

Public-Private Partnerships

We have a long history and deep roots in public-private partnerships, advising public and private sector partners in their infrastructure and PPP projects across Canada and the United States.



Overview

As governments look to maximize the impact of their infrastructure mandates, we bring strategic counsel to public and private sector players on their most innovative projects. We are proud of our long history with PPPs: we were some of the first to be involved in shaping the Canadian PPP market and have played a leadership role in its evolution ever since. With experience on over 140 major projects in Canada, the United States and internationally, our team has deep industry knowledge and technical ability to advise on sophisticated projects across North America.

We bring a balanced perspective grounded in experience, regularly giving counsel across the spectrum of industry players, including sponsors, lenders, public authorities, contractors and service providers. We advise on all permutations of project structures in all major asset classes, such as healthcare, transit, transportation, energy, broadband and Indigenous projects. Our interdisciplinary team works across Canada, combining regulatory and transactional experience to provide holistic legal service to the full spectrum of PPP proponents.

PRIMARY CONTACTS



Mark W.S. Bain



Tara A. Mackay

No matter the asset class or complexity, we bring *sophisticated insight* into every stage of your project.

#1

Advisor of the Year by IJGlobal

Market-leading experience.

We are known for our work helping plan, procure, build and finance major capital projects. Our team has been active on over 140 PPP projects in Canada, the U.S. and internationally.

North American platform.

We are proud to be named North American Legal Advisor of the Year 2020 by IJGlobal. From our offices in Canada and New York, we give clients the unique benefit of cross-regional perspective on their Canadian and U.S. projects.

140+

PPP projects

15

U.S. states we have worked in

Featured Work

Clackamas County Circuit Courthouse

Torys acted as counsel to Fengate PCL Progress Partners (Fengate Capital/PCL Investments) as the successful proponent for the US\$294.5 million Clackamas County Circuit Courthouse PPP project to design, build, finance, operate and maintain a new courthouse in Clackamas County, Oregon, which won *IJGlobal's* 2022 North America Social Infrastructure Deal of the Year

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Fargo-Moorhead Area Diversion

Torys acted as counsel to Red River Valley Alliance (Acciona Concessions/Shikun & Binui/North American Construction Group) as the successful proponent for the US\$2.1 billion Fargo-Moorhead Area Diversion PPP project to design, build, finance, operate and maintain a flood control project on the Red River that borders North Dakota and Minnesota, a project which won IFLR Americas Award's 2022 Project Finance Deal of the Year, *Project Finance International's* 2021 Americas P3 Deal of the Year, *Proximo's* 2021 North America Water Deal of the Year and *IJGlobal's* 2021 Water Deal of the Year - North America

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SWIFT Network

Torys acted as counsel to SWIFT, a partnership of rural and regional municipal groups, as the public authority for the C\$209 million Southwestern Integrated Fibre Technology program to expand broadband internet access to underserved rural areas in Southwestern Ontario

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New Western Memorial Regional Hospital

Torys acted as counsel to Government of Newfoundland and Labrador and Western Regional Health Authority as the public authorities for the C\$750 million Corner Brook Acute Care Hospital (now the new Western Memorial Regional Hospital) PPP project to design, build, finance and maintain a new acute care hospital in Corner Brook, Newfoundland and Labrador, a project which won the *IJGlobal's* 2019 North America Social Infrastructure Deal of the Year, the 2020 Silver Award for Innovation and Excellence in Project Development from the Canadian Council for Public-Private Partnerships (CCPPP) and the 2024 Gold Award for Innovation and Excellence in P3 Design & Construction also from CCPPP

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Explore our Project Map

Visit our interactive tool to see a cross-section of projects we've advised on—in Canada, the U.S., and beyond.

Representative Work

Lambton College New Residence

Fengate as the successful proponent, in partnership with Tilbury Properties Corporation, for the Lambton College New Residence PPP Project to design, construct, finance, operate and maintain a new student residence on the college's campus in Sarnia, Ontario

Fengate as part of the EllisDon Infrastructure consortium the successful proponent for the P3 Schools Bundle #5 project to design, build, finance and maintain six new schools in Alberta

the lenders to Ontario Science Partners (John Laing/Sacyr Infrastructure/Amico Major Projects) as a shortlisted proponent for the new Ontario Science Centre Facility PPP project to design, build, finance and maintain a new state-of-the-art facility on the mainland at Ontario Place in Toronto, Ontario

Connor, Clark and Lunn Acquisition of Bermuda International Airport Stake

Connor, Clark & Lunn Infrastructure in its US\$120 million acquisition of a 49.9% minority interest in Bermuda Skyport Corporation Limited, concessionaire of the L.F. Wade International Airport in Bermuda, from Aecon Group Inc.

