

Regulation to amend National Instrument 62-103 The Early Warning System and Related Take-over Bid and Insider Reporting Issues²

Securities Act
(R.S.Q., c. V-1.1, s. 331.1, par. (11) and (21); 2004, c. 37)

1. The title of National Instrument 62-103 The Early Warning System and Related Take-over Bid and Insider Reporting Issues is replaced by the following:

“Regulation 62-103 respecting the Early Warning System and Related Take-over Bid and Insider Reporting Issues”.

2. Subsection 2.1(1) of the Instrument is amended:

(1) by inserting the word “either” after the words “provided by the issuer of the securities”;

(2) by replacing “National Instrument 62-102 Disclosure of Outstanding Share Data” by “Regulation 62-102 respecting Disclosure of Outstanding Share Data adopted by the Commission des valeurs mobilières du Québec pursuant to decision No. 2001-C-0248 dated June 12, 2001”;

(3) by inserting the words “or under section 5.4 of Regulation 51-102 respecting Continuous Disclosure Obligations approved by Ministerial Order 2005-03 dated 19 May 2005” after the words “Outstanding Share Data”.

3. Section 3.3 of the Instrument is amended by replacing “National Instrument 81-102 Mutual Funds” by “Regulation 81-102 Mutual Funds adopted by the Commission des valeurs mobilières du Québec pursuant to decision No. 2001-C-0209 dated May 22, 2001”.

4. Section 11.1 of the Instrument is amended by deleting subsection (2).

5. The title of Part 12 and section 12.1 of the Instrument are repealed.

6. The Instrument is amended by replacing, wherever they appear, the words “this Instrument” by the words “this Regulation”, and making the necessary changes.

7. This Regulation comes into force on June 1, 2005.

² National Instrument 62-103 The Early Warning System and Related Take-over Bid and Insider Reporting Issues adopted on March 18, 2003 pursuant to decision No. 2003-C-0109 and published in the Supplement to the Bulletin of the Commission des valeurs mobilières du Québec, volume 34, No. 19, dated May 16, 2003, has not been amended since its adoption.