



DOUGLAS R. SANDERS LL.B.,

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Infrastructure
Construction
Public-Private Infrastructure Projects
International Construction Projects
Procurement
Saskatchewan
Municipal Law and Other Government
Railway
Defence and Security

Education / Bar Admissions

LLB, University of Saskatchewan,
1989

B.Sc. in Civil Engineering, 1986

Yukon, 2015

British Columbia, 1999

Saskatchewan, 1990

Professional Involvement

Fellow, Canadian College of
Construction Lawyers

Member, Law Society of British
Columbia

Member, Law Society of
Saskatchewan

Member, Law Society of Yukon (non-
practising)

Member, Association of Professional
Engineers of BC and Saskatchewan

Member, Construction Specifications
Canada

Community Involvement

Soccer coach, North Shore Girls
Soccer Association, 2002-08

EXECUTIVE SUMMARY

Doug Sanders leads our Corporate Commercial Group in our Vancouver office, and our Public-Private Infrastructure Projects Group nationally. Doug is both a lawyer and an engineer, and practises in the areas of public-private partnerships, construction contracts (negotiation, drafting, and review), shipbuilding contracts, power plant and industrial EPC contracts, and generally contracts to design or construct any asset. Recognized as a leading lawyer in construction and infrastructure by the foremost legal rankings publications, Doug focuses on large infrastructure projects and has worked on major projects in many Canadian provinces, and around the world.

Doug is also a frequent author and speaker for various organizations and publications on these areas of law.

REPRESENTATIVE WORK

- Representative clients include Flatiron, Grosvenor, Parsons, Bilfinger, Acciona, Turner, Clark, Graham, Bird, EPCOR, and a number of government agencies.
- New Bridge over St. Lawrence Corridor (Champlain Bridge) (\$2.4 billion)– lead counsel for the design-build joint venture (closed).
- Stanton Territorial Hospital Project (\$300 million)– lead counsel for the design-build joint venture (closed).
- Okanagan Correctional Centre – (\$190 million) – Lead counsel for the Province of BC (closed).
- Surrey Pretrial Services Centre Expansion – (\$90 million) Lead counsel for the Province of BC (closed).
- Evergreen Line - Co-lead counsel for design-build joint venture (closed).
- Alberta Schools 3 – Co-lead counsel for design-build joint venture (closed).
- Alberta Schools 2 – (\$250 million), Lead counsel for design-build joint venture (closed).
- RCMP - Lead counsel for member of design-build joint venture (closed).

- Fort St. John Hospital – (\$300 million) Lead counsel for design-build joint venture (closed).
- Golden Ears Bridge Bridge and Highway (\$1.1 billion) – Lead counsel for the design-build joint venture (closed).
- Northwest Anthony Henday Bridge and Highway – (\$1.4 billion) Lead counsel for design-build joint venture (closed).
- Alberta Schools – (\$500 million) Lead counsel for design-build joint venture (closed).
- Surrey Outpatient Facility – (\$200 million) Lead counsel for member of design-build joint venture (closed).
- Royal Jubilee Hospital Patient Care Centre – (\$350 million) Lead counsel for lead member of design-build joint venture (closed).
- Water/Wastewater Treatment plants – Lead counsel for the concessionaire in respect of water treatment projects for Port Hardy, Lytton, and Sooke (closed).
- Sea-to-Sky Highway Bridge and Highway (\$600 million) – BLG acted for UK and French lenders to the concessionaire. Primary responsibility for design-build and operations contracts (closed).
- E18 Grimstad – Kristiansand (Norway) Bridge and Highway (\$500 million) - Lead counsel for the design-build joint venture (closed).
- Kicking Horse Canyon Bridge and Highway (\$130 million) – Lead counsel for the design-build joint venture (closed).
- Calgary Ring Road Bridge and Highway (\$650 million)– Lead counsel for the design-build joint venture (closed).
- Britannia Water Treatment plant (\$27 million) – Lead counsel for the concessionaire (closed).
- BART Extension (San Francisco) – Lead counsel for US design-build joint venture, part of preferred proponent (process terminated).
- Port Mann Bridge and Highway – (\$2.46 billion) – Lead counsel for design-build joint venture (closed).
- ACCW Prison – Lead counsel for government owner (closed).
- HWY 97 and Campbell Road Interchange – Lead counsel for First Nation (closed).
- “The Rise,” a mixed-use commercial/residential building – Lead counsel for private owner (closed).

