



## Construction Association of New Brunswick

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July 10, 2018

Legislative Services Branch  
Office of the Attorney General  
Chancery Place  
P.O. Box 6000  
Fredericton, NB E3B 5H1

Office of the Attorney General:

RE: Law Reform Notes #41; Prompt Payment and Adjudication

The Construction Association of New Brunswick (CANB) supports the reform and modernization of the New Brunswick “Mechanics Lien Act.” CANB is the voice of the New Brunswick constructing industry, representing 650 members who employ 24,000 workers. The industry contributes approximately \$1.24 billion in real GDP annually to the province. The “Mechanics Lien Act” helps govern the business transactions of the New Brunswick construction industry, particularly as it pertains to payment for services rendered throughout the construction pyramid.

Upon reviewing the second set of Law Reform Notes #41 concerning the Mechanics Lien Act, Prompt Payment and Adjudication. CANB is supportive of all proposed changes in the Law Reform Notes #41. CANB endorses the Ontario Prompt Payment model and has participated in consultations regarding Federal Prompt Payment. Regarding adjudication, CANB agrees that what is currently setup in Ontario may not be the best option for New Brunswick, given the size of the population and critical mass; however, endorses a process that is still independent and expeditious for all parties involved. CANB supports more research being undertaken regarding the adjudication process to ensure it serves the intended purposes of quick conflict resolution.

CANB asks to be contacted for further consultation and feedback on final changes to the “Mechanics Lien Act”, as well as “Prompt Payment” as any changes will have a lasting impact on the members and day-to-day business operations of our members. CANB’s recommendations were gathered over the course of several member and board consultations since the beginning of January.

CANB is a federation representing members from CANB-Moncton Northeast, CANB-Fredericton Northwest and CANB-Saint John, in addition to representation from various industry associations.

For further information on CANB's recommendations and or comments, please contact John Landry, Executive Director by phone (506) 459-5770 or by email at [canb4@nbnet.nb.ca](mailto:canb4@nbnet.nb.ca).

Sincerely,

John Landry

CANB Executive Director