

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

Construction Act

Calabogie, Ontario

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

123 Generating Station Lane, Calabogie, Ontario K0J1H0

(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:

Two unit powerhouse with approximate capacity of 11MW; including ancillary civil, mechanical, hydro-mechanical and electrical works

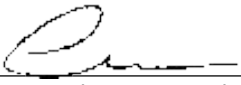
(short description of the improvement)

to the above premises was substantially performed on **2023-12-19**

(date substantially performed)

Date certificate signed: **2024-01-08**

(payment certifier where there is one)

 Chris Hillier, Project Manager
(owner and contractor, where there is no payment certifier)

Name of owner: **Ontario Power Generation Inc.**

Address for service: **14000 Niagara River Parkway, Niagara-on-the-Lake Ontario, L0S 1J0**

Name of contractor: **SNC-Sullivan Joint Venture**

Address for service: **195 The West Mall, Toronto Ontario, M9X 5K1**

Name of payment certifier (where applicable):

Address:

(Use A or B, whichever is appropriate)

A. Identification of premises for preservation of liens:

Calabogie Generating Station, 123 Generating Station Lane, Calabogie, Ontario K0J1H0

(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 9.1(b) – Substantial Completion Confirmation Form

CONFIRMATION OF SUBSTANTIAL COMPLETION

To: SNC-Sullivan Joint Venture 195 The West Mall Toronto, ON, Canada, M9C 5K1	Contract: Engineering, Procurement, and Construction Agreement for the Calabogie Redevelopment Project (the “ Agreement ”) Contract No.: 50002060 Date: 8 January 2024
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Defined terms used in this Notice have the same meanings given to those terms in the Agreement. OPG has determined that:

(a) Substantial Completion has occurred effective [19 December 2023], or	<input checked="" type="checkbox"/>
(b) Substantial Completion has not occurred for the reasons set out in Appendix A.	<input type="checkbox"/>

Notes:

The list of defective items attached to Schedule 9.1(a) [19 December 2023] provided the cost, as estimated by JV, for the correction or replacement of defective Work or Goods. The list is a snapshot of the Punch List and was provided to demonstrate compliance with the 3-2-1 rule of the Lien Act. The formal detailed Punch List is jointly tracked and administered by JV with OPG’s on-site representative through a separate process.

ONTARIO POWER GENERATION INC.

By: 
Name: Tony Palma
Title: Senior Manager, Projects