

## Paul Rose **LLM BSc DipArb FRICS FCI Arb**

IS A QUALIFIED MEDIATOR (**Elite Mediator**)

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### General Information

- RICS and CMC Accredited Mediator
- Chartered Arbitrator
- Chartered Surveyor
- SCMA

Paul has 50 years experience in the valuation of commercial and residential property predominantly in the private and public sectors in the UK; but also in South Africa undertaking property asset management. He undertakes asset management for off-shore companies as well as rent reviews, lease renewals and residential lease extensions.

Paul has mediated cases involving boundary, party wall, easement and neighbourhood disputes, service charges both commercial and residential, landlord and tenant matters, dilapidations on both commercial and residential properties including loss of rent, valuations for easements, fishing rights and profits a prendre, negligent surveys and valuations, misrepresentation and misdescription claims, construction contracts, commercial contracts, family child contact disputes; and more recently an unpaid debt with complications on a yacht purchase.

Paul has also handled a wide variety of property disputes including restrictive covenants, rent reviews, lease renewals, valuation disputes, valuations for diminution in value, enfranchisement claims and service charge disputes for both residential and commercial property

Paul is on the Presidents panel of Arbitrators at the Chartered Institute of Arbitrators. Paul is a member of the RICS Neighbourhood Disputes pool. Paul is an RICS accredited Evaluative Mediator. Paul is also a member of the panel of Arbitrators of the Kuala Lumpur Regional Centre for Arbitration. He also has neighbourhood mediation experience involving a variety of cases including the involvement of violence, at Common Ground East London. Paul was the first in ArbDB Chambers to be appointed jointly by the parties on an ICSID case of \$60,000,000 in dispute.

Paul is a member of the Dubai Mediation Centre panel of mediators for business disputes. He is also as member of the Advisory Board of the Dubai Mediation Centre. Paul has a Masters Degree in International Commercial law and Dispute Resolution from Bond University Queensland Australia.

He holds elite mediator status in Clerksroom; and accepts complex cases with multiple parties and multiple issues from County Courts, the High Court and Court of Appeal. He is a member of the Civil Mediation Council. Paul sits on the advisory board of the Standing Conference of Mediation Advocates ("SCMA"). He is a Trustee of Centre for Peaceful Solutions.

Paul understands the cost of human and financial resources entailed in litigation. In seeking to help the parties avoid this, he believes in thorough preparation for any mediation, not only to understand the parties objectives and the background to the dispute but also as a means to facilitating problem solving on the day. Wherever possible, Paul will facilitate a commercially practical solution with a view to minimising the parties costs, time and effort.

As a mediator he quickly builds confidence and rapport with his friendly approach. In private with each party, he focuses on issues and uses his skills to unlock options and choices to assist the parties in their search for a settlement. Paul is trained in facilitative and narrative mediation models and is a proponent of mixing styles, where necessary, to enable the parties to find solutions.

Paul has been selected by a number of statutory bodies as mediator in compulsory purchase claims.

Paul is happy to accept mediation appointments in disputes in the following key areas:

- Contract and Tort
- Landlord /Tenant - commercial and residential
- Lease renewals
- Dilapidations including loss of rent
- Restrictive covenants
- Construction/ Disrepair /Dilapidations
- Easements/Right of Way
- Neighbourhood/Nuisance/Trespass
- Land disputes
- Adverse possession
- Service Charges - commercial and residential
- Negligent surveys and valuations
- Planning

- Misrepresentation and misdescription
- Employment
- Holiday travel claims
- ICSID
- Compulsory Purchase compensation claims

Paul is married to a family law barrister and divides his time between the West End of London and the Hamble. He enjoys theatre, cinema, and fortunately for his wife, cooking. Paul was a qualified pilot and is now a keen yachtsman. Paul also trains mediators in Dubai and Kuala Lumpur as well as mediation advocacy in the UK.

He is the Vice Commodore of the East India Club Yacht Squadron, a member of the City Livery Yacht Club, Royal Ocean Racing Club and Royal London Yacht Club. He holds an RYA Coastal Skipper ticket.

