

Duncan Campbell

Commercial lawyer

Mediation experience

Duncan Campbell was accredited by CEDR in 2000, and became a registered mediator in May 2001. His mediation experience covers IT, engineering, IP and employment disputes.

Recently mediated cases include:

- Settlement of dispute over installation of logistics software at a major plc and claims arising of £10m+,
- A long-running dispute over alleged breaches of a services contract for the installation of Enterprise Resource Planning software and the settlement of cross-claims of £2m+,
- Settlement of litigation involving claims for breaches of fiduciary duty and employment contracts and the return of secret profits,
- Dispute over advertising for personal air transport aimed at media stars,
- Resolution of claims of £100K following rejected installation of data collection software for a professional services firm,
- Settlement of cross-claims totalling £2.7m following a major installation of Enterprise Resource Planning software with a multinational company,
- A dispute involving the performance of wireless cards in hand-held PC's from a major multinational supplier,
- The termination of an IT outsourcing contract and related joint-venture between a US multinational and a UK plc, and resolution of cross-claims of £30m+,
- Settlement of litigation following termination of a project for IT systems conversion and resolution of cross-claims of £3m+,
- A dispute over the use of amenities in a Docklands development,
- Disputed installation of networked PC's and associated claims from a research institute,
- Settlement of claims from shareholders' agreement for web-site development company with international shareholdings,
- Settlement of litigation involving alleged breaches of employment contract and breaches of copyright and confidence with damages claim of £1m for diversion of software development contract,
- A dispute over the late delivery of four European web-sites and associated claims of £500K+ for lost business.

Personal Style

Duncan's calm, patient approach creates confidence and a constructive atmosphere for the parties to find solutions. Feedback he has received includes:

- “In our opinion few mediators could have related as well as Duncan did to the claimants. He managed to gain their respect and cut through the emotion to urge them to concentrate on the real business/commercial issues. It was a very long day with lots of problems, but Duncan guided them all smoothly through the day.”
- “He knew the business issues and their client could associate with him well. His industry experience was a real bonus.”
- “Duncan impressed me and he definitely impressed the clients. He was prepared to go more than the extra mile.”
- “The day went really well and Duncan handled it extremely well. There was a real potential for flare ups between the parties but he managed to diffuse this excellently and worked very hard to get the settlement between the parties. He was always focused on getting the deal done which was exactly what they wanted.”

Other dispute resolution experience

Duncan has over 30 years experience of dispute resolution, including:

- executive negotiation of major IT systems contracts; settlement of £20m+ multi-party litigation from public sector outsourcing; multi-party negotiations to recover substantial funds in offshore fraud case.
- Employment Tribunal litigation and settlement of executive employment cases.
- As Board Member of OPRA (Occupational Pensions Regulatory Authority), chairing hearings of issues under the Pensions Act.

Professional background

Current

- Consultant Legal Adviser: CBI
- Areas of practice: IT transactions, competition and dispute resolution
- Independent chair of hearings committee of Banking Code Standards Board
- Member of the Determinations Panel of the Pensions Regulator

Previous

- General Counsel of IBM UK, 1989-1995, managing Legal and Security - responsible for all legal advice to management. On IBM UK Management Board during company restructuring
- Company Secretary IBM UK Holdings, 1989-1999
- Location Manager, IBM South Bank, c.1200 staff; Director of South Bank Employers Group, 1998-1999
- Senior Counsel IBM EMEA, 1995-1999, handling software, distribution channels and Year 2000
- Chairman of WCIT/ Carers UK - Project Advisory Board - web-site development, 2000-2004
- Construction industry experience - 1 year civil engineering with Costains and 2 years IPR licensing in Dublin

Other

Qualifications and associations:

- Solicitor, member of the Law Society - admitted 1992; previously barrister, Gray's Inn
- 12 months' pupilages in Common Law and IP Chambers
- WCIT (Worshipful Company of Information Technologists) Community Panel
- Pensions Management Institute - Trustee Group
- MA (Engineering & Law) and LL.M. (post-graduate law) - Cambridge
- Judicial Studies Board course on tribunals, March 2002; advanced skills course March 2004