

## REGULATION TO AMEND REGULATION 81-101 RESPECTING MUTUAL FUND PROSPECTUS DISCLOSURE

### Securities Act

(R.S.Q., c. V-1.1, s. 331.1, par. (1), (3), (6), (8), (19) and (34))

1. Section 1.1 of Regulation 81-101 respecting Mutual Fund Prospectus Disclosure is amended by adding the following after the definition of “executive officer”:

““financial statements” includes interim financial reports;”.

2. Section 2.3 of the Regulation is amended:

(1) in subparagraph (b) of paragraph (1):

(a) in subparagraph (i):

(i) by replacing, in subparagraph (A), the words “draft opening balance sheet” with the words “draft opening statement of financial position”;

(ii) by replacing, in the French text of subparagraph (B), the word “vérifiés” with the word “audités”;

(b) by replacing, in the French text of subparagraph (iii), the words “de vérification” with the words “d’audit” and the words “le vérificateur” with the words “l’auditeur”;

(2) in subparagraph (ii) of subparagraph (a) of paragraph (3), by replacing the words “audited balance sheet” with the words “audited statement of financial position”.

3. Section 3.1 of the Regulation is amended:

(1) by replacing, in the French text of paragraph (2), the words “rapport des vérificateurs” with the words “rapport d’audit”;

(2) by replacing paragraph (3) with the following:

“(3) The most recently filed interim financial report of the mutual fund that were filed before or after the date of the simplified prospectus and that pertain to a period after the period to which the annual financial statements then incorporated by reference in the simplified prospectus pertain.”.

4. Section 3.1.1 of the Regulation is replaced with the following:

#### “3.1.1. Audit of Financial Statements

Any financial statements, other than interim financial report, incorporated by reference in a simplified prospectus must meet the audit requirements in Part 2 of Regulation 81-106 respecting Investment Fund Continuous Disclosure approved by Ministerial Order no. 2005-05 dated May 19, 2005.”.

5. Form 81-101F1 of the Regulation is amended:

(1) in part A:

(a) by replacing, in item 3.1, the words “interim financial statements” with the words “interim financial report”;

(b) by replacing, in item 3.2, the words “interim financial statements” with the words “interim financial report”;

(c) by replacing, in the French text of paragraph (1) of item 5, the words “le vérificateur” with the words “l’auditeur”;

(d) in the French text of item 8.1:

(i) by replacing paragraph (3.1) with the following:

“3.1) Sous la rubrique « Charges opérationnelles » du tableau, décrire les frais et charges payables à l’égard du comité d’examen indépendant.”;

(ii) by replacing, in the table of paragraph (6), the words “Frais payables par l’OPC” with the words “Frais et charges payables par l’OPC”, the words “Frais d’exploitation” with the words “Charges opérationnelles”, the words “tous les frais d’exploitation” with the words “toutes les charges opérationnelles”, the words “Frais directement payables par vous” with the words “Frais et charges directement payables par vous”, and the words “Autres frais” with the words “Autres frais et charges”;

(iii) in the instructions:

(A) by replacing, wherever they occur in instruction (2), the words “*frais d’exploitation*” with the words “*charges opérationnelles*”;

(B) by replacing instruction (3) with the following:

“3) Sous le titre « Charges opérationnelles », indiquer si l’OPC paie la totalité de ses charges opérationnelles et donner la liste des principales composantes de ces charges. Si l’OPC paie seulement certaines charges opérationnelles et n’est pas responsable du paiement de la totalité de ces charges, modifier la déclaration figurant dans le tableau pour tenir compte de la responsabilité contractuelle de l’OPC à cet égard.”;

(2) in the French text of part B:

(a) by replacing, in paragraph (1) of item 4, the words “le vérificateur” with the words “l’auditeur”;

(b) by replacing, in subparagraph (ii) of paragraph (f) of item 5, the words “frais d’exploitation versés” with the words “charges opérationnelles payées”;

(c) by replacing, in instruction (1) of item 6, the words “*titres de participation*” with the words “*titres de capitaux propres*”.

**6.** Form 41-101F2 of the Regulation is amended, in the French text:

(1) by replacing, in paragraph (1) of item 22, the words “rapport des vérificateurs” with the words “rapport d’audit”;

(2) by replacing, wherever they occur, the word “vérificateur” with the word “auditeur” and the word “vérifiés” with the word “audités”, and making the necessary changes;

(3) by replacing, wherever they occur, the words “titres de participation” with the words “titres de capitaux propres”, and making the necessary changes.

**7.** The Regulation is amended by replacing, wherever they occur in the French text, the word “vérification” with the word “audit”, the word “vérificateur” with the word “auditeur” and the word “vérifiés” with the word “audités”, and making the necessary changes.

8. This Regulation comes into force on January 1, 2011.