

Construction Remedies Act

FORM 7

CERTIFICATE OF SUBSTANTIAL  
PERFORMANCE OF THE CONTRACT

(Construction Remedies Act, S.N.B. 2020, c.29, s.42)

Town of Beresford

(County and Rural Community/Regional  
Municipality/Town/City/Village in which land is located)

Rue Linda and rue Georges

(civic address or, if there is no civic address, the location  
of the land)

Name of owner: Town of Beresford (Belle-Baie)

Address for service: 855 rue Principale, Local 2

Name of contractor: RH Frenette Trucking Ltd

Address for service: 1029 Route 134 Petit-Rocher NB  
E8J 3E7

Name of payment certifier (if applicable): Francis  
Frenette

Address: 548 King Avenue Bathurst NB E2A 1P7

I/We certify that the contract for the improvement  
described below to the identified land was substantially  
performed on: November 18, 2022.

(date the contract was substantially performed)

Refer to the attached description for the work being  
certified under this form for the fall 2022. Work had to  
be suspended due to winter conditions

Rue Georges and rue Linda Upgrading

Roy Consultants Project No 533-17

(short description of the improvement)

FORMULE 7

CERTIFICAT D'EXÉCUTION SUBSTANTIELLE  
DU CONTRAT

(Loi sur les recours dans le secteur de la construction,  
L.N.-B. 2020, ch. 29, art. 42)

(Comté et communauté rurale / municipalité régionale / ville/ cité /  
village où le bien-fonds est situé)

Nom du propriétaire : \_\_\_\_\_

Adresse aux fins de signification: \_\_\_\_\_

Nom de l'entrepreneur : \_\_\_\_\_

Adresse aux fins de signification: \_\_\_\_\_

Nom du certificateur pour paiement, s'il y en a un : \_\_\_\_\_

Adresse : \_\_\_\_\_

Je certifie / Nous certifions par les présentes que le contrat  
pour l'amélioration décrite ci-dessous au bien-fonds  
indiqué a fait l'objet d'une description substantielle le :  
\_\_\_\_\_.

(date à laquelle le contrat a fait l'objet  
d'une exécution substantielle)

(courte description de l'amélioration)

Date certificate signed: January 17 2023

Date de la signature du certificat : \_\_\_\_\_



\_\_\_\_\_  
*(payment certifier if there is one)*

\_\_\_\_\_  
*(certificateur pour paiement, s'il y en a un)*

\_\_\_\_\_  
*(owner and contractor, if there is no payment certifier)*

\_\_\_\_\_  
*(propriétaire et entrepreneur, s'il n'y a pas de certificateur pour paiement)*

*Loi sur les recours dans le secteur de la construction*

*(use A or B, whichever is applicable)*

*(cocher A ou B, selon le cas)*

A. If a lien attaches to land, a description of the land sufficient for registration, including all approved parcel identifiers:

A. Description du bien-fonds suffisante pour l'enregistrement et tous les numéros d'identification approuvés, si le privilège grève le bien-fonds :

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

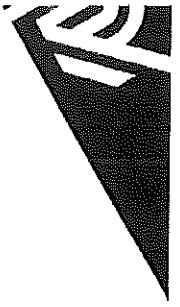
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

B. If a lien is against a public owner's holdback, the name and address of the office where or the person to whom a copy of the claim for lien must be given:

B. Bureau où la revendication de privilège doit être donnée ou personne à qui elle doit être donnée, si le privilège est sur la retenue de garantie faite par un propriétaire public:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



# Description of Work Referring to Form 7 for Fall 2022 Work Stoppage

**Date:** January 17, 2023

**Our File No.:** 533-17-A<sup>1</sup>

**Project:**

Rue Georges and Rue Linda Upgrading  
Beresford, NB

**Contractor:**

RH Frenette Trucking Ltd.  
1029 Route 134  
Petit-Rocher, NB E8J 3E7

**Consultant's Representative:**

Francis Frenette, CET  
Project Manager

**Owner:**

Town of Beresford  
855 rue Principale, Local 2  
Beresford, NB E8K 1T3

Work certified in Form 7 pertains to the attached document entitled "Work Completed / Approved in Fall 2022"

