

MANDATORY VACCINATION ON AIRPORT SITE - YMX

1. INTRODUCTION

Since the beginning of the global health crisis caused by the COVID-19 pandemic, Aéroports de Montréal ("ADM") has endeavoured to follow the requirements and recommendations of government authorities in matters of public health and, in so doing, contribute to countering the pandemic.

Official data presented by government authorities show a significantly higher incidence of COVID-19 and its accentuated consequences among and because of the unvaccinated population. ADM is determined to continue to implement the necessary measures to limit the risks of spreading COVID-19 at its airport sites and thus reduce any adverse effects on its employees, the airport community and the travelling public.

ADM has developed a Directive, to meet the obligations of policy implementation arising from the Government of Canada's vaccination requirements, the Order and any other statutory instrument that applies.

ADM is implementing this Directive requiring full vaccination of YMX airport community members as of November 30, 2021.

Through the adoption of this Directive, ADM aims to achieve the following objectives:

1. Protect the health and safety of the airport community and passengers;
2. Limit the spread of COVID-19 and its effects on health, the economy and society;
3. Provide a safe working and travelling environment.

This Directive replaces Directive CD-702, *Mandatory Vaccination at Designated Premises – YMX*. It is in addition to others measures already in place. In the event of discrepancies between the published bulletins and this Directive, the latter shall prevail. This Directive shall be interpreted in conjunction with the Order, but in no case shall the scope or requirements of this Directive be restricted by the provisions of the Order.

2. DÉFINITIONS

Adequate vaccination: Means having received a second dose of the following COVID-19 vaccines (including a combination of these vaccines) at least 14 days ago:

- Pfizer-BioNTech (Comirnaty, tozinameran, BNT162b2);
- Moderna (Spikevax, mRNA-1273);
- AstraZeneca (Covishield/ChAdOx1-S/Vaxzevria/AZD1222; or

Also means having had a first dose of these vaccines at least 21 days after having had COVID-19, confirmed by a nucleic acid amplification test (NAAT), and this dose was received at least 14 days ago.

Also means having received a dose of Janssen/Johnson & Johnson COVID-19 vaccine (A26.COVID. S) and this dose was received at least 14 days ago.

Airport site: For the purposes of this Directive, the term airport site includes the following places:

- ADM service centre and garage;
- Fire station, including the Administration and Permits Office (APO);
- De-icing centre;
- Falconry Building;
- Airside sector (restricted area), which includes the parts inside and outside the buildings, notably, the main apron, the industrial apron, the cargo apron and the refuelling and servicing centres (“clusters”);
- Airside access checkpoints;
- Any place on the airport site where an employee is likely to have face-to-face interaction with anyone intending to board a flight;
- Any location where the direct conduct or support of activities related to the operation of commercial flights takes place, including aircraft refuelling services, aircraft maintenance and repair, baggage handling, supply services provided to ADM, an air carrier or NAV CANADA, runway and taxiway maintenance or de-icing services; and
- Any other facility used for activities related to aircraft operations, including aprons, hangars, fixed-based operator (FBOs) and flight schools, and including any such location that is reserved for exclusive use by a tenant or an occupant.

APO: Means the Administration and Permits Office of ADM.

COVID-19: Means the SARS-CoV-2 2019 virus (Coronavirus 2 of Severe Acute Respiratory Syndrome) and/or any other World Health Organization (WHO) accepted name. It also refers to the original virus, its mutations and/or variant.



Employee: This refers to any person who works, for pay or free of charge, on the YMX airport site or who accesses the site in the course of their duties. This shall be interpreted broadly and includes directors, officers, employees, contract workers, self-employed persons, volunteers, subcontractors, service providers and their own employees.

Employer: Any individual or corporation that carries on a business, performs work or occupies space on the airport site and has one or more employees under its supervision or responsibility. By way of example, and without limiting the generality of the foregoing, it includes lessees, concession operators, licensees or permit holders, contractors and their subcontractors and service providers.

Order: Means *Interim Order Respecting Certain Requirements for Civil Aviation Due to COVID-19, No. 46* made under the *Aeronautics Act*, and any subsequent order replacing or amending it.

Pass: Means a restricted area pass, including a RAIC or temporary pass, issued by ADM or an issuer under its authority, to a person who requires access to a restricted area in the course of employment.

Proof of vaccination: Vaccination attestation against COVID-19 in the form of a QR code, in paper or electronic format, issued by the Government of Québec or by any other competent government authority authorized to issue such a certificate.

Restricted Area Identity Card (RAIC): Means the restricted area identity card, which is the restricted area pass that is issued by or under the authority of ADM.

Temporary pass: Means a document or identification approved by ADM, both issued by the APO, authorizing the holder to have temporary access to a restricted area

3. SCOPE OF APPLICATION

This Directive applies to all employers and employees on the airport site of the International Aerocity of Mirabel, YMX.

