

ARBITRATION TRIBUNAL

CANADA
PROVINCE OF QUEBEC

N/D: 1574
GAJD: 20220303
GCR : 187257-6323

BEFORE THE ARBITRATOR:

Robert Néron, LL.B, LL.M., Arb.A.

Keith Coutinho

[REDACTED]

Beneficiaries

And

Garantie Construction Résidentielle (GCR)

Administrator

And

Bena Construction Inc.

Contractor

ARBITRATION AWARD

[1] On March 2, 2022, the undersigned was appointed as the Arbitrator in the case identified above.

[2] After receiving various documents pertaining to the case from the Groupe d'Arbitrage – Juste Décision (GAJD), the undersigned contacted the parties and/or their Counsels to begin the arbitration process.

[3] According to the availability of the parties, the undersigned set a preliminary arbitration conference to occur on October 18, 2022. All the parties received a notification of the preliminary conference.

[4] On October 18, 2022, only the Contractor attended the preliminary arbitration conference. At the conference, Mr. Ayoud confirmed that an agreement had been reached in this matter and that repairs were undertaken to resolve the points raised by the Beneficiaries in their Request for Arbitration.

[5] In subsequent emails, the Beneficiaries confirmed that all points in dispute were resolved, except that Point # 21 (brique déficiente) will be resolved by the Contractor, as agreed.

FOR THESE REASONS, THE TRIBUNAL:

TAKE NOTICE of the Agreement reached by the Contractor and the Beneficiaries;

ORDER the Administrator to pay the fees of the arbitration.

Signed this 2nd day of November, 2022



Robert Néron, LL.B, LL.M., Arb.A.
GAJD Arbitrator