

Roberto Hernandez-Garcia
International Construction Lawyer.
Neutral Third Party (Dispute Board and Arbitrator
in Engineering and Construction Projects
Dispute Board, Trainer and Procurement Specialist certified by FIDIC

1. GENERAL PROFILE

Roberto Hernández-García is a lawyer and consultant specialized in international construction law, with relevant experience in projects (including megaprojects) in the sectors of:

- (i) **Electricity.** - Power Generation Plants, Transmission Lines, substations, wind power projects, and others.
- (ii) **Oil and Gas:** Oil platforms, gas pipelines, oil pipelines and polyducts.
- (iii) **Land transportation projects.** - roads, bridges;
- (iv) **Railway Projects.** - Railroads, EMU's, subways;
- (v) **Air Infrastructure** - Airports (airside and landside);
- (vi) **Water, Sanitation and Drainage:** Treatment plants and large-scale wastewater treatment plants and tunnels;
- (vii) **Olympic-class sports facilities;**
- (viii) **Health.** - Hospitals and clinics.
- (ix) **Education:** schools.
- (x) **Industrial plants:** Sectors: food and beverage, and technology.
- (xi) **Tourism** and entertainment: residential projects.
- (xii) **Civil constructions** - commercial buildings and plazas, luxury residences.

His combined experience in (i) preparation of contract (ii) project monitoring and management, and (iii) project dispute prevention and resolution, allows him to fully understand all phases of a project, both technically and legally, and the complexities of each case.

He has approximately 30 years of experience in international construction contracts; 15 years in international FIDIC contracts and 5 years in NEC contracts.

He has experience in international projects with FIDIC and NEC contracts, serving as a Dispute Board (DAB) jointly appointed by the parties, which has given him insight into the expectations of both Clients and Contractors.

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He is a FIDIC-certified Dispute Board (adjudicator) by examination, and is on the President's List (current certification).

He is a certified FIDIC trainer by examination for the basic suite (Red, Yellow, Silver, White and Subcontracts) (current certification).

He is also a FIDIC certified Procurement Specialist by examination (current certification).

As an international arbitrator, he has served under the rules of the ICC, ICDR, LCIA, ICSID, and CAM, exclusively in international construction projects in which he focuses professionally.

He is the author of four books specializing in Construction Law, Dispute Boards, and FIDIC, and a consulting editor and co-author of five collective books.

He has been a trainer and advisor to the Inter-American Development Bank and the Central American Bank for Economic Integration on FIDIC contracts and project management.

He has been hired as a consultant by the Inter-American Development Bank to prepare the Construction Dispute Resolution Manual.

He was a consultant for the United Nations Organization: UNODC, on anti-corruption in public procurement, and for UNOPS on public procurement.

His professional activities have enabled him to participate in various capacities (advisor, trainer, consultant, arbitrator, expert witness, etc.) in 12 countries across Latin America and the Caribbean.

This resume highlights Roberto Hernández García's most relevant activities exclusively in the field of construction and construction dispute resolution but is not exhaustive of all his activities in other areas of expertise such as public contracting and anti-corruption.

2. DATE AND PLACE OF BIRTH:

October 27, 1970. Mexico City.

3. EDUCATION:

- Law Degree (Universidad Panamericana, Mexico City, Mexico) 1995 - 1995

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- Master of Laws (Cum Laude). Universidad Panamericana, Mexico City (2013).
- Law Degree in the United States of America: University of California, Davis and Berkeley Campuses. Davis and Berkeley Campuses (1993)
- Course on "Utility Regulation and Strategy": Center for Utility Research. University of Florida. Gainesville Campus (1997)
- Specialization Diplomas in (i) Corporate Law; (ii) Civil and Commercial Procedural Law; (iii) Commercial Law; (iv) International Trade; (iv) Administrative Law. Universidad Panamericana, Mexico City (1995-1997).
- Business School. IPADE. D-1 Business Executive Program.
- "Diploma in International Arbitration". International Chamber of Commerce (ICC) and Escuela Libre de Derecho, Mexico City (2002).
- "Negotiation for Lawyers and Executives." Harvard Business School (2014).
- "Construction Law Summer School". Informa and University of Cambridge.
- "FIDIC Contracts Immersion Program". Dispute Board Federation (DBF). Dublin, Ireland.
- Training workshop "Construction of highways and bridges". National Chamber of Consulting Firms (National Chamber of Construction Industry Consultants).
- Dispute Resolution Board Foundation (DRBF) training and certification.
- FIDIC Contracts Course 2017. King's College and FIDIC (2021).
- Mediation Course. Harvard University (2022)
- ICC Advanced Arbitration Academy (Class of 2023-2024)

