



CONFORMITY DECLARATION FOR THE *CIVIL CODE OF QUÉBEC'S* EXEMPTION ENDORSEMENT (Hereinafter referred as to "Conformity Declaration")

It is agreed that the following **CONFORMITY DECLARATION** is required to confirm eligibility to the *Civil Code of Québec's* Exemption Endorsement.

In order to obtain the *Civil Code of Québec's* Exemption Endorsement (where such Defence Expenses are included and not in addition to the applicable Limits of Liability), drafted in compliance with the criteria set forth in the *Regulation respecting categories of insurance contracts and classes of insureds that may derogate from the rules of articles 2500 and 2503 of the Civil Code of Québec* adopted by Order of Council 656-2022 (hereinafter referred to as "Regulation"), added to the First Named Insured in the Declarations Page's Policy, the undersigned designated by the First Named Insured in the Declarations Page declares that:

- (a) he/she has been duly authorized by such First Named Insured in the Declarations Page to complete and sign this statement and that the representations contained herein are true, accurate and complete;
- (b) information has been obtained from the First Named Insured in the Declarations Page, and assures that such First Named Insured complies with the criteria set forth in the Regulation;
- (c) this conformity declaration is done on behalf of the First Named Insured in the Declarations Page and all the other insureds; any misrepresentation, any unverified or false information provided to the insurer or the Underwriter shall be considered to materially influence the appraisal of the risk, including the setting of the premium;
- (d) the Policy to be issued shall have a maximum policy period of twelve (12) months and the above-mentioned conformity declaration, assessment and legal criteria fulfilment shall be made prior to each subsequent renewal;
- (e) the First Named Insured in the Declarations Page may be subject to a contract that may deviate from the rules of articles 2500 and 2503 of the *Civil Code of Québec*, if it fulfills at least one of the following conditions set forth in the paragraphs below (please check each applicable situation):
 - 1. The First Named Insured in the Declarations Page is a drug manufacturer (according to the *Act respecting prescription drug insurance* chapter A-29.01); ☐
 - 2. The First Named Insured in the Declarations Page is, as per section 1. Paragraph 2 of the Regulation, a legal person established under one of the following acts : *Act constituting Capital régional et coopératif Desjardins* (Chapter C-6.1), *Act to establish Fondation, le Fonds de développement de la Confédération des syndicats nationaux pour la coopération et l'emploi* (Chapter F-3.1.2) or the *Act to establish the Fonds de solidarité des travailleurs du Québec (F.T.Q.)* (Chapter F-3.2.1) or is a subsidiary of such legal person within the meaning of those Acts; ☐
 - 3. The First Named Insured in the Declarations Page holds a total portfolio of civil liability insurance policies (whether with Intact Insurance or another underwriter or insurer) of at least \$5,000,000 Limit of Liability; ☐

AND, the First Named Insured in the Declarations Page:

 - a. is considered a large business (according to the *Act respecting the Québec sales tax* (chapter T-0.1) or is a person related to a large business within the meaning of the *Taxation Act* (chapter I-3)); or ☐
 - b. is considered as a reporting issuer or a subsidiary of such reporting issuer within the meaning of the *Securities Act* (chapter V-1.1); or ☐
 - c. is considered as a foreign business corporation within the meaning of the *Taxation Act* (chapter I-3) or the *Income Tax Act* (R.S.C. [1985], c. 1 (5th Suppl.)). ☐
- (f) any other legal requirement to obtain the *Civil Code of Québec's* Exemption Endorsement has been fulfilled.

This Conformity Declaration is deemed to have been completed and signed on the day of subscription of the Policy in compliance with such Regulation.

It is agreed that the statements, representations and any attached supplemental information contained within this **CONFORMITY DECLARATION FOR THE CIVIL CODE OF QUÉBEC'S EXEMPTION ENDORSEMENT** are true and form an integral part of the Policy.

Signature

Position (Chief Executive, Chairman or
General Counsel)

Date

First Named Insured in the Declarations Page