CLASS ACTION – SUNNY BANK AREA FLOODING
NOTICE TO MEMBERS

The class action filed by the **Sunny Bank Flood Committee** (#110-06-000001-135) was granted on June 29, 2022, by the Honourable Pierre C. Bellavance, J.S.C., ("**Judgment**"), against the Attorney General of Quebec, acting on behalf of the *ministère des Transports et de la Mobilité durable* ("**MTMD**") (formerly ministère des Transports du Québec) and of the *ministère de la Sécurité intérieure* ("**MSI**") (formerly ministère de la Sécurité publique), on behalf of the persons comprising the class described below:

> *Any owner of property located in Sunny Bank and any person residing in Sunny Bank during the floods of December 15, 2010.* (the "**Members**")

The Judgment orders the MTMD to compensate the Members and to carry out remedial work to improve the flow of the York River under the road bridge crossing the river in Sunny Bank, as well as to construct a monitoring station to measure the river's flow rate. The Judgment also provides that the Parties must agree on the terms and conditions applicable to the Members' claims for financial compensation.

The Parties to the class action have set out the terms and conditions applicable to all claims that may be filed under the Judgment in a claims protocol (the "**Protocol**").

WHAT IS THE NEXT STEP?

The attorneys for the Sunny Bank Flood Committee will present the Protocol to the Honourable Justice Daniel Dumais, J.S.C., at the Percé Courthouse, courtroom RC-01, on November 24, 2026, at 9:00 a.m.

You can access the Protocol by clicking this link: Protocol.

At the hearing, the attorneys will also seek approval of their fees, equal to 25% of the financial compensation, plus taxes. The attorneys will also seek the approval of the reimbursement of the disbursements related to the class action.

You may attend the hearing, but you are not required to do so to file a claim.

Please notify the attorneys for the Sunny Bank Flood Committee if you wish to attend the hearing. If you wish to provide them with comments on the Protocol, you must do so before the hearing by sending a detailed email to: info@SPAVOCATS.CA.

POSSIBLE COMPENSATION

The Protocol sets out the terms and conditions for claiming:

1) The fixed amounts (lump sums) detailed below.
2) Compensation for Extraordinary Damages to immovables or movables, in addition to the fixed amounts.
3) Individualized damages instead of the fixed amounts for pecuniary damages. In that case, the MSI, reserves its right to file a claim against you in connection with any financial assistance you received under Decrees 113-2011 and 1342-2011.

The fixed amounts (lump sums) are:

A. For disturbances and inconvenience sustained by Members:

Flood level	Occupant Member	Non-occupant Member
Ground floor	$3,000	$2,000
Inhabited Basement	$2,000	$1,500
Uninhabited Basement	$1,500	$1,000
Crawl Space	$500	$500
No flooding	$250	$250

B. For fear of further flooding: $3,000.

C. For owners of flooded Immovables:

The highest of the following amounts, depending on their situation:

a) $20,000 for a dwelling or business flooded at the ground floor level;
b) $10,000 for a dwelling or business flooded in a finished basement;
c) $5,000 for a dwelling or business flooded in an unfinished basement;
d) $3,000 for a dwelling or business flooded in the crawl space;
e) $500 for flooded landscaped or maintained land.

An additional $1,000 applies for each flooded detached Shed or Garage.

Then for the loss of value of the immovable, 3% of the value of the immovable established in the joint Altus report, or a higher amount that you must prove. Compensation for loss of value of the immovable applies to dwellings, businesses, and vacant lots.

D. For owners or residents who sustained damages to movables:

The Protocol provides for the following fixed amounts (lump sums):

a) $4,000 per room (based on its use) or for a business;
b) $1,000 for a shed;
c) $2,000 for a furnace that was or needs to be replaced;
d) $1,000 for a damaged furnace;
e) $1,000 for a pump that was or needs to be replaced;
f) $500 for a damaged pump;
g) $1,000 for a water heater that was or needs to be replaced;
h) $500 for a damaged water heater;
i) $1,000 for a damaged vehicle;
j) $250 for relocation expenses.

The attorneys who represented the Sunny Bank Flood Committee in this class action are
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THE PUBLICATION OF THIS NOTICE WAS ORDERED BY THE TRIBUNAL