



## BLG Lawyers Speak at CELF's 58th Annual Jasper Research Seminar

June 19, 2019

On June 14, 2019, BLG Construction Partner Kevin Barr and Associate Theron Davis presented at the Canadian Energy Law Foundation's (CELF) Jasper Research Seminar.

Kevin and Theron's paper is entitled "Under Construction: A Close Examination of Recent Construction Law Developments and Their Impact on the Oil and Gas Industry".

Canadian courts have recently delivered a number of construction related decisions that impact tendering, arbitration, liens, and bonding in the oil and gas industry. These recent decisions demonstrate a tension between the prototypical freedom to contract and the judiciary's proclivity towards correcting perceived failings of the construction industry. Disputes arising from construction projects in the oil and gas industry have taken centre stage in bringing about incremental change in the law. In order to mitigate against the resultant uncertainty, owners and contractors should mind the nuances in how the fundamental rules of construction law are applied. This paper explores the application of first principles to identify themes commonly adopted by the bench and makes recommendations for where the case law may be going in the future.

[To read more on this topic here.](#)

By

[Michael A Marion](#)

Expertise

[Energy - Oil & Gas, Energy – Power](#)

---

**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 725 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](http://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

The information contained herein is of a general nature and is not intended to constitute legal advice, a complete statement of the law, or an opinion on any subject. No one should act upon it or refrain from acting without a thorough examination of the law after the facts of a specific situation are considered. You are urged to consult your legal adviser in cases of specific questions or concerns. BLG does not warrant or guarantee the accuracy, currency or completeness of this publication. No part of this publication may be reproduced without prior written permission of Borden Ladner Gervais LLP. If this publication was sent to you by BLG and you do not wish to receive further publications from BLG, you may ask to remove your contact information from our mailing lists by emailing [unsubscribe@blg.com](mailto:unsubscribe@blg.com) or manage your subscription preferences at [blg.com/MyPreferences](#). If you feel you have received this message in error please contact [communications@blg.com](mailto:communications@blg.com). BLG's privacy policy for publications may be found at [blg.com/en/privacy](#).

© 2025 Borden Ladner Gervais LLP. Borden Ladner Gervais LLP is an Ontario Limited Liability Partnership.