PUBLICATIONS & PRESENTATIONS

- Co-Presenter, "Avoiding Common Errors in Construction Contracts," PBLI, March 8, 2017.
- Speaker, "Managing Risks in Construction Contracts," Canadian Institute, January 2016.
- Speaker, "Construction Claims: Preventing and Addressing Construction Claims at all Stages," Affinity Institute, February, 2016.
- Speaker, "Project Delivery Models," PBLI, September, 2016.

- Moderator, "Municipal Panel: The Evolution of Municipal-Led Projects," Annual Canadian Infrastructure Finance Forum (IJ Global), July 2015.
- Speaker, "Construction Contracts: Best Practices for Project Success", Affinity Institute, June 11, 2015
- Instructor, "Calgary Construction Law Subsection", Canadian Bar Association (CBA), May 11, 2015
- Speaker, "Procurement: The Real World", Pacific Business and Law Institute (PBLI), April 29, 2015
- Speaker, "Construction Contracts & Risk Management", Affinity Institute, January 22, 2015
- Speaker, "Managing Risks in Construction Contracts", Canadian Institute, November 26, 2014
- Speaker, "Hottest Construction Issues and Trends" Affinity Institute, November 25, 2014
- Instructor, "Tendering Law", Continuing Legal Education (CLE), October 24, 2014
- Speaker, "Canadian Infrastructure Project Owners Forum", Insight Information, September 29, 2014
- Speaker, "Construction Contracts: Managing Risks and Avoiding Costly Mistakes", Affinity Institute, May 27, 2014
- Instructor, "Construction Law", Canadian Legal Education (CLE), May 21, 2014
- Author, "Contract Wording Critical: The Clear and Unambiguous Contract Has Yet to be Written," *Construction Canada*, December 2013.
- Workshop Coordinator, "Practical Negotiating Techniques for Contracts & Agreements," Federated Press Conference, March 2013.
- Speaker, "Construction Contracts – How to Prevent Costly Mistakes," Pacific Business and Law Institute (PBLI), December 2012.
- Speaker, "Managing Risks in Construction Contracts," Canadian Institute, November 2012.
- Speaker, Camara Colombiana de la Infraestructura, November 2012.
- Moderator, Cali y Region Pacifico – Presente y Futuro Promisorio, November 2012.
- Presenter, "Canada's Trade Mission to Colombia," Government of Canada, November 2012.
- Author, "P3s and the Canadian Experience with Risk Management," *Public Sector Digest*, Fall 2012.
- Bidding, Contracting & Procurement in the Public Sector, Insight, June 2012.
- Speaker, "Forum on Collaborative Project Delivery," Canadian Institute, June 2012.
- Presenter, "Construction Law 2012," The Continuing Legal Education Society of British Columbia (CLE BC), June 2012.
- Speaker, "De-bunking P3s," VRCA Workshop, April 2012.
- Speaker, "Construction Issues in PPP Contracts," VRCA P3 Workshop, March

2012.

