

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

Construction Act

City of Toronto

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

120 Disco Road, Toronto, Ontario

(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:

Engineering, Procurement and Construction of a biogas to Renewable Natural Gas (RNG) Facility

(short description of the improvement)

to the above premises was substantially performed on August 6, 2024
(date substantially performed)

Date certificate signed: August 6, 2024

(payment certifier where there is one)

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

Name of owner: Enbridge Gas Inc.

Address for service: 500 Consumers Road, North York, Ontario

Name of contractor: GHD Contractors Limited

Address for service: 455 Phillip Street, Waterloo, Ontario

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:
120 Disco Road, Toronto, Ontario

(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)

Our ref: 12562880

02 August 2024

Mark Maxwell, P. Eng
Enbridge Gas Inc
500 Consumers Road
North York
Ontario M2J 1P8

Request for Certification of Achievement of Substantial Completion

Dear Mark,

Pursuant to Article X, Section 10.3 of Contract Number 2-210585, the work to which this certificate applies has been inspected by authorized representatives of the Enbridge Gas Inc and GHD Contractors Limited and deemed to have achieved Substantial Completion. All items listed as outstanding on the Punchlist, included herein as Attachment 1, have been reviewed by authorized representatives of the aforementioned companies and deemed to not inhibit the ability of the project to be deemed Substantially Complete.

In accordance with the Agreement, Contractor hereby makes the following representations:

- a) All required items from the Punchlist for Substantial Completion have been corrected to the satisfaction of the Company Representative;
- b) Contractor has completed all items from the Punchlist having a critical status designation or 'A Type' as well as Non-critical items or 'B Type'. Additional items bearing a 'C-Type' designation may still exist on the Punchlist however have been reviewed with the Company Representative and not deemed critical for certifying Substantial Completion. The Punchlist is attached herein for record;
- c) the Startup Process has been successfully completed, and the Facility is available for its normal, safe, and continuous operation pursuant to the purposes for which it was installed, GEOP, and Applicable Laws;
- d) each component of the Facility individually performs according to its Specifications, and collectively, the Facility in its entirety performs according to its Specifications;
- e) the Work has been inspected for completeness using the Specifications and Drawings as the basis of such inspection and completed in accordance therewith;
- f) all safety and fire protection requirements have been met, and all safety and fire protection systems have been installed and are operable in accordance with all Applicable Laws and GEOP;
- g) special tools, parts, and other items necessary to operate the Facility in accordance with GEOP have been provided by Contractor and are available at the Facility;
- h) all authorizations of any Government Instrumentality required for the operation of the Facility shall have been obtained and be in full force, and all test and inspection certificates, permits, and reports applicable to the Work have been delivered to Company;

- i) Company Representative has received a release or other appropriate indication of acceptance from the appropriate Government Instrumentality with respect to all permits under Contractor's responsibility;
- j) Contractor has achieved Mechanical Completion;
- k) Contractor has provided for all insurance coverages and security requirements for the time periods identified in the Agreement;

The undersigned, a duly authorized representative of GHD Contractors Limited, has provided, and Company representative has accepted receipt of, this Substantial Completion Certificate:

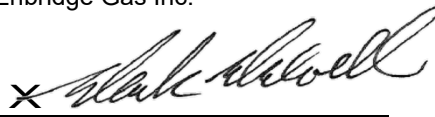
GHD Contractors Limited

X  _____

Dave Chambers, M.Sc. (Eng.), P. Eng., PMP
Project Director

519 340 4188
Dave.chambers@ghd.com
Date: August 2, 2024

Enbridge Gas Inc.

X  _____

Mark Maxwell P. Eng
Director, Operations Capital Programs

647-229-7325
Mark.maxwell@enbridge.com
Date: August 6, 2024