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EDITORIAL

Significant Cases Reported in Volume 33 – *Michael Christie SC* 393

ARTICLE

Managing Legal Risk in Government Procurement: Disgruntled Tenderers' Search for a Remedy Continues – *Louise Young*

Given the clear judicial guidance that now exists on process contracts, this author advances the argument that process contracts are a powerful risk management tool for procuring entities and should be embraced rather than avoided (as has historically been the case.) However, from a tenderer's point of view, challenges remain in identifying meaningful claims or remedies where procuring entities mismanage procurement process. The author considers to what extent the soon to be enacted *Government Procurement (Judicial Review) Bill 2017* (Cth) or a claim in estoppel re-balance the competing tensions between a procuring entity's desire for flexibility and a tenderer's lust for certainty. 395

REPORT

Walker Group Constructions Pty Ltd v Tzaneros Investments Pty Ltd 414

VOLUME 33 – 2017–2018

Table of Authors	463
Table of Cases	465
Table of Cases Reported	479
Index	481

