

**RESTRICTIVE COVENANT AND  
CONFIDENTIALITY UNDERTAKING**

THIS INDENTURE made this \_\_ day of \_\_\_, 20\_\_.

BETWEEN:

**[Name of Corporation]**

a corporation incorporated under the laws of the Province of \_\_,  
(hereinafter referred to as "Corporation")

OF THE FIRST PART

- and -

**[Name],**

of the City of \_\_, in the Province of \_\_,  
(hereinafter referred to as the "Covenantor")

OF THE SECOND PART

**RECITALS:**

WHEREAS by an area development agreement ("Area Development Agreement") dated [date], between Corporation and [name] (the "Area Developer"), Corporation granted to the Area Developer the right to be licensed to develop and operate Corporation [type] franchises;

AND WHEREAS the Covenantors understand that it is a requirement of Section \_\_\_\_\_ of the Area Development Agreement that the Covenantors agree to abide and be bound by the restrictive covenant and confidentiality provisions of the Area Development Agreement;

NOW THEREFORE THIS INDENTURE WITNESSES that in consideration of One Dollar of lawful money of Canada, and for other good and valuable consideration now paid by each of the Covenantors (receipt and sufficiency of which each Covenantor acknowledges), each Covenantor, who declares having read the Area Development Agreement, covenants with Corporation to abide by and be personally, jointly and severally bound by the provisions of Article 10 (Restrictive Covenants and Confidentiality) of the Area Development Agreement.

**THIS IS A 2-PAGE FORM.**