Stuart Kennedy



Year of Call: 1999
Email Address: stuart.kennedy@3pb.co.uk
Telephone: 0207 583 8055

Overview

Prior to coming to the Bar, Stuart had already established a successful career in the construction industry. Having worked for a professional quantity surveying practice, a main contractor and been a director of a major sub-contractor, he set up his own quantity surveying practice in 1995. He is a Fellow of the Royal Institution of Chartered Surveyors and a Fellow of the Chartered Institute of Arbitrators.

Stuart Kennedy is recommended in Band 2 of the International Arbitration:Construction/Engineering: London of the Chambers and Partners 2011 Directory.

'Stuart Kennedy of 3 Paper Buildings also takes his place in the table for the first time in recognition of the significant practice he has developed in this area. His practice is cross-jurisdictional and he recently acted for the claimant in a dispute with the Hong Kong government'.

Academic

Stuart has a First Class Honours degree in law and won the Barstow Scholarship on the Bar Course at the Inns of Court School of Law. The Scholarship was awarded for obtaining the third highest marks out of over 700 candidates, a feat all the more remarkable as Stuart was studying on the part-time course whilst working full time!

Dispute resolution

He has long been involved in resolving construction disputes as quantity surveyor, an adviser/advocate and as an arbitrator/adjudicator. He was appointed to the Panel of Adjudicators of the Chartered Institute of Arbitrators in 1997 and the RICS Panel of Adjudicators in 2000. He is a member of the Society of Construction Law and regularly publishes articles and gives lectures.

International

He has been involved in a number of international construction projects including the new Hong Kong Airport and the new airports in Oslo and Athens, as well as other projects in Europe and the Middle East. In June 2001, Stuart was called to the Bar of St. Vincent and the Grenadines.

Areas of practice

Stuart Kennedy's practice as a barrister naturally focuses on construction, but he also undertakes work in other areas, including landlord and tenant, company, general commercial work and crime. Stuart is on the CPS approved list of advocates and is a member of Western Circuit. He regularly accepts appointments as an Arbitrator and as an Adjudicator, either nominated by one of the Appointing Bodies or by agreement between the parties.

Recommendations

Stuart Kennedy is recommended by the **Legal 500 Bar Directory 2018**/Construction - leading juniors.
'Arbitration and mediation with a Caribbean and Middle East focus.'

Stuart Kennedy is recognised for his expertise by the **Chambers & Partners UK Bar Directory 2016** for Construction:

[He] Advises on a range on high-value construction claims both domestically and internationally. His international practice spans the Caribbean and the Middle and Far East.
Strengths: "He knows the construction industry backwards because he was a surveyor." "He's very practical in the way he approaches the work."

Chambers & Partners UK Bar Directory 2015/Construction:

Stuart Kennedy - A well-regarded practitioner who heads the technology and construction group at the set. Also a chartered quantity surveyor, he acts in domestic and international litigation and arbitrations.
Expertise: "He has a very practical approach and understands the nature of the construction industry and the difficulties associated with it."

International Arbitration: Construction/Engineering
Stuart Kennedy - A qualified quantity surveyor who both sits and acts as counsel in arbitrations. He has handled claims related to cost disputes, defective construction and value of work done.
Expertise: "He is very perceptive and gets to the real issues in a case."

Chambers & Partners UK Bar Guide 2014/Construction:

As a Chartered Arbitrator and Chartered Quantity Surveyor, Stuart Kennedy has vast experience in the construction industry. He handles domestic and international construction and engineering disputes as counsel, arbitrator, adjudicator or mediator.
Expertise: "He's extremely personable and has good client-facing skills."

International Arbitration: Construction/Engineering
Stuart Kennedy, Head of the technology and construction law group at 3PB, he acts in construction-related disputes in a wide variety of different jurisdictions.

Stuart Kennedy is recommended by the **Legal 500 Bar Directory 2017**/Construction - leading juniors.
'Able to identify the core issues quickly and get to grips with highly complex arguments.'

Stuart Kennedy is recommended by the **Legal 500 Bar Directory 2016/**Construction - leading juniors.

Stuart Kennedy - Measured and pragmatic.

Stuart Kennedy is recommended by the **Legal 500 Bar Directory 2015**/Construction – Leading juniors
Stuart Kennedy - Knows construction inside out.

Stuart Kennedy is recommended by the **Legal 500 UK Directory 2014**
3PB's Stuart Kennedy - "A keen knowledgeable barrister."

Stuart Kennedy is recommended by the **Legal 500 UK Directory 2013/14/**Construction
"Leading Junior Stuart Kennedy."

Professional qualifications & appointments

- Deputy District Judge
- Accredited Adjudicator

- Chartered Arbitrator
- Accredited Mediator

Expertise

Construction and engineering

Prior to coming to the Bar, Stuart had already established a successful career in the construction industry. Having worked for a professional quantity surveying practice, a main contractor and been a director of a major sub-contractor, he then established his own quantity surveying practice. Stuart is therefore able to combine his practical knowledge of the industry with his legal expertise to provide practical legal advice.

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Professional negligence
As well as dealing with a wide range of building disputes, Stuart regularly acts for and against surveyors, architects and engineers in Professional Negligence claims. Stuart is able to combine his legal knowledge with his first hand practical experience of the construction industry to excellent effect. As a Fellow of the Royal Institution of Chartered Surveyors and a Fellow of the Chartered Institute of Arbitrators, Stuart is familiar with the role of Professionals and the standards they should work to.

Client Testimonials
"construction – what he doesn't know is not worth knowing" (Instructing solicitor).

Reported cases

- Sinclair v Woods of Winchester Ltd [2005] EWHC 1631 (QB) (14 July 2005), [2006] EWHC 3003 (TCC) (22 November 2006)
- Stuart has appeared in a number of reported cases concerning enforcement of Adjudicator's Decisions including:
- Glencot Development and Design Co. Ltd v Ben Barrett & Son (Contractors) Ltd [2001] BLR 207.
- Trustees of Stratfield Saye Estate v AHL Construction Ltd [2004] EWHC 3286(TCC).
- Palmac v Park Lane Estates Limited [2005] EWHC B1 (TCC).
- Allen Wilson Shopfitters v Anthony Buckingham [2005] EWHC 1165 (TCC)