Paul is based in London and is very happy to travel throughout the UK as well as overseas. Paul will mediate in Gibraltar, South Africa, Singapore and Hong Kong. He is always negotiable on fees where required.

#### **Feedback:**

"Skilled and knowledgeable. Ability to communicate effectively. Made strenuous and sensible efforts to broker a deal. Dedicated and committed" -DW - Kerman & Co Solicitors - December 2016

"Tried very hard to reach a settlement and was a skilled mediator. Skillful and worked very hard. Paul explored the issues, not just going to the figures, which is refreshing." GS - Langleys LLP Solicitors - December 2016

"A very friendly mediator. Well versed." - RS - Party - November 2016

"Pre-call was very useful to set the scene. (Agreement) not reached but good try with professional approach" -IS - Party - November 2016

"Will definitely use again on something bigger and more complex" -TT -Foot Anstey Solicitors - May 2016

"Paul was excellent !" - MPB - Respondent - May 2016

"Paul made us feel very relaxed and at ease. He made the mediation process very smooth with an excellent outcome" -ST representing OH Ltd. - Respondent - April 2016

"Paul did a really brilliant job & we are very grateful. It has been an enlightening experience" -HMC - Claimant - April 2016

"Thanks ! The directness & empathy was just what was needed - a difficult balance to strike" -DG - Belcher Frost Solicitors - January 2016

"Thank you for all your efforts..Energetic." -JC - Lyons Davidson Solicitors - January 2016

"Extremely satisfied. Professional, courteous and determined. Mediation has worked brilliantly. The new Henry Kissinger". -JF - Party - January 2016

"I felt very calm and reassured, it was an enjoyable experience" -CH - Party - January 2016

"Thankyou for reaching settlement" - AT - WDC - January 2016

"All good" - SP - William Graham Law Solicitors - January 2016

"Once again a great service & result !" - V H-G - Baron Grey Solicitors - November 2015

"The input was very helpful throughout the day" - YW - Brittons Solicitors - November 2015

"I have done many mediations, but this one is almost certainly the one in which the mediator moved the parties the furthest" -WPG Solicitors - September 2015

"The Mediator has put (in) an extraordinary effort" -JH - Claimant September 2015

"We have no complaints and cannot offer any suggestions for improvement" -D & P C (Repondents) -July 2015

"It was truly a masterclass. You were masterful in building rapport with the parties, creating a positive working experience and encouraging them to move forward to an agreement. I learnt a great deal. A truly fantastic experience" -CL Observer - May 2015

"Great Result" - CB - (Director of Claimant) - May 2015

"Best mediator we could have had. Gave his all" -KR - (Defendant) - January 2015

"Paul tried hard to settle this" - CS - (Defendant) - January 2015

"Will use again" - KG - (Claimant) - January 2015

"Mr Rose conducted the mediation in accordance with my (high) expectations" -DS - Bowling & Co Solicitors January 2015

"Great preparation and wonderful communications throughout" -N.G - Teacher Stern Solicitors - September 2014

"I was proved wrong and thought that the mediator achieved the impossible" -T.V. - Party - September 2014

"Paul was engaging throughout the process and understood the dynamics of the commercial situation, which was complex. Paul's mediation style certainly helped us reach a conclusion on the day." - CC - Party - June 2014

"Good negotiating skills" - HS - Party - June 2014

"Straight talking, very persuasive ! Job well done" - LH - Rothera Dawson Solicitors - June 2014

"Very good and professional" - M.A. - Party - May 2014

"No comments for improvement. Excellent" - D.S - Bowling & Co Solicitors - May 2014

"We are fully satisfied with mediation and mediator communication was excellent, we are fully satisfied. Thank you Paul." -Mr S.B. -Party - May 2014

"Exhausted but happy" - *DM - Luttons Dunford Solicitors - March 2014*

"Always recommend" - *CR - (Charles Ramsden Quantity Surveyors) -February 2014*

"Excellent. Thankyou" - *DL- (GVA Chartered Surveyors) - February 2014*

"Again very hard fought and greatly appreciated" - *BW - Squire Sanders (UK) LLP - February 2014*

