

## Experience Summary

Małgorzata specialises in commercial law, including FIDIC contracts and has built her experience as a legal adviser and as a member of management bodies of business entities in Poland and overseas. As an adviser or adjudicator, she participates in construction investments done on the basis of FIDIC contracts, co-financed by the European Union and World Bank funds.



She has been a legal adviser since 1984 and from 2010 to 2013, she was the President of the Court of Arbitration at the Association of Consulting Engineers and Experts in Warsaw. With a wealth of expertise, she also provides training in the area of building codes, construction project implementation in Polish law and FIDIC international construction standards, as well as claims and dispute resolution in construction projects.

Małgorzata has hosted over 100 courses in management disciplines relating to the international construction industry including 22 proceedings in the Disputes Committee under clause 20.4 of the FIDIC Conditions of Contract, including in 14 proceedings as the Chairman of the Disputes Committee.

## Highlights

- Over 40 years' of experience as an Attorney at Law.

## Qualifications and Associations

- Master of Law.
- Attorney at Law – listed by Warsaw Bar Association.
- SIDiR (Member of the Polish Association of Consulting Engineers).
- SIDiR Court of Arbitration.

## Publications

- Polish translation of FIDIC Gold Book with commentaries 2010, Polish translation of FIDIC White Book with commentaries 2010 and Polish translation of FIDIC Yellow Book with commentaries 2013.
- Numerous articles and presentations on legal and contractual issues including time bars, dispute resolution, arbitration according to FIDIC Contracts and public procurement law.

## Sectoral Experience

- Railways.
- Infrastructure.

## Geographical Experience

- Poland.

## Expert Works

**2021 - Present – Rail Baltica Project, Riga, Latvia.** Advisory services for claims management and delay analysis for detailed technical design agreement contract for design section DTD-2.

**2021-Present – Rail Baltica Project, Riga, Latvia.** Advisory services for claims management and delay analysis for five detailed technical design contracts.

**2018 - Present – Claims Consultant.** Modernisation of ERTMS/ETCS on rail line 7 - Warszawa Wschodnia – Dorohusk on section Warszawa – Otwock – Dęblin – Lublin and section Otwock – Lublin 26,050 km – 175,850 km, Poland. The contract value was approximately US\$ 161 million (mn) with the scope of services including:

- Claim management.
- Quantum analysis and delay analysis.
- Planning and scheduling.
- Contract administration and contract management.
- Preparing claims and defence against claims.
- Development of a claim strategy.
- Representing the client.

**2018 - Present – Claims Consultant.** Modernisation of ERTMS/ETCS on rail line 20 - Kunowice Terespol excluding Warsaw Node. The contract value was approximately US\$ 181 mn with the scope of services including:

- Claim management.
- Quantum analysis and delay analysis.
- Planning and scheduling.
- Contract administration and contract management.
- Preparing claims and defence against claims.
- Development of a claim strategy.
- Representing the client.

**2020 – Legal expert in the preparation of an Independent Technical Opinion,** covering the analysis and causes of circumstances during the execution of the contract for the modernisation of boilers on the power units of the power plant in order to determine the actual impact of the pandemic on the costs and timing of its completion.

**2019 – Legal expert in the preparation of three Independent Technical Opinions,** including an analysis of the impact of circumstances occurring in the course of boiler upgrades at power plant units on the extension of contractual deadlines, substantiating the claim of the contractor against the client.

**2017 - 2020 – Rail Baltica Project, Riga, Latvia.** Review general documentation and project related documentation per sections of the main railway lines in Latvia, Lithuania and Estonia. The contract value was approximately US\$ 5.2 billion (bn) providing expert consultancy services including:

- Preparing the draft agreements to be used for all three countries Estonia, Lithuania, Latvia based on the FIDIC White Book.

- Reviewing the structure of technical specifications of the design tender in relation with the agreement.
- Description of services agreement, related to strategic review of drafted particular conditions FIDIC Red Book, 2017.
- Description of services agreement, related to strategic review of drafted particular conditions FIDIC White Book, 2017.

