

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

Construction Act

Township of St. Clair, County of Lambton

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

804 Rokeby Line, Corunna, ON N0N 1G0

(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:

Nova Chemicals, Phase 2 - 5 Rail Yard Construction Area 600 RL-002

(short description of the improvement)

to the above premises was substantially performed on December 16, 2022

(date substantially performed)

Date certificate signed: January 31, 2023

(payment certifier where there is one)

The attached document has signatures

(owner and contractor, where there is no payment certifier)

Name of owner: Nova Chemicals Corporation

Address for service: 804 Rokeby Line, Corunna, ON N0N 1G0

Name of contractor: Cope Construction and Contracting Inc

Address for service: 120 Scott Road, Sarnia, ON N7T

Name of payment certifier (where applicable): _____

Address: 804 Rokeby Line, Corunna, ON N0N 1G0

(Use A or B, whichever is appropriate)

☒ A. Identification of premises for preservation of liens:

Pt Lt22 & 24, Con 9; Lot 23, Con 9, Pt Lt 22, 23, 24 Con 10; Township of St. Clair, 804 Rokeby Line

(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)



SCHEDULE D- NOTICE OF COMPLETION
(AS PER CONTRACT TERMS)

Project: AST2 Project

Location: Corunna, ON

Contract: AST2 X0212 CC Cope Phase 2 - 5 Rail Yard Construction Area 600 RL-0002

Contractor: COPE CONSTRUCTION AND CONTRACTING INC.

Notice of Acceptance Number: 001

Date: January 31, 2023

NOTICE is hereby given to the above-named Contractor that the Work performed by the Contractor pursuant to the above Contract for said Project is accepted as of the below stated date for and only for (check applicable):

- ☒ Purposes of final payment under the Contract.
- ☒ Purposes of final acceptance of said Work under the Contract.
- ☐ Acceptance of this Work is contingent upon Contractor completing the following attached incomplete Work by _____. If such Work is not commenced by the date, this Acceptance shall be void and as if never given.
- ☐ Holdback Reduction Application (HRA) in the amount of \$_____ pursuant to Article 3.6 of the Contract and in accordance with the applicable legislation. The HRA amount is based on the milestone achieved by the Contractor as listed in the attached Annex-1 Completed Milestone.

This Notice shall not relieve Contractor of any responsibilities under the guarantee provisions of the Contract.

Date: 1/31/2023

Signed: 
Print Name: Doug Baillie
Position: AST Venture Project Manager

**NOVA Chemicals Corporation**

Mailing: P. O. Box 3060
 Sarnia, Ontario, Canada N7T 8C7
 tel 519.383.8303
 novachemicals.com

CONTRACTOR Certificate of Substantial Performance under Section 32 of the *Construction Act*

Contractor:	Cope Construction and Contracting Inc.
W.S.I.B.#	236210
Address for Service:	120 Scott Road, P. O. Box 430 Sarnia, ON N7T 7J2
Purchase Order No. & Contract	PO # 4300005289 Contract # AST2_X0212_CC_Cope
Site (SCRS, Corunna, Rokeby, Moore)	Rokeby Site, in the Township of St. Clair, County of Lambton
Address of Site	804 Rokeby Line, Corunna, ON N0N 1G0
Legal Description of Site	Pt Lt22 &24, Con 9; Lot 23, Con 9, Pt Lt 22,23,24, Con 10: Township of St Clair
Scope of Work Description	Phase 2 - 5 Rail Yard Construction Area 600 RL-0002

The Contractor certifies the Scope of Work as originally issued or amended on the Site has been substantially performed as of:

Date Substantially Performed: 12-16-2022,

Durk Botma, Industrial Construction Manager

Signed for the Contractor by (Print Name):

DocuSigned by:

Durk Botma

0267F7A626324D4...

Contractor Signature

1/17/2023

NOVA Chemicals Corporation Representative has inspected the Site and the Work covered on this order and confirms that the Contract is complete.

Date: Month, Day, Year

Doug Baillie Project Manager AST2

Signed for NOVA Chemicals Corporation by (Print Name):

DocuSigned by:

Doug Baillie

67219EE2DE93481...

NOVA Chemicals Representative Signature

1/31/2023

This in no way relieves the Contractor from any of the terms and conditions as set in the Purchase Order **and/or Contract**.

NOTE: This certificate must accompany all final invoices for payment by NOVA Chemicals Corporation. Responsibility for obtaining required signatures is the responsibility of the Contractor.

The Contractor must leave the job site in a neat, clean condition, all rubbish to be removed from our Site.