"Very helpful and obtained a great result. Thanks" - *A.M. Oliver Fisher Solicitors - January 2014*

"Excellent Judgment. Interventionalist where appropriate, not afraid to guide the parties with a firm hand. Very good." - *H.T. (Counsel) - January 2014*

"Very competent" - *Mr P.C. of "M" Properties (a party) - January 2014*

"I think you did well" - *Mrs I.K. (a party) - January 2014*

"Brilliant" - *Mr J. G. (a party) - January 2014*

"Really battled to get a settlement in the face of some adversity" - *BW - Squire Sanders (UK) LLP - December 2013*

"In this particular case Mr Rose's knowledge as a surveyor of great benefit" - *PG - WMBC Legal Division - December 2013*

"Generally impressive" - *DFH (Party) - November 2013*

"The mediator was proactive and took control which was needed. Paul handled a rather difficult mediation extremely well. He was polite, firm and controlling - all of which were totally appropriate. His positive attitude and "can do" approach made a long day bearable and less tiring. He had a good grasp of the issues and communicated with the client in an approachable and direct way. His commercial attitude was spot on. He was, without a doubt, the right man for the job and I will recommend him to others." - *L.G. Carter Lemon Camerons LLP - October 2013*

"Totally satisfied. No improvement needed. Mr Rose is a decent and kind man who handled my case very efficiently with compassion and reassurance. Thank you" - *Mrs. C.F. (a party) - September 2013*

"Paul Rose is a tenacious mediator !" - *J.D. of Counsel - September 2013*

"An excellent mediator who brokered a solution to a difficult and emotional boundary dispute. Extremely thorough and well prepared. Personable and professional throughout". - *Y.A. Muscatt Walker Hayim Solicitors - September 2013*

"Mr Rose was absolutely excellent. He has a very unique and effective style which I recommend should be adopted by all mediators. Absolutely excellent, well worth his fee.!" - *Collins Omo Cornerstones Solicitors - August 2013*

"Paul had a good understanding of the issues involved and was able to use his experience to guide the mediation in the reality of the likely outcomes" - *AJC London Borough of Hackney - August 2013*

"Paul was fantastic throughout the mediation" - *Royal Borough of Kensington and Chelsea Legal Department (S.M.- Solicitor) - July 2013*

"Very good at helping clients to focus on main issues. Definitely steered us towards a resolution" - *Sheppersons Solicitors - July 2013*

"Excellent well prepared mediator. Would I employ him again? Yes !" - *C.S.A. (Party) - July 2013*

"Very good, great job" - *Thomas Eggar Solicitors - July 2013*

"Very well prepared mediator and very skilled" - *Whitehead Monckton Solicitors - June 2013*

"Excellent mediator, I would use Mr Rose again." - *BTMK LLP Solicitors - April 2013.*

"With lots of perseverance, Paul assisted in achieving a settlement to save the parties from continued litigation. Thankyou" - *Quality Solicitors Harvey Copping and Harrison - April 2013.*

"Exhausting day, but superb mediator" - *Counsel (for Claimant) - April 2013*

"A great man" - *I.G - Party (Respondent) - April 2013*

"Excellent communicator. Pleasant to deal with. Able to focus on needs and not wants" - *A.G. (Party) - January 2013*

"I have previously used Mr Rose & would certainly recommend his services in future" - *William Graham Law - December 2012*

"Excellent Mediation which helped bring the parties back together" - *QS Jordans -December 2012*

"Well done" - *GPB Solicitors LLP - October 2012*

"Excellent work" - *Heer Manak Solicitors- October 2012*

"I have no hesitation in recommending you for your excellent work and thank you for your time and effort" - *Wilsons Solicitors LLP - September 2012*

"He was Excellent. Would recommend Paul Rose any day." - *V.J.R. - Party - September 2012*

"Mr Rose worked extremely hard with impossible people. Very astute. Mediators input was extremely invaluable and is very very good, very skilful." - *D.A.B.H - Party - September 2012*