- Speaker, Western Canada Construction Superconference, Canadian Institute, January 2012.
- Speaker, “*Tercon*: Changing the Face of Tendering Law in Canada,” Canadian Institute Conference, June 2010.
- Moderator, “Project Finance – PPP Roundtable,” CCPP Conference, June 2010.
- Author, *Practical Law of Architecture, Engineering and Geoscience*, 2nd Edition, Pearson, 2010.
- Speaker, “Construction Law – Getting Paid in Tough Times,” PBLI Conferences, June 2010 and June 2009.
- Speaker, “Construction Law,” CLE BC Conference, April 2010.
- Speaker, “*Tercon*,” CLE BC Conference, March 2010.
- Presenter, “*Tercon*: Changing the Face of Tendering Law in Canada,” Canadian Institute Conference, June 2010.
- Moderator, “Project Finance – PPP Roundtable,” CCPP Conference, June 2010.
- Presenter, “Getting Paid in Tough Times,” PBLI Conference, June 2010.
- Presenter, “Construction Law,” CLE BC Conference, April 2010.
- Presenter, “*Tercon*,” CLE BC Conference, March 2010.
- Presenter, “Project Finance,” Western Canada Innovation Infrastructure Finance Forum, June 2009.
- Presenter, “Construction Law – Getting Paid in Tough Times,” Pacific Business and Law Institute (PBLI) Conference, June 2009.
- Speaker, “Project Finance,” Western Canada Innovation Infrastructure Finance, June 2009.
- Speaker, “Construction Law Update – Construction Law Strategies for 2009: Risks Redefined,” Conference, April 2009.
- Speaker, “Construction Law 2009” and “Tendering Law 2009” Conferences, March and April 2009.
- Speaker, “Managing Risk and Maximizing Business Opportunities,” Construction Superconference, April 2009.
- Presenter, “Construction Law Update – Construction Law Strategies for 2009: Risks Redefined” Conference, April 2009.
- Presenter, “Managing Risk and Maximizing Business Opportunities” Construction Superconference, April 2009.
- Presenter, “Construction Contracts: Practical Guidelines to Prevent Costly Mistakes,” PBLI Conference, January 2009.
- Presenter, “Managing Risk and Maximizing Opportunities,” Construction Superconference, January 2009.
- Presenter, “Managing Risks in Construction Contracts,” Canadian Institute Conference, November 18 & 19, 2008.

- Presenter, “Construction Law Primers – Construction Management Risk Management,” October 2008.
- Presenter, “Negotiating PPP Contracts,” Canadian Institute Conference, October 20 & 21, 2008.
- Presenter, BLG Group mini-retreat, October 3 & 4, 2008.
- Presenter, Canadian Bar Association Construction Section “P3” Seminar, May 2008.
- Presenter, “Lets Talk Construction,” CLE BC Tendering Seminar, April 2008.
- Presenter, “Construction Scheduling,” BLG Client Seminar, April 2008.
- Presenter, “Construction Law Update,” PBLI Seminar, April 15 & 16, 2008.
- Presenter, “Contractual Allocation of Risk,” CBA Construction Section Seminar, April 2008.
- Presenter, “Preparing For and Conducting a Trial – Finding and Instructing Experts,” BLG U Seminar, April 2008.
- Presenter, “Constructions Specifications Canada,” CCDC Seminar, March 2008.
- Quoted in *Lexpert® Magazine* with respect to BC construction boom and relationship to 2010 Olympics, February 2008.
- Workshop Leader, “How to Create a Successful RFP,” Canadian Institute Public Procurement, January 2008.
- Workshop Leader, “Construction Contracts,” Canadian Institute Construction Superconference, January 2008.
- Presenter, “Time Matters,” BLG Toronto Seminar, November 2007.
- Presenter, “P3 Learning Session,” Canadian Institute Seminar, November 2007.
- Workshop Leader, “Creating PPP Contracts,” November 2007.
- Workshop Leader, “Managing Risk in Construction Contracts,” November 2007.
- Presenter, Tendering CLE Seminar, September 2007.
- Presenter, APEGBC – Professional Engineers and Geoscientists of BC Law Seminar, September 2007.
- Author, “Foreseeing Unforeseen Conditions,” *Construction Business Magazine*, July 2007.
- Presenter, “CSC Legal Challenges” Seminar, May 2007.
- Co-Chair and Presenter, “Construction Jeopardy CLE” Seminar, February 2007.
- Presenter, “UMA Tendering” Seminar, February 2007.
- Presenter, “Building Codes in Contracts” Seminar, February 2007.
- Author, “Mediation Better than Arm Wrestling,” February 2007.
- Presenter, “Procurement Law” Seminar, January 2007.
- Quoted in *National Post*, *Legal Post* article on Golden Ears Bridge P3, January

2007.

- Presenter, APEGBC Law Seminar, December 2006.
- Author, "How Many Mandatories Do You Really Need?," *Legal Edge*, November 2006.
- Presenter, "Top 10 Risk Management Techniques" Seminar, October 2006.
- Presenter, BLG Procurement Law Seminar, October 2006.
- Author, "The State of Tendering Law in Canada," *Construction Business Magazine*, September 2006.
- Presenter, "Clauses You Love to Hate" Seminar, September 2006.
- Presenter, BLG P3 Calgary Client Seminar, September 2006.
- Presenter, "Minimizing P3 Procurement Costs" Seminar, June 2006.
- Presenter, "Letters of Assurance" Seminar, May 2006.
- Presenter, "Highway and Bridge Projects" Seminar, London Superconference, May 2006.
- Presenter, "Negotiating CCDC Contracts" Seminar, April 2006.
- Presenter, APEGBC Law Seminar, March 2006.
- Presenter, "Alternative Project Delivery Methods," BLG Vancouver Seminar, February 2006.
- Presenter, "Fast Track Construction Projects," Buildex Vancouver Seminar, February 2006.
- Presenter, "Fairness Monitoring," BLG Toronto Construction Seminar, February 2006.
- Presenter, "Minimizing Pre-Contract Costs in P3s," Canadian Institute Procurement Conference, January 30 & 31, 2006.
- Presenter, APEGBC Law Seminar, January 2006.

TESTIMONIALS & RANKINGS

Testimonials

- **"His knowledge and understanding of the field and strong ability to negotiate effectively place him at the forefront of his industry."** — Lexology Client Choice Awards, 2016
- **"Mr Sanders frequently brings creative and appropriate solutions to some of our most complex problems and does not shy away from difficult issues."** — Lexology Client Choice Awards, 2016
- **"What sets him apart is the extent to which he is a true advocate for his client; he prioritises the issues and challenges that matter and - as a matter of professional practice - shows exemplary leadership in integrity, character and fairness."** — Lexology Client Choice Awards, 2016
- **"Mr Sanders is a leading expert in the procurement law field; he brings a practical, business-focused perspective."** — Lexology Client Choice Awards, 2016

Rankings

- Recognized in the 2019 edition of *Chambers Global — The World's Leading Lawyers for Business* (Projects: PPP & Infrastructure).
- Recognized in the 2019 edition of *IFLR1000 – The Guide to the World's Leading Financial Law Firms* (Project Development - Highly Regarded).
- Recognized in the 2019 edition (and since 2010) of *The Best Lawyers in Canada®* (Construction Law, Project Finance Law, Public Procurement Law), and recognized as "Vancouver Project Finance Law Lawyer of the Year" in 2019 and 2018.
- Recognized in the 2019 edition (and since 2016) of *Chambers Canada – Canada's Leading Lawyers for Business* (Projects: PPP & Infrastructure).
- Recognized by the 2016 Client Choice Awards as the exclusive winner in the Projects & Procurement category in British Columbia.
- Recognized as a leading infrastructure lawyer in the 2018 edition (and since 2014) of the *Lexpert®/Report on Business Special Edition on Infrastructure*.
- Recognized as a 2017 Acritas Star.
- Recognized in the 2016 edition (and since 2013) of *Chambers Global – The World's Leading Lawyers for Business* (Projects: PPP & Infrastructure).
- Recognized in the 2017, 2016 and 2015 editions of the *Legal 500 Canada* (Infrastructure & Projects).
- Recognized in the 2019 (and since 2013) editions of *The Canadian Legal Lexpert® Directory* (Construction Law). Also recognized in 2019 for Energy (Electricity).
- Recognized in the 2019, 2017 and 2016 editions of *The Canadian Legal Lexpert® Directory* (Infrastructure).
- Recognized in the 2017 edition of *Who's Who Legal: Government Contracts* and *Who's Who Legal 2017*. Also recognized in the 2016 edition of *Who's Who Legal: Canada* (Government Contracts).
- Fellow, the Canadian College of Construction Lawyers.
- Fellow, Engineers Canada (nominated by both BC and Saskatchewan).

ABOUT BORDEN LADNER GERVAIS LLP

Borden Ladner Gervais LLP (BLG) is a leading, national, full-service Canadian law firm focusing on business law, commercial litigation and arbitration, and intellectual property solutions for our clients. BLG is one of the country's largest law firms with more than 700 lawyers, intellectual property agents and other professionals in five cities across Canada. We assist clients with their legal needs, from major litigation to financing to trademark and patent registration.