4. EFFECTIVE DATE

This Directive shall enter into force on November 30, 2021, and shall remain in force until it is formally revoked by ADM.

5. IMPLEMENTATION

5.1 Mandatory vaccination and prohibition

As of November 30, 2021, all employees on the airport site must be adequately vaccinated. No employee shall be present on the airport site unless they are adequately vaccinated.



5.2 Proof of vaccination

As of November 30, 2021, all employees must carry proof of vaccination and identification at all times while on the airport site and present them upon request to an ADM representative.

5.3 RAIC

As of November 30, 2021, when applying for a RAIC, the employee must submit proof of vaccination or an approved exemption.

The employer must ensure that the employee has proof of vaccination or an approved exemption before making an appointment at the APO. In addition, for appointments already scheduled, the employer must verify that the employee has proof of vaccination or an approved exemption and, if not, must cancel the appointment until the employee is able to provide these documents.

5.4 Temporary Pass

As of November 30, 2021, the APO and temporary pass issuers must verify proof of vaccination before issuing a pass. Verification of proof of vaccination must be documented in the register or temporary pass issuance form in a complete and legible manner, and in accordance with the instructions provided by the APO.

Only adequately vaccinated persons may be issued a temporary pass.

No exemptions or accommodations may be made for any reason to a temporary pass holder.

5.5 Declaration of vaccination status

Exceptionally, if an employee is unable to present proof of vaccination or identification when requested, they will be required to immediately sign the declaration form confirming that they are adequately vaccinated or that their employer has granted them an exemption and that they are subject to accommodation by their employer. The employer will be notified if one of their employees signs a declaration.

The employee will be required to report to the APO within seven (7) days of signing the declaration to present proof of vaccination or exemption form. Failure to do so will result in the employee's access to the restricted area being withdrawn and the employer shall collect the employee's pass to be returned to the APO as soon as possible.

If the employee refuses or is unable to sign the declaration form, the employer will be notified and the employee's pass will be seized, if applicable.

ADM reserves the right not to accept a declaration in lieu of proof of vaccination or an approved exemption, particularly if the employee has already availed himself of this exception.



6. MEDICAL EXEMPTIONS

The employer is responsible for planning and implementing the medical exemption process for its employees in accordance with this Directive. This process should include the method of submission and review of requests for its employees according to the criteria established in this Directive.

The applicable medical exemptions under this Directive are:

- A history of anaphylaxis after a previous administration of a COVID mRNA vaccine;
- A confirmed allergy to the polyethylene glycol (PEG) found in Pfizer-BioNTech and Moderna COVID-19 vaccines. (Note that if a person is allergic to the tromethamine found in Moderna, they can receive the Pfizer-BioNTech product.); and
- History of myocarditis/pericarditis after the first dose of an mRNA vaccine.

The employer must require documentation from employees which must be authorized by a health professional. They must be carefully checked for accuracy and authenticity. Any employer who doubts the authenticity or accuracy of documents or has reason to believe that an employee is making an unsubstantiated or misleading request for exemption, must refuse the request. Transport Canada provides employers with forms to assist them in approving exemption applications.

The employer will be required to maintain a complete record of approved exemptions, including the full name of the employee, the reason for the exemption, the date the exemption was approved and the RAIC number, if applicable. This record must be kept in a complete and legible manner and be presented to ADM upon request.

No other exemptions are allowed.

6.1 **Accommodations and obligations for exempted persons**

The employer is responsible for establishing and enforcing an accommodation framework for employees who are medically exempt in accordance with this Directive. The criteria for accommodation shall be in accordance with the criteria established by the Government of Canada and this Directive.

If the employer has granted an employee an exemption, the employee will be required to provide their employer with a test result for COVID-19 twice a week. These measures apply only to employees with a valid exemption, duly approved by the employer.

Rapid antigen tests

If rapid antigen tests are used, the employee may submit negative results to the employer in order to access the airport site. In the case of a positive result, the employee will be required to notify the employer immediately and undergo a molecular test for COVID-19 to confirm the diagnosis. An employee who has received a positive result from a rapid antigen test may not report to the airport site while awaiting the result of the molecular test.



Molecular testing

If molecular tests are used, the employee may submit the negative results to the employer in order to access the airport site.

If the result of the molecular test is positive, the employee must notify the employer immediately. An employee who has received a positive molecular test result for COVID-19 may not report to the airport site for 14 days from the date the sample was taken.

Beginning on the 15th day, but no later than 180 days, following the date of collection of the positive molecular test sample, the employee may submit the positive test result for access to the airport site.

6.2 Exemption Documentation

The employer shall complete the Transport Canada form for the medical exemption granted, retain Part I and give Part II to the employee. The employee must carry Part II at all times on the airport site and present it upon request to an ADM representative in lieu of proof of vaccination, accompanied by identification.

