



Manitoba Public Insurance

This Rental Vehicle Rates Amendment and Extension Agreement is made effective on the 1st day of January 2021.

BETWEEN:

THE MANITOBA PUBLIC INSURANCE CORPORATION
(called "**Manitoba Public Insurance**")

- and -

MANITOBA CAR & TRUCK RENTAL ASSOCIATION
(called "**MCTRA**")

WHEREAS:

- A.** MCTRA and Manitoba Public Insurance previously entered into a Rental Vehicle Rates Agreement dated December 1, 2018, which set out the terms for an agreed-upon compensation structure payable to rental companies that rent light passenger vehicles to MPI customers who have lost the use of their vehicles due to damage/loss caused by motor vehicle collisions (the "**Original Agreement**");
- B.** The Original Agreement is set to expire on December 31, 2020;
- C.** By mutual agreement, the parties wish to extend the Original Agreement and make certain other amendments as set out herein; and
- D.** The parties have entered into this amendment and extension agreement in order to give effect to the extension and amendment of the Original Agreement (collectively, the Original Agreement and this amendment and extension agreement are herein referred to as the "**Agreement**").

NOW THEREFORE, the parties hereto agree as follows:

- 1. Unless otherwise set out herein, all capitalized terms shall have the meaning assigned to them in the Original Agreement.
- 2. Notwithstanding that the Term of the Original Agreement expires on December 31, 2020, the parties hereby agree to amend the Original Agreement by extending the Term from January 1, 2021 to and including March 31, 2022 (the "**Extended Period**").
- 3. Section 5.02 of the Original Agreement is hereby deleted in its entirety and replaced with the following:
 - "5.02 (a) If during the Extension Period, any legislative or regulatory changes made by the Government of Manitoba or another regulatory authority such as the Public Utilities Board of Manitoba result in additional significant costs to rental companies (including, but not limited an annual increase greater than 5% for Basic Autopac

insurance rates applicable to rental company fleet vehicles), MCTRA may request Manitoba Public Insurance to review the rates in Section 5.01 that are related to the significant change in the underlying cost structure for rental companies.

(b) Without limiting the generality of Section 5.02(a) above, during the Extended Period Manitoba Public Insurance agrees that it will not change the process for the loss of use allocation model with the light vehicle repair industry without consultation with the MCTRA.”

4. Section 5.03 of the Original Agreement is hereby deleted in its entirety and replaced with the following:

“5.03 If during the Extended Period the Government of Manitoba makes any legislative or regulatory change which amends or has the effect of amending the rates, coverage levels and/or timelines described in Section 5.01, then the parties shall work together in good faith to finalize and execute an amendment to this Agreement to reflect the changes in writing.”
5. Except for the amendments set out in Section 2 through 4 above, all other terms and conditions of the Original Agreement shall apply to and during this Extended Period, including but not limited to the compensation structure as set out in the Original Agreement.
6. Any rental company wishing to be bound by, or wishing to continue to be bound by, the Agreement for the Extended Period and wishing to attain status, or wishing to continue their status, as a Preferred Rental Company during such time, must sign and return a new agreement signature page to Manitoba Public Insurance in substantially the same form as the attached Appendix I. For clarity, the form of the new agreement signature page attached hereto shall supersede the form of agreement signature page in the Original Agreement. The form of the agreement signature page from the Original Agreement and all signed agreement signature pages under the Original Agreement shall expire and shall no longer have any force and effect after December 31, 2020.
7. In all other respects, the Agreement, as further amended from time to time, shall remain unchanged.

This Agreement has been executed on behalf of each party by their duly authorized representatives.

for **THE MANITOBA PUBLIC INSURANCE CORPORATION**

Per: _____
Eric Herbelin
President & CEO

Per: _____
Curtis Wennberg
Vice President, Customer Service & COO

for **MANITOBA CAR & TRUCK RENTAL ASSOCIATION**

Per: _____
Don Johal
President

Per: _____
Brian Oddy
Vice President

APPENDIX I

SAMPLE FORM OF AGREEMENT SIGNATURE PAGE



RENTAL VEHICLE AGREEMENT SIGNATURE PAGE

[Insert full legal name of rental company]
(referred to as the “**Rental Company**”, “**you**” or “**your**”)

Business Contact Information for the Rental Company:

Attention [Insert Name & Title]: _____

Mailing Address: _____

Email: _____

Facsimile: _____

Registered Account #: _____

By completing this form and by signing below, you agree to comply with the applicable terms and conditions of the Rental Vehicle Rates Agreement originally dated December 1, 2018, between Manitoba Public Insurance and the Manitoba Car & Truck Association, and as amended by way of the Rental Vehicle Rates Amendment & Extension Agreement dated January 1, 2021 (collectively, the “**Agreement**”), the Business Rules and the Loss of Use Portal Procedures, all of which are located on the MPI Partners Website. In doing so, you will be considered a “Preferred Rental Company”, as that term is defined in the Agreement, and you will be entitled to the privileges given to Preferred Rental Companies.

If your status as a Preferred Rental Company is terminated for any reason, either by Manitoba Public Insurance or by you, you understand and agree that you will no longer be entitled to the privileges given to Preferred Rental Companies.

for the **RENTAL COMPANY**

Per: _____

Name:

Title: