

SCHEDULE 22

SECURITY CLEARANCE REQUIREMENTS

SECTION A DEFINITIONS

A1. Capitalized Terms

A1.1 Capitalized terms used in this Schedule 22 have the meanings set out in the Project Agreement, unless otherwise expressed in this Schedule 22.

A2. Definitions

A2.1 “**Designated Project Co Employee**” has the meaning given in Section B1.1.

A2.2 “**Security Clearance Check**” means a criminal record search certificate including a vulnerable sector screening from the City of Winnipeg Police Service, the police service having jurisdiction at the place of residence of the Designated Project Co Employee, from the organization BackCheck or another organization providing criminal record check services acceptable to the City.

SECTION B SECURITY CLEARANCE REQUIREMENTS

B1. Security Clearance

B1.1 Every person employed or engaged by Project Co or a Project Co Party who is:

- (a) carrying out work on private property, but excluding Lands, as set out in Schedule 12 – Lands, that have a registered owner as Manitoba Hydro, the Manitoba Hydro-Electric Board, CNR, Canadian National Railway Company, CN Transactions Inc. (CN Realty), the University of Manitoba or any other related entities; or
- (b) communicating with members of the public in person or by telephone,

(each a “**Designated Project Co Employee**”) shall be required to obtain, maintain and submit to the City a Security Clearance Check in accordance with this Schedule 22.

B1.2 All Designated Project Co Employees must obtain a Security Clearance Check prior to performing any work specified in Section B1.1.

B1.3 Any individual for whom a Security Clearance Check is not provided, or for whom a Security Clearance Check indicates any convictions or pending charges related to property offences or crimes against another person will not be permitted to perform any work specified in Section B1.1 without the City’s prior consent.

B1.4 At any time during the Project Term, the City may, at its sole discretion and acting reasonably, require an updated Security Clearance Check. Any individual who fails to provide a satisfactory Security Clearance Check as a result of a repeated criminal records search will not be permitted to continue to perform any work specified in Section B1.1.

B1.5 The cost of obtaining Security Clearance Checks for all Designated Project Co Employees shall be borne by Project Co.

12772370.11