

**FORM 9**  
**CERTIFICATE OF SUBSTANTIAL PERFORMANCE OF THE**  
**CONTRACT UNDER SECTION 32 OF THE ACT**

*Construction Act*

SUDBURY

(County/District/Regional Municipality/Town/City in which premises are situated)

18 Rink Street, Copper Cliff, ON P0M 1N0

(street address and city, town, etc., or, if there is no street address, the location of the premises)

This is to certify that the contract for the following improvement:

Nairn Falls Generating Station Replacement Project, Access Road & Laydown Area (CWP1)

(short description of the improvement)

to the above premises was substantially performed on 2022-05-31

(date substantially performed)

Date certificate signed: \_\_\_\_\_

(payment certifier where there is one - signature required)

Name of owner: VALE CANADA LIMITED

Address for service: 18 Rink Street, Copper Cliff, ON P0M 1N0

Name of contractor: 11017624 Canada Corp.

Address for service: 89 River Rd., Box 850, Massey, ON, P0P1P0, Canada.

Name of payment certifier (where applicable): n/a

Address: \_\_\_\_\_

(Use A or B, whichever is appropriate)

☒ A. Identification of premises for preservation of liens:

Nairn Falls Generating Station: PIN# 73393-0209

(if a lien attaches to the premises, a legal description of the premises,  
including all property identifier numbers and addresses for the premises)

☐ B. Office to which claim for lien must be given to preserve lien:

(if the lien does not attach to the premises, the name and address of the person or body to whom the claim for lien must be given)

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**FORM OF SUBSTANTIAL COMPLETION CERTIFICATE**

**SUBSTANTIAL COMPLETION CERTIFICATE**

**Company:** VALE CANADA LIMITED

**Project:** 1397- Nairn Project Spillway Replacement

**Project Address:** 487 Power Street, Copper Cliff, Ontario, P0M 1N0

**Identification of Premises for Preservation of Liens:** Vale Property: PIN #73393-0209

**Agreement Title:** NDP-CA001 Access Road and Laydown Area

**Agreement No.:** 5900088262




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**Trade Contractor:** 11017624 CANADA CORP. O/A Z'gamok Construction LP

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The Company and the Trade Contractor hereby acknowledge and agree that, in reference to Section 12.1(b) of the Trade Contractor Agreement:

1. Substantial Completion, as defined in the Trade Contractor Agreement, was achieved as of the **May 31, 2022**, and this date shall be the Substantial Completion Date for purposes of the Trade Contractor Agreement.
2. Notwithstanding the foregoing, achievement of Substantial Completion does not relieve the Trade Contractor of its continuing and surviving obligations and responsibilities under the Trade Contractor Agreement.
3. A Deficiency list of items to be completed or corrected is attached hereto. The Deficiency list may not be all-inclusive, and the omission of an item does not alter the responsibility of Trade Contractor to complete all of the Work in accordance with the Contract. Trade Contractor undertakes to complete or correct the Work listed as quickly as possible in accordance with the terms and conditions of Contract. The estimated date for completion of deficiencies is no deficiencies were encountered. Value of deficiencies as shown on attached list is \$ 0.
3. All capitalized terms used in this certificate shall have the meanings specified for such terms in the Trade Contractor Agreement and the person signing this certificate on behalf of the Trade Contractor is a duly authorized representative of the Trade Contractor, authorized to execute and deliver this certificate on behalf of the Trade Contractor.

<b>CERTIFIED BY:</b>	 <b>Amir Moosavi</b> 2022.07.25 11:45:14 -04'00'	 2022.07.25 13:25:51 -04'00'
	<b>PACKAGE ENGINEER</b> <b>Jeffrey Laurin</b> <small>Digitally signed by Jeffrey Laurin  DN: cn=Jeffrey Laurin, c=CA,  email=jeffrey.laurin@vale.com  Date: 2022.08.02 10:18:43 -04'00'</small> <b>CONTRACT MANAGEMENT</b> <b>MANAGER</b>	<b>CONSTRUCTION MANAGER</b>  <small>Digitally signed by  rga3382  Date: 2022.08.03  15:28:20 -04'00'</small> <b>AREA PROJECT MANAGER</b>

Dated this 9<sup>th</sup> day of June 2022.

**VALE CANADA LIMITED**

  
**Darryl Cooke**  
2022.08.04  
14:32:36 -04'00'

\_\_\_\_\_  
Signature  
Darryl Cooke  
\_\_\_\_\_  
Print Name  
Senior Project Manager  
\_\_\_\_\_  
Title

**11017624 CANADA CORP**



\_\_\_\_\_  
Signature  
Kevin Sanderson  
\_\_\_\_\_  
Print Name  
General Manager  
\_\_\_\_\_  
Title