



## Environmental Law

Whether evaluating the environmental risk associated with an operating company, a proposed merger or acquisition, purchasing, developing, managing or selling real estate, seeking environmental approvals for an existing or new project, or managing litigation stemming from contamination, companies turn to us for environmental advice. With a client base spanning the range of manufacturing, automotive, steel, real estate, food processing, chemicals, petrochemical, energy, natural resources, utilities, transportation and waste management, to name a few, our environmental group assists clients to identify and resolve issues locally, nationally and internationally.

We focus on finding practical solutions in the most efficient manner possible.

We have built strong relationships with businesses, consultants, lawyers, governmental agencies and non-governmental organizations around the world, which allows us to provide timely, efficient solutions to the various legal, technical and public policy issues facing our clients.

The core of our practice involves compliance matters, including the management of environmental risks, as well as the advancement of sustainability (which include compliance and “beyond compliance” elements). Our practice covers many different areas, including the development of environmental/sustainability policies and implementation practices and procedures; relevant and practical proactive (and where necessary reactive) compliance advice; the management of litigation risks; assisting with the purchase, sale and management of properties and businesses; the management and development of contaminated properties, including site investigations, remediation work and brownfield initiatives; conducting environmental assessments for projects, including in the energy sector; assisting with insolvency matters, including with respect to environmental liabilities related to an insolvent or bankrupt company; and obtaining approvals for projects and facilities. We appear in court and before various tribunals and boards to represent clients on liability and enforcement proceedings arising out of contaminated sites, and prosecutions under federal and provincial statutes, as well as municipal by-laws.

We advise buyers, sellers, investors, lenders, borrowers, property managers, underwriters and financial advisors about the various environmental risks related to business and transactions, including the identification of liabilities and the proper management and allocation of these liabilities. This can also include advising on various insurance products that may be available for environmental matters.

### Select Experience

- **Wilbur-Ellis Holdings II, Inc.**, in its acquisition of Nachurs Alpine Solutions.
- **Frontier**, on its PAK Lithium Project including: corporate, finance, regulatory, environmental, and aboriginal community relations.
- **Access Pipeline Inc.**, in a \$400-million joint venture between MEG Energy Corporation and Devon ARL Canada Corporation.
- A manufacturer and installer in a dispute over a fire in a gas compressor.
- Environmental consultants in the defence of negligence claims related to TCE/PCE contamination on a commercial site in Ontario.



- **Shell Canada Products**, in environmental matters regarding a proposed refinery expansion project.
- An international carbon emissions broker, in a Clean Development Mechanism transaction involving the purchase and sale of over \$1 billion in certified emissions reductions (CERs).
- **Bear Head LNG**, in regulatory/environmental approvals for construction of the plant.
- **CUNA Mutual Group**, in its acquisition by Co-operators Life Insurance and Central 1 Credit Union.
- **Natsource CF Corporation**, in the completion of a series of transactions involving the forward purchase and syndicated onward sale of approximately 44 million certified emission reductions expected to be created by a nitrous oxide decomposition project in China.
- **North West Upgrading Inc.**, in all regulatory and environmental approvals associated with the construction, operation, and reclamation of a bitumen upgrader to be located near Edmonton; capital cost estimated to be approximately \$4 billion.
- **NUCRYST Pharmaceuticals Corp.**, in the possible sale of all or substantially all of the assets of NUCRYST and the consideration of an amalgamation of the NUCRYST with 1499642 Alberta Ltd., a wholly-owned subsidiary of The Westaim Corporation.
- **Precision Castparts Corp.**, a worldwide manufacturer of complex metal components and products, in its acquisition of all of the outstanding securities of Centra Industries, a leading manufacturer of complex aerospace components for the world's major commercial and military aircraft programs, and the land used to operate the business of Centra Industries for an undisclosed price.
- **Shell Canada**, in construction contracts for the expansion of its \$6-billion Athabasca Oil Sands Project.
- **Shell Canada Products**, in regulatory, environmental, aboriginal and land matters regarding a proposed refinery project.
- **SkyPower Wind Energy Fund LP**, in the sale of its Terrawinds wind energy project near Riviere-du-Loup, Quebec and related assets for approximately \$300 million.
- **Synenco Energy Inc.**, as lead counsel for all regulatory and environmental approvals associated with the construction, operation, and reclamation of the oil sands mine and extraction facility near Fort McMurray, Alberta.
- **Synenco Energy Inc.**, in the approximately \$105-million negotiation and execution of a series of agreements related to SinoCanada Petroleum Corporation's acquisition of a 40-percent interest in the Northern Lights Oil Sands Project.
- **The RainTree Corporation**, in a senior secured credit facility from the Northern Ontario Heritage Fund Corporation. The RainTree Corporation is engaged in forestation and reforestation of projects in North America and South America.
- **Toronto Waterfront Revitalization Corporation**, in the ongoing development and redevelopment of approximately 300 hectares of parks and public spaces along Toronto's waterfront.
- **TriWest Capital Partners III, L.P.**, invested in Fraser River Pile & Dredge in partnership with Fraser River's senior management team and the existing Principals.
- Undisclosed client, in actions as lead counsel for all regulatory and environmental approvals associated with the construction, operation, and reclamation of a multi-billion-dollar SAGD facility associated with a major SAGD in-situ oil sands project to be located in Northern Alberta.
- Undisclosed client, in counsel for regulatory and environmental approvals associated with the decommissioning, remediation, and reclamation of a nuclear facility.
- Undisclosed client, in obtaining approvals for various unconventional gas field developments in Alberta, including coalbed methane from the Horseshoe Canyon and Mannville formations.
- Undisclosed client, in regulatory and environmental approvals associated with significant modifications to a major sour gas processing facility.



## Recent Recognitions

- **Chambers Canada**  
Ranked Band 1, Environment
- **Chambers Global The World's Leading Lawyers for Business**  
Band 1, Environment
- **The Legal 500 Canada**  
Ranked Tier 1, Environment
- **The Canadian Legal Lexpert Directory**  
Most frequently recommended, Environmental Law, Calgary  
Most frequently recommended, Environmental Law, Toronto

## Key Contacts

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