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**OUTSOURCING TRANSACTIONS  
A Practical Guide**

**John Beardwood and Gabriel M.A. Stern,  
both of the firm Fasken Martineau DuMoulin LLP**

**Release No. 12, November 2017**

With a special emphasis on technology, and a variety of useful precedent agreements, this service expertly guides you through each stage of the outsourcing process. From planning to negotiation, to implementation, the authors rely on their years of experience to ensure the book meets the needs of today's outsourcing practitioner.

**What's New in this Update:**

- **Asset Transfer Issues – Agreement of Purchase and Sale – Representations and Warranties – Contracts** –Where the transfer of assets includes the assignment of hardware leases, software licence and services agreements or other contracts, the service provider will want a representation and warranty that the contracts are in good standing and in full force and effect with no amendments, that the

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customer has not committed any breach under the contract, and that there are no ongoing disputes.

- **Asset Transfer Issues – Bulk Sales Act** –The *Bulk Sales Act* in Ontario was repealed on March 22, 2017. Accordingly, parties no longer need to be concerned with such legislation.
- **Anti-Spam Legislation and Outsourcing**–On June 7, 2017, provisions in CASL providing for a private right of action were indefinitely suspended for further parliamentary review.

### **ProView Access and Westlaw Federated Search**

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