Evaluating the Host Country's Legal Environment

Full Description

Set out below are some of the key questions regarding the host country's Legal Environment that need to be asked when a Government is embarking on an infrastructure program or project:

- **Constraints in the Law on Scope of PPP Project**
- **Government Organization - Approval and Award/Monitoring and Regulation of PPP Projects**
- **Procurement Restrictions**
- **Tariff Setting/ Funding Constraints**
- **Lender Issues - Taking Security/Step-in Rights/Government Support**
- **Land/Environmental and Social Issues**
- **Restrictions on Foreign Investors/Currency Exchange Controls**
- **Labor Law/Employment Issues**
- **Dispute Resolution Systems Available/Sovereign Immunity**
- **Mechanisms Enabling Legal Challenges against PPP Projects**
- **Contract Law - Limitations on Freedom of Contract**
- **Insolvency Laws**
- **Insurance**
- **Taxation**
- **Standards and Public Liability**
- **Health and Safety Laws**

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