**2016 - 2018 – Claims Consultant.** Construction of the gas and steam unit in PGE SA GiEK – Gorzów Wielkopolski, Poland. The contract value was approximately US\$ 147 mn with the scope of services provided including claim management, quantum analysis and delay analysis.

**2016 - 2017 – Claims Consultant.** Construction of the motorway A-1 Tuszyn – Pyrzowice lot F: Rząsawa interchange to Blachownia interchange, Poland. The contract value was approximately US\$ 184 mn with the scope of services provided including:

- Quantum analysis and delay analysis.
- Preparing claims and advice on the scope.
- Contract administration.

**2015 - 2016 – Claims Consultant.** Construction of S-5 Expressway Poznań, Wrocław on section Poznań (A2 Nod), Wronczyn, Poland. The contract value was approximately US\$ 113 mn with the scope of services provided including:

- Claim management.
- Quantum analysis and delay analysis.
- Contract management and contract administration.

### Adjudicator Experience

Adjudicator acting as a member of DAB according to subclause 20.4 FIDIC Conditions of Contract:

- Construction of the connector of the provincial road No. 379 with ul. Uczniowska in Wałbrzych DAB decision, December 2011 – Acting as a Chairperson on two DAB.
- Design and construction of the S19 expressway on the section from the Nisko Południe junction (without the junction) to the Sokołów Małopolski Północ junction (with the junction), divided into three tasks: Task B from the Podgórze junction (with a junction) to the Kamień junction (without a junction) with a length of about 10.5 km. Tripartite agreement valid from January 19, 2021. Decision of the DAB scheduled for March 2021. Acting as a Chairperson to DAB.
- Design and construction of the S-61 Ostrów Mazowiecka – Szczuczyn expressway, section Łomża Zachód junction (with junction) – Kolno junction (without junction), on a section of approximately 12.922 km (S61) + DK 64 (GP) 6.963 km. Tripartite agreement valid from July 2020. The decision of the Conciliation Committee was in August 2020 where Malgorzata was the Chairperson of DAB.

- Design and construction of the S-61 expressway Ostrów Mazowiecka – Szczuczyn, section Stawiski junction (without junction) – beginning of the Szczuczyn bypass, approximately 18.002 km. Decision of the Conciliation Committee given March 2021.
- Design and construction of the S19 expressway on the section from the Nisko Południe junction (without the junction) to the Sokołów Małopolski Północ junction (with the junction), divided into three tasks in the scope of Task B from the Podgórze junction (with the junction) to the Kamień junction (without the junction) with a length of about 10.5 km. Decision of the Conciliation Committee given March 2021.

## **Career History**

### **2014 – Present**

**Quantum Vintage Consulting AWB Sp. z o. o. sp. k., Poland**

### **2009 - Present**

**Owner – Law Firm Małgorzata Rogowicz-Angierman, Poland**

### **2010 - 2013**

**President – Court of Arbitration at the SIDiR, Poland**

### **1993 - 2007**

**Proxy to the Board, Foreign Development Director, Legal Department Director – Casinos Poland Ltd, Warsaw, Poland**

### **1998 - 2002**

**President of the Board of Directors, President of Supervisory Board – CP Nieruchomosci Ltd**

### **1999 - 2007**

**Managing Director – Casinos Poland World B.V., Amsterdam, The Netherlands**

### **2001 - 2004**

**Vice President of the Board – Casino Planet UAB, Vilnius, Lithuania**

### **1991 - 1992**

**Vice President of the Board – Kings Casino Ltd, Warsaw, Poland**

### **1990 - 1991**

**Attorney at law – State Enterprise “Polish Airports”, Warsaw, Poland**

### **1984 - 1990**

**Attorney at law – Power heating plant, Warsaw, Poland**

### **1976 - 1984**

**Prosecutor – Public Prosecutor Warsaw, Poland**