Government Procurement

The government procurement process has its fair share of rules and regulations. You need a legal team that can anticipate and advise on any issues that may arise in the procurement process.

We regularly assist public authorities and private sector owners with developing and adopting a wide range of procurement models, plans and strategies, including:

- traditional formal call for tenders
- structured requests for expressions of interest
- request for qualifications
- request for proposals
- structured auctions

Our experience with relevant contracts, deliverables and other legal requirements includes:

- working with clients to integrate a variety of project agreements for a streamlined project delivery approach
- preparing procurement and contract documents and agreements
- counselling clients on dispute avoidance, early dispute resolution and other strategies
- advising on project tender issues, including drafting tender documents to ensure the unique nature of institutional construction is adequately addressed

We represent businesses throughout the procurement and contracting stages, including:

- drafting, negotiating and reviewing contracts
- creating innovative and tax-effective infrastructure financing arrangements and payment mechanisms
- managing procurement processes
- resolving procurement disputes

We are actively involved in assessing best procurement practices in a range of jurisdictions, sectors and procurement authorities, including federal government agencies such as:

- Public Services and Procurement Canada
- Department of National Defence
- Canadian Air Transport Security Authority
- Royal Canadian Mint

Experience

- Several Canadian and foreign companies in disclosures to and investigations by Public Services and Procurement Canada pursuant to the Integrity Regime.
- A Fortune 500 company in relation to internal investigations of potential integrity violations in PPP projects by its Canadian subsidiary.
- A Fortune 500 company, as a third party to investigate and certify to Public Services and Procurement Canada that the Canadian subsidiary had no involvement in matters arising from a deferred prosecution agreement concluded by the parent company with the U.S. DOJ and SEC.

BLG | Canada's Law Firm

As the largest, truly full-service Canadian law firm, Borden Ladner Gervais LLP (BLG) delivers practical legal advice for domestic and international clients across more practices and industries than any Canadian firm. With over 800 lawyers, intellectual property agents and other professionals, BLG serves the legal needs of businesses and institutions across Canada and beyond – from M&A and capital markets, to disputes, financing, and trademark & patent registration.

blg.com

BLG Offices

Calgary

Centennial Place, East Tower
520 3rd Avenue S.W.
Calgary, AB, Canada
T2P 0R3

T 403.232.9500
F 403.266.1395

Ottawa

World Exchange Plaza
100 Queen Street
Ottawa, ON, Canada
K1P 1J9

T 613.237.5160
F 613.230.8842

Vancouver

1200 Waterfront Centre
200 Burrard Street
Vancouver, BC, Canada
V7X 1T2

T 604.687.5744
F 604.687.1415

Montréal

1000 De La Gauchetière Street West
Suite 900
Montréal, QC, Canada
H3B 5H4

T 514.954.2555
F 514.879.9015

Toronto

Bay Adelaide Centre, East Tower
22 Adelaide Street West
Toronto, ON, Canada
M5H 4E3

T 416.367.6000
F 416.367.6749

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