

Colin Piercey, K.C.

Partner



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Language(s) spoken: English, [French](#)

Bar Admission(s): Nova Scotia, 2001; Ontario, 1998

Legal Assistant(s): [Beverley Gandy](#)

Providing legal services through a professional corporation.

Working with a diverse group of clients which include financial institutions, construction contractors, developers, engineers, insurers, landlords/tenants, manufacturers and shareholders, some of the ways Colin has helped his clients are by:

- Representing a mechanical contractor in the arbitration of a delay claim arising from the construction of an electrostatic precipitator.
- Representing a geophysical contractor in a billing dispute with a subcontractor involving commercial fraud.
- Representing a municipal contractor in a tendering dispute.
- Representing an investment dealer in a wrongful dismissal claim.
- Representing a sprinkler head manufacturer in a product liability claim.
- Representing shareholders in a variety of shareholders disputes.

Notable decisions Colin has been involved in include:

- [*Gulf Operators Ltd. v. Acciona Agua Canada Inc.*, 2021 NBCA 26 \(CanLII\)](#)
- [*The Jeanery Limited v. Dartmouth Crossing Limited*, 2020 NSSC 297](#)
- [*Transport Canpar, L.P. v. 3258042 Nova Scotia Limited*, 2020 NSSC 274](#)
- [*LED Roadway Lighting Ltd. v Alltrade Industrial Contractors Inc.*, 2019 NSSC 62](#)
- [*Clyde Bergemann Canada Ltd. v Lorneville Mechanical Contractors Ltd.*, 2018 NSCA 14](#)
- [*Lorneville Mechanical Contractors Ltd. v Clyde Bergemann Canada Ltd.*, 2017 NSSC 119](#)

- [Big X Holdings Inc. v. Royal Bank of Canada, 2015 NSSC 184](#)
- [Big X Holdings Inc. v. Royal Bank of Canada, 2014 NSSC 368, 2014 CarswellNS 763](#)
- [Spidell v. LaHave Equipment Ltd., 2014 NSSC 255, 2014 CarswellNS 559](#)
- [MacArthur Estate, Re, 2013 NSSC 157, 2013 CarswellNS 373](#)
- [Acadia Drywall Supplies Ltd. v. BBL.Con Design Build..., 2013 NSSC 13, 2013](#)
- [Canadian Imperial Bank of Commerce v. CNH Capital Ltd., 2013 NSCA 35](#)
- [CNH Capital Canada Ltd. v. Canadian Imperial Bank of Commerce, 2012 NSSC 149, 2012](#)
- [Sable Mary Seismic Inc. v Geophysical Service Inc. 2012 NSCA 33](#)
- [Carrigan v. Berkshire Securities Inc., 2010 NSSC 373](#)
- [Halifax \(Regional Municipality\) v. England Paving & Contracting Ltd., 2009 NSSC 224](#)

Practice Areas

Construction

Environmental & Natural Resources

Insurance

Litigation & Alternative Dispute Resolution

Education & Career

Education

Osgoode Hall Law School, LL.B., 1996

Dalhousie University, B.Sc. (honours), 1991

Activities

Member, Canadian Bar Association

Chair, Practice Innovation Advisory Committee, Stewart McKelvey, 2017-present

Member, Partnership Board, Stewart McKelvey, 2016-present

Fellow, Canadian College of Construction Lawyers, 2020

Former Practice Group Leader, Business Disputes, Stewart McKelvey, 2008-2011

Former Chair, Construction Law Section, Nova Scotia Branch, Canadian Bar Association, 2009-2011

Member, Canada Games Centre Board of Directors, 2011-2018

Former Chair, Canada Games Centre Board of Directors, 2014-2016

Accolades

King's Counsel, 2024

Best Lawyers 2024 Corporate and Commercial Litigation "Lawyer of the Year" in Halifax

Benchmark Canada, Litigator of the Year – Atlantics, 2019

Benchmark Canada, local litigation star (Construction, General Commercial, Insurance), 2015 – 2022

Best Lawyers: Corporate and Commercial Litigation, 2013 – 2024

Best Lawyers: Bet-the-company Litigation, 2013 – 2024

Lexpert rating: Construction Law, 2018 – 2024

Lexpert rating: Litigation – Commercial Insurance, 2014 – 2024

Lexpert rating: Litigation – Corporate Commercial, 2016, 2018 – 2024

Lexpert rating: Litigation – Product Liability, 2024

Thought Leadership

Business interruption insurance: recent decision may impact whether COVID-19 disruptions are covered

April 08, 2020

Nova Scotia Commercial Rent Deferral Support Program: COVID-19 Economic Response

March 29, 2020

Business interruption insurance: are your business losses covered during the COVID-19 crisis?

March 25, 2020

Client Update: “Lien”-ing Towards Efficiency: Upcoming Amendments to the Builders’ Lien Act

June 29, 2017

Publications

Co-Author, “Cumulative Impact Claims: Not Just Another Delay Claim”, *2022 Journal of the Canadian College of Construction Lawyers*, 2022 *J. Can. C. Construction Law*. 1

Co-author, “Primacy of the Right to Arbitrate under a CCDC/CCD Contract: Substance Over Form”, *2018 Journal of the Canadian College of Construction Lawyers*

Co-author, “An Unfinished Dance: The Steps Needed to Complete the Summary Judgment Culture Shift”, *Annual Review of Civil Litigation* 2015