



Please consider the environment before printing.

Required for all applications using an Eligible Distribution Advance.

Project Title: \_\_\_\_\_  
(the "PROJECT")

Genre: \_\_\_\_\_ Cycle: \_\_\_\_\_

Name of Applicant company: \_\_\_\_\_  
(the "APPLICANT")

Name of the Distributor: \_\_\_\_\_  
(the "ELIGIBLE CANADIAN DISTRIBUTOR")

☐ Eligible Canadian Distributor Related to Applicant

**OR**

☐ Eligible Canadian Distributor not Related to Applicant

This DAF is an appendix to the Eligible Canadian Distributor's commitment letter and/or distribution agreement with the Applicant for the Project dated: \_\_\_\_\_

### **DISTRIBUTION ADVANCE**

1. Total confirmed **ELIGIBLE DISTRIBUTION ADVANCE** amount to the Project (**A+B**) \$: \_\_\_\_\_

**A.** Eligible Distribution Advance for the Project's International Territory Exploitation Right: \$ \_\_\_\_\_

**B.** Eligible Distribution Advance for the Project's Canadian Exploitation Right: \$ \_\_\_\_\_

Anticipated Exploitation of Canadian Rights - Start Date: \_\_\_\_\_

Anticipated Exploitation of Canadian Rights - End Date: \_\_\_\_\_

Maximum Term, if applicable (Months): \_\_\_\_\_

Exclusive Rights: \_\_\_\_\_

Language of Rights: \_\_\_\_\_

2. Amount paid for the Canadian Other Exploitation Rights

(does not count towards Eligible Market Commitment Threshold): \$ \_\_\_\_\_

**3. Other Contributions provided by the Eligible Canadian Distributor**

(e.g. services, investment in the project, etc.)

(does not count towards Eligible Market Commitment Threshold): \_\_\_\_\_

**CMF ENVELOPE CONTRIBUTION**

Is the Eligible Canadian Distributor allocating a portion of its Distributor Envelope? YES ☐ NO ☐

Amount of Distributor Envelope contribution: \$ \_\_\_\_\_

**ELIGIBLE CANADIAN DISTRIBUTOR AND APPLICANT DECLARATION**

The Eligible Canadian Distributor and Applicant (the “**Parties**”) are duly authorized to declare the following for each of their corporations and respective Related Parties<sup>1</sup>;

1. The Eligible Canadian Distributor has performed a complete due diligence of all relevant facts for the drafting of this declaration and has personal knowledge of said facts;
2. The Eligible Canadian Distributor confirms that it has read the Canada Media Fund (“**CMF**”) 2026-2027 Guidelines as follows:
  - a) Distributor Envelope Program Guidelines;
  - b) the Distributor Envelope Manual for Distributor Envelope Program projects;
  - c) Appendix A and Appendix B (including *Appendix B, Chapter 9, Eligible Canadian Distributor Business Policy* (the “**Distributor Business Policy**”); and
  - d) other Linear Content Production Program Guidelines (if applicable);and confirms that it meets all the eligibility requirements noted in these documents necessary for the Project to access CMF funding.

3. These CMF eligibility requirements include, but are not limited to, the following:

- a) once the CMF has committed production financing to the Project, the Eligible Canadian Distributor confirms that its financial commitment will not be withdrawn or be reduced;
- b) the Eligible Canadian Distributor confirms that it has not entered and will not enter into any oral or written agreement or “side deal” with the Applicant that conflicts with any of the provisions of this Distributor Agreement Form or the Distributor Business Policy and of the CMF Distributor Envelope Program Guidelines;
- c) the Eligible Canadian Distributor confirms that it will meet the Canadian Availability Requirement within eighteen (18) months of delivery and technical acceptance of the Eligible Project;
- d) the Eligible Canadian Distributor confirms that it will meet the Canadian Premiere Requirement;

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<sup>1</sup> “**Related Parties**” is defined in Appendix A of the CMF’s Guidelines and has the meaning set out in the CPA Canada Handbook, as amended, supplemented or replaced from time to time, as that definition has been applied by CMF in its Accounting and Reporting Requirements.