"Mr Rose conducted himself in a professional and pleasant manner throughout the whole day and there is nothing which could be improved upon" - *M.P. - Party - September 2012*

"Refreshing approach to mediation. He made an impact early on and we trusted him to manage a very difficult party. Paul's approach directly led to an agreement in principle being reached" - *Mills & Reeve - September 2012*

"Quite simply, without Paul's great efforts and tenacity, this matter would never have settled. His efforts were quite invaluable" - *Howard Kennedy - September 2012*

"Paul ably assisted us in reaching a satisfactory compromise when challenging characters were involved. Thank you for your assistance." - *Eversheds LLP - September 2012*

"Excellent - may not have settled with a different mediator" - *The Wilkes Partnership - August 2012*

"Clear & concise & wise solutions offered to difficult issues" - *DW Solicitors - August 2012*

"Patient" - *MJ Darby & Co - July 2012*

"Paul was immensely helpful & kept the parties focused to achieve a satisfactory outcome. Would use Paul again without hesitation." - *Debenhams Ottaway LLP - June 2012.*

"Thank you !" - *Bircham Dyson Bell LLP - June 2012*

"A good communicator.." - *Quastel Midgen LLP - May 2012*

"Thank God its over - Paul kept all under control in difficult circumstances" - *Feltons Law - March 2012*

"Thank you. Well done." - *L.B.C. (Party) - March 2012.*

"I admired Paul's courage in pursuing a solution and his dedication and empathy with the participants" - *Observer - March 2012.*

"Very very good" - *G.G.K. (Party) - March 2012.*

"Mediator assisted greatly in dealing with what could have been intransigent positions" - *Charles Russell LLP Solicitors - February 2012*

"Will use P.R. again" - *Alexander JLO Solicitors - February 2012*

"Paul was excellent, very approachable and well prepared. Very good with our clients. Thanks. Will use Paul's services again." - *Lyons Davidson Solicitors - January 2012.*

"Very good communication skills" - *Cunningham Lindsey - January 2012*

"Fantastic performance by this mediator. In my view the chances of settling were small but made possible by sheer force of personality." - *Counsel - January 2012*

"Paul Rose is impressive and made people feel safe." - *C.J. January 2012*

"Extremely well prepared and responded to (Defendant's) emotional outburst very well" - *ASB Law LLP Solicitors January 2012*

"Very helpful and calm in an extremely stressful situation and helped..to resolve." - *(Party) January 2012*

"Paul Rose was an extremely able communicator who helped thrash out the terms of settlement for this case and move the Defendant from a position where they were offering nothing to a final position where they paid over 50% of the claim." - *Brachers LLP Solicitors - December 2011*

"Paul Rose did an outstanding job in mediating a dispute with a 20-year history to a fair resolution in less than half a day. I would unreservedly recommend him to anybody with a freeholder/ leaseholder dispute to resolve." - *Party -December 2011*

"Paul was recently instructed to act as Mediator on one of my cases. He was fantastic at putting both parties and their representatives at ease and quickly broke down the issues to be discussed concisely. We then delved into the issues one at a time and Paul took time to speak to my clients directly to ensure they understood what we were doing, what the other side's position on the issue was and providing a reality check as to the potential strengths and weaknesses of their stance. Ultimately narrowing down the issues to the extent that a settlement was reached and signed off by the parties at the mediation. A very personable gentlemen with good techniques to reach a settlement." - *SAS Daniels LLP - November 2011*

"It was a real master class in how to keep control of volatile people." - *Observer September 2011*

"The mediator's unrelenting enthusiasm and empathy kept the participants engaged throughout the day whilst managing the advocates with aplomb. Although the participants had a long history of enmity the mediator expertly guided them in the direction of a positive and creative resolution." - *Observer September 2011*

"The Mediator understood not only the nature of the claim but the personality of all of the parties which enabled him to get a good grasp of the situation very early on in the mediation. My clients were very anxious about the mediation and their nerves were settled by the mediator quite quickly which allowed them to focus on matters. My clients were very grateful (as was I) for all the work that the mediator put in." - *Woolliscrofts Solicitors July 2011*

