

**SCHEDULE 8**

**SUBSTANTIAL COMPLETION CRITERIA**

The Substantial Completion Criteria are:

- (a) all components of the Infrastructure have been designed and constructed and are substantially complete in accordance with the Works Requirements, the Detailed Designs and Applicable Law;
- (b) all components of the Infrastructure are ready for use and are functioning as designed, subject only to minor deficiencies that, either individually or in the aggregate, do not adversely impact the operation of the Infrastructure or the delivery of the O&M;
- (c) the commissioning and startup requirements set out in Schedule 18 (Technical Requirements) have been successfully completed, including, without limitation:
  - (i) the Hydraulic Capacity Test;
  - (ii) the Liquid Stream Treatment Performance Test or the 30-Day Performance Test, as applicable; and
  - (iii) the Odour System Performance Test;
- (d) the commissioning and startup test report has been delivered to the City as required by Schedule 18 (Technical Requirements) and in accordance with the Commissioning and Startup Plan;
- (e) a certificate of substantial performance has been issued pursuant to *The Builders' Lien Act* (Saskatchewan);
- (f) all Project Co's Management Systems and Plans have been completed, delivered to and reviewed by the City in accordance with Schedule 5 (Design and Plan Certification Process and Review Procedure) and, where required, updated in accordance with Schedule 18 (Technical Requirements);
- (g) a tax clearance certificate has been issued by the Saskatchewan Ministry of Finance evidencing that Project Co has paid all required PST;
- (h) a clearance has been issued by the Saskatchewan Workers' Compensation Board evidencing that Project Co or the relevant Project Co Party has complied with the requirements of *The Workers' Compensation Act, 2013* (Saskatchewan);
- (i) in relation to the insurance required for the Operating Period, evidence satisfactory to the City, acting reasonably, of all insurance policies required to be obtained and maintained by Project Co has been delivered to the City;

- (j) in relation to the project specific insurance required for the Operating Period, certified copies of all insurance policies evidencing the insurance required to be obtained and maintained by Project Co have been delivered to the City;
- (k) three sets of compliant preliminary as-built drawings, current to the Substantial Completion Date, have been delivered to the City;
- (l) all O&M Manuals to be delivered by the Substantial Completion Date have been delivered to the City as required by Schedule 18 (Technical Requirements); and
- (m) a declaration by the Project Co Engineer of Record that the Works have been performed in accordance with Project Co's Designs, the Detailed Designs and the Works Requirements, including, for greater certainty, the Quality Management System.