

## Construction Law Primer

*Construction & Infrastructure Law / Young Lawyers Division*



Webcast

**Date:** Thursday, November 03, 2022 | 9:00 am to 12:30 pm

**Location:** Exclusively by webinar

**Agenda:** 9:00 am Program Commences  
12:30 pm Program Concludes



**Substantive Hours:** This program contains 3 hrs  
**Professionalism Hours:** This program contains .5 hrs

*The OBA has been approved as an Accredited Provider of Professionalism Content by the Law Society of Ontario*

Are you relatively new to the world of construction law? If so, this is a program designed just for you. Hear from our expert faculty about the essential elements of construction projects, including an overview of special considerations for parties, project delivery models, key contract provisions, procurements, and crucial provisions and processes to note under the *Construction Act*.

Walk away with an understanding of your obligations and valuable insights on best practices that seasoned practitioners have developed through their years in the field.

**Program Chairs:** **Ethan McCarthy**, Osler, Harkin & Harcourt LLP  
**Ivan Merrow**, McCarthy Tétrault LLP

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| <p>9:00 am Welcome and Opening Remarks</p> <p>9:05 am <b>Parties to a Construction Project</b><br/><b>Jason Annibale</b>, McMillan LLP<br/><b>Jennifer A. Roberts</b>, Gibbs &amp; Associates Litigation Counsel</p> <ul style="list-style-type: none"> <li>• The construction pyramid</li> <li>• Special considerations when acting for design professionals (architects &amp; engineers)</li> <li>• Special considerations when acting for owners</li> <li>• Special considerations when acting for general contractors and sub-trades</li> <li>• Special considerations when acting for sureties</li> </ul> <p>9:30 am <b>Project Delivery Models</b><br/><b>Andrew Bigioni</b>, Hatch Ltd.<br/><b>Brad Nicpon</b>, McCarthy Tétrault LLP</p> <ul style="list-style-type: none"> <li>• Design-Bid-Build (CCDC2)</li> <li>• Construction Management (CCDC5A/5B) <ul style="list-style-type: none"> <li>○ Construction Manager at risk and not at risk</li> </ul> </li> <li>• Design-Build (CCDC 14) <ul style="list-style-type: none"> <li>○ Design-Build-Operate</li> <li>○ Design-Build-Operate-Maintain</li> <li>○ Public-Private Partnerships (P3)</li> </ul> </li> <li>• Integrated Project Delivery</li> </ul> <p>10:00 am <b>Risk Allocation through the Construction Contract: Key Provisions</b><br/><b>Annik Forristal</b>, McMillan LLP<br/><b>Ted Betts</b>, Gowling WLG</p> <ul style="list-style-type: none"> <li>• Key provisions to include in a construction contract</li> </ul> | <ul style="list-style-type: none"> <li>• Errors, omissions, and common issues that lead to disputes and claims and how to avoid them</li> </ul> <p>10:45 am <b>Networking Break</b></p> <p>11:00 am <b>Construction Act - Prompt Payment and Adjudication</b><br/><b>Sahil Shoor</b>, Gowling WLG<br/><b>Manav Singhla</b>, Miller Thomson LLP</p> <ul style="list-style-type: none"> <li>• Stakeholders' prompt payment obligations</li> <li>• Interim adjudication process in brief</li> <li>• Limited rights of appeal</li> </ul> <p>11:30 am <b>Construction Liens and Breach of Trust Claims</b><br/><b>Krista McKenzie</b>, Kennaley Construction Law<br/><b>Sandra Astolfo</b>, WeirFoulds LLP</p> <ul style="list-style-type: none"> <li>• Key lien action timelines, process, and procedural differences</li> <li>• <i>Construction Act</i> trust obligations and remedies</li> </ul> <p>11:55 pm <b>Procurement, Bidding and Tendering</b><br/><b>Judy Wilson</b>, Blake, Cassels &amp; Graydon LLP<br/><b>Roger Gillott</b>, Osler, Hoskin &amp; Harcourt LLP</p> <ul style="list-style-type: none"> <li>• Overview of procurement law</li> <li>• Sources of procurement obligations</li> </ul> <p>12:25 pm <b>Question and Answer Period</b></p> <p>12:30 pm <b>Program Concludes</b></p> |
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