ITEMS TO BE CORRECTED		VALUE
Item No.	Description	
1	Fine Grade Entire Granular Base Material	\$5,000.00
2	Shape all ditch fore slopes	\$4,000.00

**Total value of the items to be corrected:** **\$9,000.00**

Multiplier (As per Section 00 30 00 – Supplementary General Conditions): x 2

**Total amount of DEFICIENCY, excluding HST:** **\$18,000.00**

Prepared by:

Signature – Consultant's Representative

January 18,  
2023

Date

FF

<sup>1</sup> Ref.: Y:2017533-17\_Rue Linda & Georges -Street upgrade - FFVA533-17 Progress Claim533-17 Substantial Completion Information



Siège social / Head Office  
548, av. King Ave T. / 506.546.4484  
Bathurst (NB) E2A 1P7 E. / 506.548.2207

in f t [WWW.ROYCONSULTANTS.CA](http://WWW.ROYCONSULTANTS.CA)

# Work Completed / Approved in Fall 2022



**Project:**  
**RUE GEORGES AND RUE LINDA STREET UPGRADE**  
 Beresford, NB  
 Project No.: 533-17

**Owner:**  
**Town of Beresford (Belle-Baie)**  
 855, rue Principale, Locale 2  
 Beresford N.B., E8K 1T3

**Date Approved Work:**  
 November 18, 2022

**Contractor:**  
**RH Frenette Trucking Ltd**  
 1029 Route 134  
 Petit-Rocher, N.B. E9J 3E7

PAY ITEM	DESCRIPTION	APPROVED WORK VALUE			
		Unit	Unit Price	Qty	Amount
1	450 mm dia. HDPE 320Kpa Culvert	lin. m	\$ 225.88	193.00	\$ 43,594.84
2	450 mm dia. HDPE 320Kpa Storm Pipe	lin. m	\$ 575.53	11.90	\$ 6,848.81
3	Existing Storm Manhole Adjustment	unit	\$ 1,546.13	1.00	\$ 1,546.13
4	Cut and Waste	cu. m	\$ 12.98	5993.00	\$ 77,789.14
5	Cut, Stockpile and Re-Use of Selected Dry Materials	cu. m	\$ 24.72	1916.00	\$ 47,363.52
6	100mm dia French Drain	lin. m	\$ 103.97	108.00	\$ 11,228.76
7	Subgrade Drainage Membrane	m <sup>2</sup>	\$ 7.91	6068.80	\$ 48,004.21
8	Granular Sub Base	t	\$ 17.34	8408.00	\$ 145,794.72
9	Granular Base	t	\$ 19.06	2137.00	\$ 40,731.22
10	Asphaltic Concrete Type "B" Base	t	\$ 242.22	0.00	\$ -
11	Asphaltic Concrete Type "D" Seal	t	\$ 290.48	0.00	\$ -
12	Cold Milling	m <sup>2</sup>	\$ 149.38	0.00	\$ -
13	Shouldering	t	\$ 54.52	0.00	\$ -
14	Topsoil and Hydraulic Seeding	m <sup>2</sup>	\$ 14.58	0.00	\$ -
15	Line Painting	unit	\$ 1,165.63	0.00	\$ -
16	Rip-Rap R5	sq.m	\$ 53.89	100.00	\$ 5,389.00
17	Silt Fence	lin. m	\$ 24.39	56.05	\$ 1,367.06
18	Type C Erosion Control Structure	unit	\$ 992.93	1.00	\$ 992.93
				<b>TOTAL</b>	<b>\$ 430,650.33</b>

**Construction Remedies Act Substantial Completion Compliance Calculation:**

	Amounts	Deficiency
3% of First \$250,000.00 =	\$250,000.00	\$7,500.00
2% of Next \$250,000.00 =	\$180,650.33	\$3,613.01
1% Remaining Value =	\$0.00	\$0.00
<b>Maximum Amount of Deficiencies to be Compliant</b>	<b>\$430,650.33</b>	<b>11,113.01</b>