

INFRASTRUCTURE PRACTICE

Get Moving With Our
Infrastructure Law Group

MCINNES
COOPER

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About McInnes Cooper

McInnes Cooper is among the top law firms in Canada, with more than 200 lawyers and offices throughout the Atlantic region, serving clients across North America and abroad. We are market leaders in business law, litigation, employment, tax, real estate and energy & natural resources. Clients also benefit from our membership with Lex Mundi, the world's largest association of



WORK BEGINS WITH
A LEADER

Large, complex and time-sensitive infrastructure projects, particularly public-private partnerships, require legal advisors with significant skill and experience in everything from multi-party financing, tendering, contract negotiations and resolving the myriad disputes that can occur before, during and after the project is completed. In short, they require a leader – one with the in-depth knowledge of the performers, processes and practices to help keep things running on schedule and on budget.

McInnes Cooper's infrastructure lawyers are well known for their expertise in the creation, negotiation and implementation of successful infrastructure projects across Atlantic Canada.

We provide the full range of services to assist in structuring, drafting, negotiating, and administering all documentation and providing strategic support in all aspects of these projects. We provide competent, timely legal and strategic advice, and are accessible at all times.

Our Experience

McInnes Cooper provides sound strategic advice to ensure projects are delivered on schedule, within established budgets. We have an in depth understanding of government and private business, with strong connections to key players in Atlantic Canada. We understand the importance of achieving the right balance of project risks among the parties.

We advise on:

- Procurement strategy and structuring
- Project structure
- Finance structure
- Project management
- Drafting and evaluation of RFQs and RFPs
- Risk analysis and risk allocation
- Negotiation and drafting of development agreements, outsourcing agreements and all other transaction contracts
- Contract administration
- Finance transactions
- Dispute resolution

We have had experience with the major projects in Atlantic Canada. This includes several infrastructure construction projects where we have represented the interests of the owner, such as Hibernia Offshore Project, Lower Churchill Hydro Project, the Confederation Bridge, the Highway 104 Western Alignment and the Fredericton – Moncton Highway. Most of these projects have involved complex Design-Finance-Build-Operate contracts or variations thereof.

We have significant experience in structuring, negotiating and implementing complex infrastructure financings and outsourcing arrangements and in providing both general counsel and project management advice in assisting clients to accomplish major projects within established budgets and schedules.

McInnes Cooper has extensive experience in the area of procurement strategy and structuring. We have assisted our clients in the analysis of business and legal risks associated with various procurement options. We have also participated in the assessment of proposals from proponents and drafted the resulting agreements.

McInnes Cooper has worked with our clients in risk analysis and in developing appropriate legal structures to address agreed upon risk allocation. We have been involved in a broad spectrum of alternate delivery solutions, including outsourcing, asset divestiture, lease-backs, BTOs (build, transfer, operate projects), DBOs (design, build, operate projects), DFBO (design, finance, build, operate) and various hybrids.

Working With Project Teams

We are experienced in advising clients working as part of multidisciplinary teams. We are familiar with the need to ensure that all relevant members of the group are kept advised. On many of our large projects we establish a close working relationship among the client's own personnel (often from several different departments or offices), auditors, consulting engineers, actuaries, bankers, financial advisors and other experts.

