



PRIVACY POLICY

Surge Energy Inc. (“Surge”) is committed to maintaining the confidentiality, security and accuracy of your Personal Information. Surge’s Privacy Policy (the “Privacy Policy” or “Policy”) describes the information that Surge collects and why, how it may be used and to whom the information may be disclosed.

This policy is intended to meet or exceed Surge’s privacy obligations arising under any applicable privacy legislation in all jurisdictions within which Surge operates. It is intended to guide Surge in managing its operations within the Fair Accounting Principles, as follows:

- Accountability
- Identifying purposes
- Consent
- Limiting collection
- Limiting use, disclosure, and retention
- Accuracy
- Safeguards
- Openness
- Individual access
- Challenging compliance

What is Personal Information?

For the purposes of this Privacy Policy:

“Personal Information” means information about an identifiable individual but does not include Business Contact Information. Personal Information may include your name, address, gender, date of birth, language preference, personal email address, home telephone number, or credit card information.

“Business Contact Information” means any information that is used for the purpose of communicating or facilitating communication with an individual in relation to their business or profession such as the individual’s name, position name or title, work address, work telephone number, work fax number or work email address.

What type of Personal Information does Surge collect, use or disclose?

Except where otherwise required or permitted by law, Surge will disclose the purpose(s) for which the personal information is being collected, used or disclosed in advance.

The type of information collected may include name, residential address, email address, personal phone number, Social Insurance Number, occupation, employment status, credit card information, bank account information, health information, and notes from meetings and discussions

Generally, Surge will collect Personal Information directly. If third parties hold required information, Surge will endeavor to ensure appropriate consent is obtained as applicable.

How will Surge use or disclose your Personal Information?

Surge may collect Personal Information to use or disclose for purposes related to managing and developing businesses and operations, including but not limited to:

- Establishing, managing and terminating business relations.
- Reviewing the products and services that Surge provides to you, or that you provide.
- To ensure payments can be made in accordance with agreements.
- For Emergency Response Plan purposes.
- For AER auditing purposes.
- Protecting Surge against error, fraud, theft and damage to Surge's goods and property.
- Tracking and analyzing trends and patterns related to Surge's businesses and operations for market research related purposes.
- Monitoring and updating its website.
- Complying with applicable law or regulatory requirements.
- Protecting Surge's rights and property.
- Protecting the safety of a person or a group of persons.
- Investigating security breaches or cooperating with government authorities.
- For additional purposes that may be identified at or before the time that the information is collected.
- Any other reasonable purpose to which you consent.

Surge will not disclose Personal Information for purposes other than those identified at or before the time of collection, except with your consent or as required or permitted by law.

Surge may disclose certain personal information to third party service providers and to affiliated entities for the above purposes. Prior to making any disclosure, Surge will take appropriate steps to ensure that such recipients safeguard the Personal Information, use the information only for authorized purposes and comply with applicable laws.

Consent

Requirements for consent to the collection, use, or disclosure of Personal Information vary. In determining whether consent is required and, if so, which form of consent is appropriate, Surge will consider both the sensitivity of the Personal Information at issue and the purpose(s) for which it will use or disclose the information. Consent may be express, implied or deemed.

By submitting Personal Information to Surge or its service providers and agents, you agree that the Company may collect, use or disclose such Personal Information in accordance with this policy or applicable law. Further, Surge may collect, use or disclose Personal Information without knowledge or consent where it is permitted or required to do so by applicable law or other regulatory requirements.

Refusal, changes or withdrawal of consent is possible any time, subject to legal or contractual restrictions and reasonable notice, by contacting Surge's Privacy Officer using the contact information set out below. In some circumstances, a refusal, change or withdrawal of consent may limit Surge's ability to provide products or services or acquire products or services, or fulfill other contractual obligations.

Safeguarding Personal Information

Surge will endeavor to safeguard Personal Information using methods that are appropriate to the sensitivity of the information. Specifically, Surge takes the following steps to safeguard any Personal Information that it collects:

- Protecting the confidentiality of all Personal Information when doing business internally or externally with other organizations.
- Protecting all Personal Information with appropriate and effective security safeguards, including physical, administrative, and technological safeguards, against such risks as loss or theft, unauthorized access, disclosure, copying, use or destruction, regardless of the format in which it is held.
- Retaining personal information only as long as necessary for the fulfilment of the identified purposes, or in accordance with law, and will maintain reasonable and systematic controls, schedules and practices for the retention and destruction of such information.

Accuracy of Personal Information

Personal information is kept as accurate, complete and current as appropriate. It is the responsibility of anyone disclosing Private Information to provide Surge with any changes in Personal Information so that appropriate records may be accurately maintained.

Any requests for Surge to correct an error or omission in Personal Information within its control can be made in writing. If Surge is satisfied that a correction should be made, it will amend the information as requested and, where appropriate, will send the corrected information to the third parties to which it has disclosed that information.

Accessing Your Personal Information

Requests for access to Personal Information and information regarding the collection, use and disclosure of that Personal Information, as well as requests to review, verify or correct Personal Information can be made by contacting Surge's Privacy Officer using the contact information set out below. All such communications must be in writing.

When making an access request, Surge may require specific information from you to confirm your identity and right to access, as well as to search for, and provide you with, the Personal Information that it holds about you. Surge may charge you a fee to access your Personal Information and will advise you of any such fee in advance. If you need help in preparing your request, please contact the Privacy Officer.

Surge may not be able to provide access in situations where such refusal is permitted or required by applicable law or regulatory requirements. In such cases, Surge will release the reasons why, subject to any legal or regulatory restrictions, access has been denied.

Handling Complaints

Questions or concerns about this Privacy Policy can be directed to Surge's Privacy Officer. Surge maintains procedures to receive and investigate complaints and complainants will be advised of the results of any such investigation.

Contacting Surge's Privacy Officer

To get more information about Surge's Privacy Policy, change or withdraw your consent or make a complaint under this Privacy Policy, please contact Surge's Privacy Officer at:

Kathy Kopelchuk
Manager, Corporate Services Suite 2100, 635 8th Ave SW Calgary, AB T2P 3M3
Tel. (403) 930-1057
Email kkopelchuk@surgeenergy.ca

Changes to this Policy

Surge may make changes to this policy to reflect changes in its legal or regulatory obligations or in the manner in which it handles Personal Information. Surge may amend this Privacy Policy from time to time.

This Privacy Policy does not create or confer on any individual or on Surge any rights, or impose on Surge any obligations beyond any rights conferred or obligations imposed by applicable privacy legislation.