

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

Construction Act

Canada, Ontario, Cooper Cliff

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

18 Rink Street 500_061 Smelter Complex, Cooper Cliff, ON, P0M 1N0

(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:

Tailing Pipeline


(short description of the improvement)

to the above premises was substantially performed on 10/10/2025

(date substantially performed)

Date certificate signed: 10/14/2025

(payment certifier where there is one)


Christian Pelley
2025.10.14
09:27:03-04'00'

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


Darryl Cooke
2025.10.17
13:46:25 -04'00'

Name of owner: Vale Canada Limited

Address for service: 175 Industrial Road, Sudbury, Ontario, P3E 6A4

Name of contractor: BIRD HEAVY CIVIL LTD.

Address for service: 141 Kelsey Drive, Suite 100, St. John's, NL, A1B 0L2

Name of payment certifier (where applicable):

Address:

(Use A or B, whichever is appropriate)

A. Identification of premises for preservation of liens:
Vale Smelter Property: PIN#73599-0828. PIN #73600-0185. PIN #73600-0271 & PIN #73600-0267

(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)