The employer must also keep a record of exemptions granted, including weekly monitoring of accommodation measures. This record must be kept in a complete and legible manner and be presented to ADM upon request.

7. EMPLOYER POLICY AND RESPONSIBILITY

The employer is responsible for adopting a policy in line with this Directive to be implemented from November 30, 2021. The employer shall disseminate the policy to its employees, subcontractors, service providers and business partners and shall monitor and enforce it.

The employer is responsible for compliance with this Directive and the Order by any employee who is present in any premises or building occupied by it at the airport site, or who is performing any work, including work at its request or for its benefit at the airport site. This includes, but is not limited to, an employee of a supplier, service provider, subcontractor or consultant, regardless of that employee's employment or contractual relationship with the supplier or service provider.

Employers must provide ADM with a copy of their policy no later than December 7, 2021, at the following address: vaccination@admtl.com. Employers which have already submitted a copy of their policy to ADM for YUL airport site do not have to submit an additional copy, provided that the same policy also applies to YMX airport site.

ADM may, at any time, request the employer to amend the policy if it considers it to be inconsistent with this Directive.

Additionally, employers must sign the attestation of vaccination of employees attached to this Directive and must return a copy to ADM no later than November 30, 2021, at the following



address: vaccination@admtl.com. This requirement also applies to employers which have already returned an attestation since the premises within the scope of mandatory vaccination have changed.

8. NON-COMPLIANCE WITH THE DIRECTIVE

If an employee is unable to provide proof of vaccination, an employer-approved exemption or sign a statement to that effect while on the airport site, the employee will be required to leave the site, the employee's pass will be seized, if applicable, and the employer will be notified.

In addition, if ADM has reason to believe that an employee in the restricted area has provided proof of vaccination or signed a statement that may be false or misleading, the person's name and pass number will be provided to Transport Canada for corrective or punitive action.

If an employer refuses or neglects to comply with this policy, including, but not limited to, failing to adopt a compliant policy for its employees, knowingly approving unfounded requests for exemptions, or failing to maintain appropriate records, ADM reserves the right, in order to protect its employees, members of the airport community and passengers, to take any appropriate action, including suspending or revoking the access rights of all of the non-compliant employer's employees, or suspending or terminating the employer's contract or licence, until the non-compliance is corrected.

8.1 **Monitoring**

In accordance with the Order, Transport Canada will conduct inspections to ensure compliance with the federal vaccination mandate. Non-passengers could be fined up to \$5,000 per violation under the Aeronautics Act.

ADM or its service providers will also conduct checks to verify proof of vaccinations or approved exemptions for employees at the airport site.

8.2 **Audit**

ADM may conduct audits to ensure the application of this Directive, the Order and company policies. ADM may request any additional documents or information from the employer to verify the application of this Directive and the Order. A refusal to comply with such a request will be considered as a refusal to comply with this Directive.



9. ROLES AND RESPONSIBILITIES

9.1 Role and responsibility of the employer

- Formulate an internal policy to comply with the requirements of this Directive;
- Communicate and enforce this policy with their employees, contractors and service providers;
- Ensure that all its employees on the airport site are fully vaccinated or have been granted an exemption;
- Analyze, approve and document requests for exemptions;
- Implement accommodation measures in relation to exemptions granted;
- Keep a register of the application of accommodation measures;
- Notify the operator in the event of non-compliance by an employee;
- Validate proof of vaccination of employees according to their internal policy;
- Withdraw the pass of employees who do not comply with this Directive.

9.2 Role and responsibility of the employee

- Obtain proof of vaccination in QR format;
- Carry proof of vaccination and RAIC, if applicable, or another form of government-issued identification at all times;
- Present proof of vaccination or employer-approved exemption to ADM when requested;
- Comply with accommodation measures, if exempted.

10. REPEAL OF DIRECTIVE CD-702

Directive CD-702, *Mandatory vaccination at designated premises – YMX* is repealed as of the effective date of this Directive.

11. FREQUENCY OF AMENDMENT

ADM reserves the right to amend this Directive, in particular according to the evolution of the pandemic situation and its consequences, official and scientific data on COVID-19 and/or according to the coming into force of federal or provincial legislation or regulations requiring it.



12. REGULATORY COMPLIANCE

All employers must continue to comply with and enforce all COVID-19 prevention measures and local public health recommendations. Employers remain responsible for their obligations, as warranted, under the *Aeronautics Act*, the Order and, more generally, under occupational health and safety and privacy legislation.

13. ANNEXES

- Medical Exemption Form (Transport Canada);
- Attestation of vaccination of employees – YMX airport site



Vice-President, Legal Affairs
and Corporate Secretary

November 26, 2021

Date

For any question related to this Directive, its content or its application, please write to vaccination@admtl.com.