Alberta Broadband Networks Project

the lenders to Meridiam for the C\$219 million Alberta Broadband Networks project to design, build, finance, operate, maintain and lease a fibre-optic broadband network in central Alberta

Ontario Line - Rolling Stock, Systems, Operations and Maintenance (RSSOM)

the lenders to ONLineLinx (ALSTOM/John Laing) as a shortlisted proponent for the Ontario Line — Rolling Stock, Systems, Operations and Maintenance (RSSOM) PPP project to design, build, finance, operate and maintain certain components of the Ontario Line, a 15.6 km stand-alone rapid transit line connecting the Ontario Science Centre to Exhibition and Ontario Place in Toronto, Ontario

Clackamas County Circuit Courthouse

Fengate PCL Progress Partners (Fengate Capital/PCL Investments) as the successful proponent for the US\$294.5 million Clackamas County Circuit Courthouse PPP project to design, build, finance, operate and maintain a new courthouse in Clackamas County, Oregon, which won *IJGlobal's* 2022 North America Social Infrastructure Deal of the Year

Fargo-Moorhead Area Diversion

Red River Valley Alliance (Acciona Concessions/Shikun & Binui/North American Construction Group) as the successful proponent for the US\$2.1 billion Fargo-Moorhead Area Diversion PPP project to design, build, finance, operate and maintain a flood control project on the Red River that borders North Dakota and Minnesota, a project which won IFLR Americas Award's 2022 Project Finance Deal of the Year, *Project Finance International's* 2021 Americas P3 Deal of the Year, *Proximo's* 2021 North America Water Deal of the Year and *IJGlobal's* 2021 Water Deal of the Year - North America

Potrero Yard Modernization

Potrero Yard Community Partners (Fengate Capital /Emerald Fund/American Triple I Partners) as a shortlisted proponent for the Potrero Yard Modernization PPP project to design, build, finance, operate and maintain a new bus yard and affordable housing project in San Francisco, California

Prince George's County Public Schools

Prince George's County Education & Community Partners (Fengate Capital/Gilbane Development) as the successful proponent for the US\$400 million Prince George's County Public Schools PPP project to design, build, finance and maintain six new schools in Prince George County, Maryland



They're able to handle complex and sophisticated matters. We value the continued awareness when engaging them, and between engagements as well.

Latest Insights

The critical role of the Canada-Alberta MOU in Canada's energy roadmap

We review progress on the landmark Memorandum of Understanding, with two key commitments delivered and two still under negotiation.

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Giving fast lane permitting a test drive

New "fast track" frameworks aim to improve the efficacy and efficiency of major project reviews, but success will hinge on how governments implement and align these processes.

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Transforming Canada into an energy superpower: Q&A with the Minister of Energy and Natural Resources, Tim Hodgson

We spoke with Minister Hodgson about Canada's ambitious goals to diversify trade, enhance national security, and scale the country's energy and resources sectors.

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Canada's Arctic moment: realizing critical mineral development in Canada's North

We review the policy and legislative initiatives creating a generational opportunity to advance critical mineral development in Canada's North.

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Financing Canada's energy superpower ambitions

Massive capital investment in provincial and federal energy infrastructure is needed to help Canada realize its energy superpower ambitions. The project finance market is poised to lend a critical hand.

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Private capital investment opportunities: mobilizing capital for Canada's energy supercycle

Private capital investors will want to move early and stay agile to leverage the opportunities emerging from Canada's energy sector growth.

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Recent Recognition

[Tier 1 in Project Development — Energy \(IFLR1000\)](#)

[Tier 1 in Project Development — Infrastructure \(IFLR1000\)](#)

Recent News

Torys advises OPG on innovative \$3 billion equity investment

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Chambers Canada ranks 81% of Torys' Canadian partners in its 2026 guide

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Improving Canada's projects approval process

The CBC references a Torys *Quarterly* article as part of a discussion around the government's plans to expedite national projects.

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Legislative changes needed to achieve government's two-year approval goal for projects

Partner Michael Fortier speaks with *The Globe and Mail* about opportunities to accelerate government approvals of major resource projects.

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Evaluating the impacts of the U.S. April 2 reciprocal tariffs

Torys' brief analyzing President Trump's April 2 reciprocal tariffs is picked up by the *Daily Oil Bulletin*.

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Josh Van Deurzen elected to 2024-25 CCPPP board of directors

This marks the third year in a row that Josh has been elected to the board of the Canadian Council for Public-Private Partnerships.

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