capacity, Phillip was responsible for the development of the legal strategy and oversaw the preparation of all arbitral documents.

Throughout his career, Phillip has been involved in dispute resolution in all its forms including arbitration, mediation and expert determination.

Phillip's experience in construction disputes and arbitrations extends over his 34 years of practice and has included the following:

- **Oil and Gas** – acting as Arbitrator (as one on a panel of three) in relation to a dispute over a LPG development in Western Australia;
- **Fluor Australia** – acting in relation to the Murrin Murrin arbitration;
- **Victorian Government** – acting in relation to the long running Seal Rocks arbitration;
- **Victorian Department of Health** – acting in relation to a number of disputes in connection with the construction and refurbishment of various Victorian hospitals through the litigation, mediation and expert determination process;
- **Victorian Department of Justice** – acting in relation to arbitration and court proceedings arising out of the construction of new Police Stations in Victoria;
- **Krupp Udhe** – acting in relation to arbitral and court proceedings arising out of the construction of an Ammonium Nitrate plant;
- **Kilpatrick Green** – acting in relation to expert determination and court proceedings arising out of a large scale industrial plant;
- **Australian Domestic Arbitrations** – acting as advisor in dozens of arbitrations in Australia relating to residential and commercial building developments;

Publications

- **A Practical Guide to Construction Adjudication**
Wiley Blackwell, 2016 James Pickavance
Co-authored the Australian Chapter
- **Arbitration in Australia**
CMS Legal, 2014
Co-authored the Australian Chapter
- **Arbitration in Singapore**
CMS Legal, 2014
Co-authored the Australian Chapter

Memberships

Chartered Institute of Arbitrators: 2011 – present

Fellow - 2019

London Court of International Arbitration: 2019 – present

Member – 2018 to present

International Chamber of Commerce (Australia): 2018 – present

Member – 2018 to present

New Zealand International Arbitration Centre

Panel Member – 2019 to present

Arbitrators' and Mediators' Institute of New Zealand Inc:

Fellow – 2019 to present

Shanghai International Arbitration Centre

Panel Member – 2018 to present

Arbitration Foundation of Southern Africa

Panel Member – 2018 to present

International Council for Commercial Arbitration: 2016 – present

Association for International Arbitration: 2010 – present

Resolution Institute (formerly Institute of Arbitrators and Mediators Australia): 1984 – present

Member – 1984 – Present

Committee Member – Arbitration and Determinative Dispute Resolution Special Interest Group
(Vic) – 2016 to present

Dispute Resolution Board Foundation: 2010 – present

Member – 2010 - Present

International Academy of Construction Lawyers (Fellow): 2015 – present

1 of 5 members invited from Australia

Society of Construction Law Australia: 2009 – present

Founding Board Member - 2009

Board Member 2009 to present

Chair 2012 to 2014

Chair of Communications Subcommittee 2009 to 2016

Chair of National Contracts and Policy Subcommittee 2015 to 2016

Construction and Infrastructure Law Committee, Law Council of Australia: 2009 – present

Committee Member

International Construction Projects Committee, International Bar Association: 2005 – present

Committee Member 2005 to present

Co Chair Project Establishment Subcommittee 2016 to 2017

Vice Chair Standard Forms Subcommittee – 2006 to 2009

Building Dispute Practitioner's Society: 1984 – present

Member – 1984 - Present

Board Member – circa 1987 to circa 2003

President – circa 1998 to circa 2000

Industry Recognition

- **Expert Guides - Best of the Best**
Nominated as 1 of 4 of Australia's finest construction lawyers - 2014, 2015 and 2016 (1 of 5)
- **Who's Who Legal**
Listed – Construction – 2006 to 2019
Listed – Public Procurement/Government Contracts – 2011 to 2019
Listed – Mediation – 2017 to 2019
- **Chambers Asia Pacific**
Eminent Practitioner – Construction and Infrastructure – 2014 to 2017
Leading Individual – Construction - 2010 to 2013
- **Chambers Global**
Leading Individual – Construction – 2010 to 2012
Leading Individual – Public Procurement - 2012
Listed – Construction – 2006 to 2017
Listed – Public Procurement/Government Contracts – 2011 to 2017
Listed – Mediation –2017
- **Best Lawyers**
Recognised – Construction and Infrastructure – 2009 to 2017

Tertiary Education

Monash University, 1981

Bachelor of Science

Computer Science

Physics

Monash University, 1983

Bachelor of Laws