"Highly confident, competent, personable and professional" - *D.Ellis July 2011*

"Paul Rose was terrific, he helped achieve a fantastic result .. which I previously thought was impossible. His skills and experience as..a mediator.were more than obvious throughout the day and helped in some very difficult situations." - *Ronald Fletcher Baker LLP Solicitors June 2011*

"The Mediator was polite and effective at breaking the ice and challenging the parties to promote a response toward accommodation." - *Baynes-Reid June 2011*

"Paul, many thanks for your considerable efforts (including a fair amount of patience and stamina) in helping the parties reach that settlement. The fact that the parties and their families can now put this unfortunate dispute behind them is undoubtedly a great result." - *Counsel April 2011*

"Paul was vital to the process of agreeing a settlement that ticked most of the client's boxes...it was in a constructive way, and resulted in the final deal being done." - *Downs Solicitors LLP - March 2011*

"Paul had good rapport with the clients, and the lawyers, quickly identified the issues, had prepared well, and worked hard and effectively where required to get through the difficulties and sticking points" - *Talbots Solicitors January 2011*

..Mr Rose helped to rationalise and played a part in the positive response which was at the last minute ." - *Painters Solicitors - January 2011*

"a calm, friendly style whilst nevertheless ensuring that the negotiations remained focussed and had momentum" - *Counsel January 2011.*

"Got straight to the nub of the problem. A good pragmatic thinker. Achieved settlement when both sides legal representatives thought it was highly unlikely." - *Counsel - December 2010*

"Paul was instrumental in bringing the dispute to a satisfactory conclusion. He intervened only when necessary and although provided encouragement from time time he gave the parties the space we needed to work things through. I would not hesitate to recommend him in the future." - *Percy Short & Cuthbert - November 2010*

"My interaction with the Mediator was during the mediation process. Very quickly he was able to have both parties focusing on the major point of the dispute. He was also very good at retaining both parties focus on the major part of the dispute. He made each person feel that they had a contribution to make and to keep the dialogue going. I have no doubt that a final compromise was reached due to the Mediator's particular personality and manner in which he dealt with all parties. His input was fundamental in an

agreeable solution being reached. I am sure this would not have happened if the matter had progressed to Court." -*BTW Shiells - November 2010*

"The Mediator ably set the parties at ease in his opening remarks. I was also particularly impressed with his meticulous management of the inter party communications during the course of the day." - *Counsel - October 2010*

"Both sides in this dispute were relieved that the matter was settled at the mediation and they did not incur further costs and stress in dealing with the case. Paul Rose, the mediator, was patient and gave the parties the opportunity to explain their positions but was also able to direct the parties towards finding a basis upon which the dispute could be brought to an end. Without Paul's influence the dispute would not have settled so the parties are pleased they decided to go to mediation with Clerksroom and Paul Rose at the helm." - *Furley Page - October 2010*

"This was a very difficult matter with relations between the parties, hostile to say the least. It was a matter that lent itself to mediation but in which a settlement seemed unlikely given the entrenched and emotional positions adopted by the parties. Mr Rose expertly managed the situation, persevered and achieved a very positive outcome." - *William Graham Law Ltd - October 2010*

"Paul assisted the parties achieve a settlement which appeared unattainable at the outset." -*Lyons Davidson - October 2010*

"Although the parties did not reach a settlement, without the mediator's input and efforts, important issues emerged that would have otherwise not been considered by the parties. The mediator allowed the parties to think "outside the box" as it were. Very happy with his performance -*Trinity LLP - October 2010*

"Paul's candour and diplomacy skills assisted the parties in reaching a commercial settlement and settling what would otherwise have resulted in disproportionate costs in legal proceedings for all involved" - *Fenwick Elliott - September 2010*

"We found his friendly, facilitative style to be particularly helpful in assisting a settlement to be reached on the day, and would certainly consider using him again should an appropriate case arise" - *Reynolds Porter Chamberlain - June 2010.*

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