

SOUTH FRASER PERIMETER ROAD PROJECT

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PROJECT SCHEDULE**

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**PART 1
GENERAL PROVISIONS**

1.1 Diligent Performance of Project Work

The Concessionaire shall:

- (a) commence the Project Work promptly following the Effective Date;
- (b) pursue the Project Work diligently to ensure that each of the milestone events for the completion of the Primary Highway Components as identified in the Project Schedule, as amended from time to time in accordance with Section 1.2 [Project Schedule] of this Schedule, is achieved at or before the time specified therefor in the Project Schedule, as so amended by the Concessionaire; and
- (c) perform the Project Work in material conformity with the Works Schedule, as amended from time to time in accordance with Section 1.3 [Works Schedule] of this Schedule.

1.2 Project Schedule

- (a) The Project Schedule sets out the schedule in accordance with which the Concessionaire is to carry out the Project Work provided for in the Project Requirements.
- (b) The Concessionaire may submit to the Province's Representative from time to time in accordance with the Review Procedure an update of the Project Schedule to amend the milestone events for the completion of the relevant Project Work, provided that no such amendment of the Project Schedule shall amend the Eastern Segment Required Substantial Completion Date, the Western Segment Required Substantial Completion Date or the Total Completion Target Date (except to reflect any extension of any such dates agreed or determined in accordance with this Agreement).
- (c) If in the reasonable opinion of the Province's Representative or the Concessionaire at any time the actual progress of the Project Work does not conform with the Project Schedule, then, within 10 days of being so advised by the Province's Representative or (if earlier) becoming aware of such nonconformity, the Concessionaire shall:
 - (i) provide the Province's Representative with a report identifying the reasons for such nonconformity with the Project Schedule;
 - (ii) submit to the Province's Representative for review in accordance with the Review Procedure a revised Project Schedule, which shall:
 - (A) be in accordance with Good Industry Practice;
 - (B) satisfy the Design and Construction Requirements; and
 - (C) provide for the Project Work to be pursued diligently in accordance with Section 1.1 [Diligent Performance of Project Work] of this Schedule.

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- (d) The Province may at any time, as a Province Change pursuant to Part 7 [Province Changes and Concessionaire Proposals], request a revision to the Project Schedule to accelerate the performance of the Project Work or any component thereof.
- (e) The Concessionaire shall prepare and provide to the Province's Representative an updated Project Schedule from time to time as required to reflect consequential changes to the Project Schedule provided for under Article 7 [Province Changes and Concessionaire Proposals] or Article 8 [Supervening Events].

1.3 Works Schedule

- (a) The Concessionaire shall prepare and submit to the Province's Representative in accordance with the Review Procedure:
 - (i) within 180 days of the Effective Date, an initial Works Schedule which shall be in all respects consistent with the Project Schedule;
 - (ii) at the same time as a revised Project Schedule is submitted in accordance with Sections 1.2(b) or 1.2(c) of this Schedule, a revised Works Schedule in respect of each such revised Project Schedule which shall be in all respects consistent with such revised Project Schedule; and
 - (iii) as soon as practicable following notification of a change to the Project Schedule required by the Province pursuant to Section 1.2(d) of this Schedule, a revised Works Schedule in respect of each such revised Project Schedule which shall be in all respects consistent with such revised Project Schedule.
- (b) Other than in the circumstances referred to in Section 1.3(a) of this Schedule, if the Concessionaire wishes to make any amendment to the Works Schedule or if in the reasonable opinion of the Province's Representative or the Concessionaire at any time the actual progress of the Project Work does not conform with the Works Schedule in any material respect then, prior to making any such amendment or within 15 days of being so advised by the Province's Representative or (if earlier) becoming aware of such nonconformity, the Concessionaire shall:
 - (i) provide the Province's Representative with a report identifying the reasons for such amendment to or nonconformity with the Works Schedule; and
 - (ii) submit to the Province's Representative for review in accordance with the Review Procedure a revised Works Schedule, which shall be in all respects consistent with the Project Schedule.
- (c) The initial Works Schedule and any revised Works Schedules submitted in accordance with this Section shall:
 - (i) be in accordance with Good Industry Practice;
 - (ii) satisfy the Design and Construction Requirements;

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- (iii) be in sufficient detail so as to enable the Province's Representative to resource itself appropriately; and
 - (iv) provide for the Project Work to be commenced and pursued diligently in accordance with Section 1.1 [Diligent Performance of Project Work] of this Schedule.
- (d) The Concessionaire shall, at the same time as an updated Project Schedule is provided to the Province's Representative in accordance with Section 1.2(e) of this Schedule, prepare and provide to the Province's Representative an updated Works Schedule which shall be in all respects consistent with such updated Project Schedule.

1.4 Conflict Between Project Schedule and Works Schedule

The Works Schedule shall be provided for the information of the Province and the Province's Representative. In the event of any conflict between the Project Schedule and the Works Schedule, the Project Schedule shall, unless otherwise agreed by the Province's Representative in its discretion, prevail.

1.5 Works Schedule for other Construction Activities

The Concessionaire shall prepare and submit to the Province's Representative detailed schedules for the design, investigation, construction, testing, commissioning and related activities with respect to other Construction Activities carried out by the Concessionaire during the Term, and the provisions of Section 1.3 [Works Schedule] and 1.4 [Conflict Between Project Schedule and Works Schedule] shall apply to all such other schedules, *mutatis mutandis*.

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**APPENDIX A
PROJECT SCHEDULE**

Project Schedule Milestone	Date
Effective Date	July 14, 2010
Submissions:	
Quality Manual	August 13, 2010
Design Management Plan	August 13, 2010
Traffic Management Plan	August 13, 2010
Environmental Management Plan	August 27, 2010
Traffic Management Communications Plan	September 14, 2010
Works Schedule	January 10, 2011
The Parties agree that each of the submission dates set out above will be extended by one day for each day that the Effective Date is extended past July 14, 2010.	
Completion of highway design	
Segment 1	July 5, 2011
Segment 2	June 7, 2011
Segment 3	June 28, 2011
Segment 4	July 12, 2011
Segment 5	June 7, 2011
Segment 6	May 24, 2011
Segment 7	June 7, 2011
Segment 8	April 26, 2011
Construction start	
Segment 1	September 30, 2010
Segment 2	August 1, 2010
Segment 3	March 25, 2011
Segment 4	September 30, 2010
Segment 5	August 1, 2010
Segment 6	August 1, 2010
Segment 7	August 1, 2010
Segment 8	August 1, 2010
Eastern Segment Substantial Completion Date	December 31, 2012
Western Segment Substantial Completion Date	June 30, 2014
Total Completion Date	December 27, 2014