FORM 6

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

Construction Lien Act

VIA Rail Property on Chatham Subdivision

(County/District or Regional Municipality/City or Borough of Municipality of Metropolitan Toronto in which premises are situate)

Mile 93.70 on the Chatham subdivision, near Puce, Southern 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:

(short description of the improvement)

to the above premise was substantially performed on:

Wednesday, December 9th, 2020

(date substantially performed)

Date certificate signed:

December 14th, 2020

(Signature of payment certifier where there is one)

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

VIA Rail Canada Inc. Name of owner:

3 Place Ville Marie, Suite 500, Montreal, QC. H3B 2C9

Address for service:

Pomerleau Name of contractor:

343, Preston Street, Suite 220, Ottawa ON, K1S 1N4 Address for service:

Robert Austen Name of payment certifier:

(where applicable)

5 Place Ville Marie, Suite 1400, Montreal, QC, H3B 2G2 Address:

(Use A or B whichever is appropriate)

A. Identification of premises for preservation of liens:

(where liens attach to premises, reference to lot and plan or instrument registration number)

B. Office to which claim for lien must be given to preserve lien:

Hatch c/o Robert Austen, 5 Place Ville Marie, Suite 1400, Montreal, QC, H3B 2G2

(where liens do not attach to premises)