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4. ASSOCIATIONS

- American Bar Association's Construction Forum (ABA CF).
 - Member since approximately 2008.
 - Active member of the Board of Division 8 "International Projects".
 - Active member of Division 1. Dispute Resolution.
- American College of Construction Lawyers (ACCL) (* Association by nomination)
 - Fellow, admitted in 2019.
 - Editor in Chief: ACCLADES.
- International Academy of Construction Lawyers (IACL) (* Association by nomination)
 - Fellow, admitted in 2019.
- Mexican Society of Construction Law. Founder.
- International Chamber of Commerce, Mexico (ICC Mexico).
 - Former Founding Chairman of the Anti-Corruption Commission.
 - Former founding Chairman of the Construction Dispute Boards.
 - Member of the Executive Committee and Member of the Board.
- International Bar Association (IBA)
 - Former Co-Vice President of the International Construction Projects Committee. First Latin American to hold this position.
 - Former Co-Chair of the International Construction Projects Committee (ICP). First Latin American to hold this position.
 - Former Co-Vice Chairman of the Anti-Corruption Committee.
- National Chamber of Consulting Firms (CNEC).
 - Former Vice President of Ethics and Anti-Corruption.
 - Vice President of Legislative Liaison
 - Member of the Executive Committee.
 - First Vice President (2024-2026)
- Inter-American Federation of Chambers of Construction (FIIC).
 - Special Advisor on Anti-Corruption and Dispute Resolution.
- Confederation of International Contractors' Associations (CICA)

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- Member of the working group on best practices in international construction contracts.
- College of Civil Engineers of Mexico (CICM)
 - Special legal counsel appointed by the Board of Directors.
 - Professor of Construction Law at the CAPIT Training Center.
- Dispute Resolution Board Foundation (DRBF)
 - Member
 - Councilor / Membership Director. Region 4, Latin America (1st Transitory Council)
- Chartered Institute of Arbitrators.
 - Fellow
- Spanish Arbitration Club.
 - Member of the Dispute Boards Group

5. CERTIFICATIONS

He is a FIDIC Certified Dispute Board by examination, and is included in the organization's President's List. <https://fidic.org/fidic-president-details/24569>

He is a FIDIC certified Trainer by examination, and is included in the list of international trainers of the FIDIC Suite.

He is a FIDIC-certified Procurement Specialist by examination and is included in the list of international trainers of the FIDIC Suite.

6. EXPERIENCE IN FIDIC CONTRACT TRAINING AND MANUAL DEVELOPMENT

- He has been hired by the Inter-American Development Bank and the Central American Bank for Economic Integration as a trainer on FIDIC contracts and Dispute Boards for several years.
- He has been retained by the Inter-American Development Bank to prepare

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the construction contract dispute resolution manual.

7. EXPERIENCE IN DISPUTE PREVENTION AND MANAGEMENT

- He is the first Latin American lawyer to receive the Dispute Board certification in FIDIC contracts, by FIDIC Credentialing Limited. <https://fidic.org/fidic-president-details/24569>
- Appointed as Dispute Board in approximately 40 international construction contracts and agreements under FIDIC, NEC, as well as other standard contracts in Central America, South America and Mexico.
- The following is a non-exhaustive list of the most relevant projects in which he has participated, for the prevention and resolution of disputes in a contemporary way to procure successful projects:

Country	Type of Projects and Contracts	Qualities in which it has been involved.
Honduras	Roads and Bridges Millennium Account Projects. FIDIC Red and Pink Contracts	<ul style="list-style-type: none">• Dispute Board Permanent• Ad-hoc Dispute Board• Sole Adjudicator
El Salvador	Roads and Bridges Projects of the Ministry of Public Works. FIDIC Red and Pink Contracts	<ul style="list-style-type: none">• Dispute Board Permanent• Sole Adjudicator• Chairman of the Dispute Board

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Peru	Facilities Sports Facilities (Pan American and Para Pan American Games Lima 2019 Sports Facilities) Lima 2019 Projects NEC Contracts	<ul style="list-style-type: none"> • Dispute Board Permanent • Dispute Board Ad-Hoc.
Mexico	Project from Governmental Public Lighting Project Public Contract ICC Rules	Dispute Board Ad-Hoc. <ul style="list-style-type: none"> • Appointed by ICC as a member of the DB.
Mexico	Wind Project Ad-Hoc Contract ICC Rules	<ul style="list-style-type: none"> • Dispute Board Ad-Hoc. • Appointed by party and confirmed by ICC as a member.
Peru	Hospital and School Projects Authority for Change Reconciliation (ACCR) NEC Contracts	<ul style="list-style-type: none"> • Dispute Board Permanent. • Appointed by the parties.
Peru	Terminal 2- Lima Airport Ad Hoc International Contract	<ul style="list-style-type: none"> • Dispute Board Permanent. • Appointed by the parties.

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Argentina	Berasategui Waste water system	<ul style="list-style-type: none"> Dispute Board Permanent. Appointed by the parties.
Ecuador	Electricity Transmission and Transformation Projects FIDIC Red Book	Sole Adjudicator under FIDIC contracts in 4 projects.

- Roberto is listed as Dispute Board/ adjudicator and arbitrator, among others, in the following institutions:

- Peru:** Centro de Análisis y Resolución de Conflictos de la Pontificia Universidad Católica del Peru: <https://cdn01.pucp.edu.pe/wp-content/uploads/2020/08/11234357/nomina-jrd-internacional1.pdf>

- Peru:** Center of Arbitration Chamber of Commerce of Lima

- Costa Rica:** Dispute Resolution Center of the Colegio Federado de Ingenieros y Arquitectos de Costa Rica (CFIA). Adjudicator
<http://crc.cfia.or.cr/neutrales.html>

- El Salvador:** Arbitration and Mediation Center of the Chamber of Industry and Commerce of El Salvador

- Panama Conciliation and Arbitration Center: Registered Arbitrator.

- Arbitration and Mediation Center (CAM) of Santiago, Chile

8. ARBITRATION

Roberto is frequently appointed as arbitrator on international construction projects.

His recent appointments include:

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1. Sole arbitrator of a construction dispute of a solar energy project in Mexico, under the ICC Arbitration Rules.
 2. Chairman of the arbitration tribunal in a telecommunications project dispute between a U.S. company and a Latin American company regarding a project in Peru, administered under the ICDR Rules.
 3. Co-arbitrator of an arbitration panel in a multi-million-dollar dispute between a Spanish construction company and a Mexican state-owned electric company for the development of a Power Plant, under LCIA rules.
 4. Co-Arbitrator of an arbitration panel related to the construction of the Lima Metro, Peru, under the ICSID Rules.
 5. Co-Arbitrator of a road-related arbitration panel in Colombia, under ICDR rules.
 6. Co-Arbitrator of a road-related arbitration panel in Colombia, under ICDR rules.
 7. Sole Arbitrator in an arbitration proceeding related to a water project, under the rules of the Arbitration Center of Mexico (CAM).
 8. Co-Arbitrator of an arbitration proceeding related to a transportation project in Mexico, under ICC rules:

As a defense attorney, he has acted in approximately 15 high-profile cases, including those involving:

1. The new Mexico City Airport.
2. The suburban train in Mexico City.
3. The Abkatun Platform in the Gulf of Mexico.

9. CONFERENCES.

Roberto Hernandez-Garcia has been permanently invited as a lecturer in national and international construction law programs of national and international organizations such as:

- **International Organizations:**
 - FIDIC
 - International Bar Association:
 - American Bar Association;
 - American Arbitration Association;
 - International Chamber of Commerce;
 - American College of Construction Lawyers;

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- Dispute Resolution Board Foundation;
 - OECD;
 - United Nations Organization (UNODC).
 - Universities in Peru, Chile, Honduras.
 - Inter-American Federation of the Construction Industry (FIIC)
- **Mexican national organizations:**
 - Mexican Bar Association; National Association of Corporate Lawyers; Mexican Association of Civil Engineers; National Chamber of Consulting Firms.

