

PROCUREMENT

- **treating all bidders impartially**
- **introducing McPFI- is the NPD model the way forward?**

Lindy Patterson, Partner and Head of Construction and Engineering at Dundas & Wilson, writes regularly for Building Magazine. To read her recent articles please click on the links below.

Public Authorities have to treat all bidders with perfect impartiality. What happens when they do not? For the first time in eight years a UK court has awarded **damages to a firm making an unsuccessful tender** as a result of an Authority's failure to comply with public procurement regulations. In *Aquatron Marine v Strathclyde Fire Board* damages were awarded to Aquatron in the Court of Session in Scotland for profit it would have obtained had it been awarded the Fire Board's contract.

Click [here](#) to read Lindy Patterson's article **"It's just not good enough"**.

A new form of PPP model is being tried in Scotland that will affect the way projects are re-financed and how profits are distributed. **The Scottish Government has indicated that the non profit distributing model will be the norm for all future PPP projects in the short term** unless there is good reason to do otherwise. How does this model differ from a typical PFI project? Will it change the key players in the PFI market?

Click [here](#) to read Lindy Patterson's article **"Introducing McPFI"**.

This article is correct to the best of our knowledge and belief at the time of going to press. It is however written as a general guide, so it is recommended that specific professional advice is sought before any action is taken. We are required by law to protect personal data.

If you would like any further information on this article or any other Construction & Engineering issue, please call the person at D&W with whom you normally liaise, or the following specialist:

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