

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

*Construction Act*

City of Greater Sudbury

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

18 Rink Street, Copper Cliff, ON

(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:

Powerline Relocation - 860 OB Execution

(short description of the improvement)

to the above premises was substantially performed 2024-09-12  
(date substantially performed)

on Date certificate signed: 2024-09-24

\_\_\_\_\_  
(payment certifier where there is one)

Vale Canada Limited and PowerNorth Utility Contractors Inc  
\_\_\_\_\_  
(owner and contractor, where there is no payment certifier)

Name of owner: Vale Canada Limited

Address for service: 1500-200 Bay Street, South Tower, PO Box 70, Toronto, ON, M5J 2K2

Name of contractor: PowerNorth Utility Contractors Inc

Address for service: 890 Saint Pothier Road, Whitefish, ON, P0M 3E0

Name of payment certifier (where \_\_\_\_\_  
applicable): Address: \_\_\_\_\_

(Use A or B, whichever is appropriate)

☐ A. Identification of premises for preservation of liens:

\_\_\_\_\_  
(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:

Vale Canada Limited, 1500-200 Bay Street, South Tower, PO Box 70, Toronto, ON, M5J 2K2

\_\_\_\_\_  
(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)

ATTACHMENT B  
**FORM OF SUBSTANTIAL COMPLETION CERTIFICATE**

**Project: 860 OB EXECUTION**

**Agreement Title: POWERLINE RELOCATION**

**Agreement No.: 860OB-CC-001**

**Trade Contractor: POWERNORTH UTILITY CONTRACTORS INC**

**PO BOX 417 NAUGHTON ON, P0M 2M0**

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 **SEPTEMBER 12, 2024 (this date need not be the same as the date this Certificate is signed)**, 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. 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.

Dated this **24th** day of **September**, 2024 .


**VALE CANADA LIMITED**

**Sandy Bernard**  
Digitally signed by Sandy Bernard  
DN: cn=Sandy Bernard, c=CA,  
o=Vale, ou=Garson Mine,  
email=Sandy.Bernard@vale.com  
Date: 2024.10.03 13:04:20 -0400  
Signature

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Title

**POWERNORTH UTILITY CONTRACTORS**

  
Signature

**Nick Gatien**  
\_\_\_\_\_  
Print Name

**President**  
\_\_\_\_\_  
Title