He has been an exhibitor at congresses and special construction events in at least 15 countries.

10. PUBLICATIONS.

Roberto Hernández García has multiple works and publications from national and international organizations such as the IBA, the ABA and national publications.

- He is the author/co-author of the following books:
 - Author: “FIDIC Contracts:10 topics to understand them and implement them” Editorial Bosch, 2025.
 - Author: *"Dispute Boards: theory and practice. Prevention and resolution of construction disputes"*. Editorial Bosch. 2022.
 - Author: *"Construction in Mexico: perspectives and challenges"*. (2020) Published by Bosch, a Wolters Kluwer company.
 - Author: *"Construction and COVID-19: challenges and opportunities"*. Editorial Bosch. 2021.
 - Co-author and Coordinator: *"Dispute Boards in Latin America"*. Editorial Castillo Freyre and Pontificia Universidad Católica de Perú.
 - Co-author and consulting editor: *"Construction and Infrastructure Disputes: A global handbook"* . Globe Law and Business. United Kingdom.

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- Co-author and consulting editor: *"Anticorruption laws and regulations: a global handbook"*. Globe Law and Business. United Kingdom.
- Co-author and consulting editor: *"International Public Procurement: A guide to best practice"*. Globe Law and Business. United Kingdom.
- Co-author *"International Construction Law"*. American Bar Association (ABA).
- Co-author and coordinator: *"Contratación Pública en México"*. Mexican Bar. Mexican Bar Association.
- For 12 years he had the monthly column "Construyendo Derecho" in Revista Obras (now out of the market).

11. ACADEMY

- For more than 10 years, he has been a professor of Dispute Boards at the "Diplomado en Arbitraje Internacional" of the ICC and at the Escuela Libre de Derecho. He is a professor of the "Construction Law" course at the Universidad Panamericana, campus Guadalajara in the specialties of "Contracts" and "Urban Law".
- He is a professor at the Pontificia Universidad Católica del Perú (Catholic University of) in the Dispute Resolution Board (Dispute Boards) program.
- He is a professor of "Anti-Corruption Law" in the Master's program of the School of Government and Economics of the Universidad Panamericana.
- He is a Professor of "Corporate and Professional Integrity" at the Universidad Panamericana School of Law.
- Invited professor of the University of Miami on Construction Law in Civil Law Countries.
- Invited Professor of the Osgoode University, Toronto, Canada, in the First LLM in Construction Law in North America.
- Guest Professor at the "Construction Law Summer School" held in Cambridge, England.

12. ACKNOWLEDGMENTS:

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- Recognized by the international publications WhosWhoLegal Construction, Legal 500, Chambers and Partners, Latin Lawyer, as an outstanding lawyer.
- Named in 2022 as Lawyer of the Year in Construction by Best Lawyers.
- Awarded by the Universidad Panamericana with the Alfonso X award for his merits in academia in November 2023.
- Awarded by FIDIC in 2023 as a recommended Adjudicator.

13. LANGUAGES

- **Spanish:** Mother Tongue.
- **English:** Business proficiency.
- **Italian:** Can hold a basic conversation, understand a person who speaks Italian and can read basic text.
- **French:** Knows very basic concepts. Can hold a very basic conversation and can understand and read very basic texts.

14. PERSONAL WEBSITE AND LINKEDIN

www.disputeboardarbitroenconstruccion.com

https://www.linkedin.com/in/roberto-hern%C3%A1ndez-garc%C3%ADa-fciarb-fidic-certified-7ba470?lipi=urn%3Ali%3Apage%3Ad_flagship3_profile_view_base_contact_details%3BguUZCOInT36keFCW%2B7JWMg%3D%3D

15. CONTACT INFORMATION

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