- e) the Eligible Canadian Distributor confirms that it has read and will ensure compliance with the [CMF Narrative Positioning Policy](#) for the Project;
4. The Parties acknowledge that the CMF is relying on this declaration to determine whether the Eligible Canadian Distributor is eligible to access CMF funding for this Project;
5. The Eligible Canadian Distributor contributing to the Eligible Market Commitment Threshold to access CMF funding is not insolvent or bankrupt, in the course of the reorganization of its business within the meaning of the *Bankruptcy and Insolvency Act (Canada)*, and it has not taken steps and no steps have been taken against it for its winding-up or dissolution and no receiver or trustee has been appointed for its property;
6. The Eligible Canadian Distributor confirms that there is not now pending nor, to the best of the knowledge of the Eligible Canadian Distributor, threatened against the Eligible Canadian Distributor any cause of action or legal proceeding of any kind before any court, tribunal or other competent authority in any jurisdiction in the world;
7. The Eligible Canadian Distributor shall promptly deliver notice to the CMF of any material adverse change in the financial position of the Eligible Canadian Distributor that could impair the Eligible Canadian Distributor's capacity to perform its obligations towards the Applicant and the Project;
8. The Eligible Canadian Distributor has read sections 1 to 3 and 26 to 28 of the *Investment Canada Act* and confirms that:
- a) it is "Canadian controlled", within the meaning given to this expression in the aforementioned provisions;
  - b) no determination or declaration has been made with respect to the Eligible Canadian Distributor under subsections 26(2.1) or (2.2) of the *Investment Canada Act* and the officer of the Eligible Canadian Distributor is not aware of any fact or circumstance as a result of which such a determination or declaration could be made; and
  - c) there is no fact or event that could affect the Canadian control of the Eligible Canadian Distributor;
9. The Parties acknowledge that making a false declaration is considered an Event of Default for the Applicant under CMF's policies, will impact the ability of the Parties to participate in future CMF-funded Projects and may constitute a criminal offence;
10. The Eligible Canadian Distributor has reviewed the budget and the financing plan for the Project's CMF application and finds the budget adequate and reasonable, under normal circumstances, to deliver the Project;
11. As set out in the Distributor Business Policy, the Eligible Canadian Distributor is required to submit its most recent audited annual financial statements to the CMF for review, on an annual basis, before submitting its first DAF for the financial year at the following link: <https://cmf-fmc.ca/our-programs/envelope-administration/#envelope-distributor>. By signing this DAF, the Eligible Canadian Distributor confirms that it has made its required annual submission and the

Eligible Canadian Distributor agrees that the CMF may also require the Eligible Canadian Distributor to submit its most recent quarterly financial statements for review at any time during the year;

The Eligible Canadian Distributor confirms that its payment schedule for the Eligible Distribution Advance for the Project complies with the applicable requirements set out in the Distributor Business Policy;

- 12. The Eligible Canadian Distributor agrees to include the CMF logo in all marketing material pertaining to the Project, including direct marketing, print, online and out-of-home advertising. The Eligible Canadian Distributor will also credit the CMF in any editorial material including press releases and speeches for its financial contribution to the Project;
- 13. The Dialogue account member signing this Distributor Agreement Form is authorized to sign this document on behalf of the Eligible Canadian Distributor;

14. **For Distributor Envelope Program:**

The Eligible Canadian Distributor hereby authorizes the Applicant to apply to the CMF for a portion of a Distributor Envelope for the Project. The amount for which the Applicant is entitled to apply for the Project is indicated above. The application for the Project must be received at the CMF by the applicable Closing Date Deadline, in order for the Project to remain eligible for CMF funding.

**AGREED AND ACCEPTED BY:**

<b>ELIGIBLE CANADIAN DISTRIBUTOR:</b>	<b>APPLICANT COMPANY:</b>
<hr/>	<hr/>
<b>SIGNATURE:</b>	<b>SIGNATURE:</b>
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I am duly authorized	I am duly authorized
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