

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

Construction Act

Milton, ON

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

333 Market Dr, Milton, ON L9T 4Z7

(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:

8MW Power Generation Installation

(short description of the improvement)

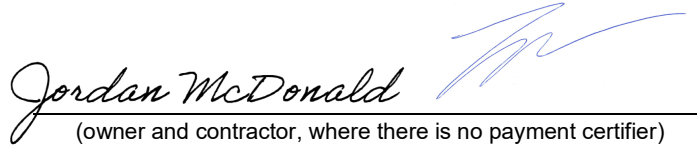
to the above premises was substantially performed
on

May 2nd, 2024

(date substantially performed)

Date certificate signed: **May 2nd, 2024**

(payment certifier where there is one)


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

Name of owner: **Public Energy Gas 5 Inc.**

Address for service: **101 College Street, Suite 200, Toronto, ON M5G 1L7**

Name of contractor: **T&T POWER GROUP INC.**

Address for service: **1430 Hutchison Road, Wellesley, ON N0B 2T0**

Name of payment certifier (where applicable): **N/A**

Address: **N/A**

(Use A or B, whichever is appropriate)

A. Identification of premises for preservation of liens:

24975-0142 LT

24974-0124 LT

24975-0145 LT

24975-0143 LT

333 Market Dr, Milton, ON L9T 4Z7

(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, a concise description of the premises, including addresses,
and the name and address of the person or body to whom the claim for lien must be given)

May 2nd, 2024

Attention: Jordan McDonald, Project Manager, Public Energy

Regarding: Karmax Heavy Stamping, Notice of Substantial Performance

Hi Jordan,

This letter serves as notification that T&T Power Group Inc. has achieved substantial performance of the aforementioned project. The date on which substantial performance was achieved was May 2nd, 2024

This notice recognizes the following;

The provisions of the Ontario Construction Act, R.S.O. 1990, c. C.30 stipulate as follows.

2 (1) For the purposes of this Act, a contract is substantially performed,
(a) *when the improvement to be made under that contract or a substantial part thereof is ready for use or is being used for the purposes intended; and*
(b) *when the improvement to be made under that contract is capable of completion or, where there is a known defect, correction, at a cost of not more than,*

(i) 3 per cent of the first \$1,000,000 of the contract price,

(ii) 2 per cent of the next \$1,000,000 of the contract price, and

(iii) 1 per cent of the balance of the contract price. R.S.O. 1990, c. C.30, s. 2 (1); 2017, c. 24, s. 4 (1, 2).

The project is available for use as intended. In addition, we have provided the supporting calculation confirming we have met substantial completion;

Certified Contract Sum to Date		\$12,896,986.02
3% of First \$1M		\$ 30,000.00
2% of Second \$1M		\$ 20,000.00
1% of remaining portion		\$ 108,969.86
Financial Test (Lien Act)		\$158,969.86
Outstanding work to be done under the contract		\$ 8,223.87

All remaining deficiencies will be completed in short order. With your agreement, we request that you issue the Certificate of Substantial Performance dated May 2nd, 2024 within 7 days of receipt of this letter.

Thank-you Jordan,

Tyler Van Dyke

**President
T&T Power Group**

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Book your rentals now for summer 2023!

Office: 1-800-221-3432 Ext. 226
1430 Hutchison Road, Wellesley, ON, N0B 2T0
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