

REGULATION TO AMEND REGULATION 81-102 RESPECTING INVESTMENT FUNDS

Securities Act

(chapter V-1.1, s. 331.1, par. (1), (6), (8), (16) and (34))

1. Section 1.1 of Regulation 81-102 respecting Investment Funds (chapter V-1.1, r. 39) is amended by replacing all occurrences of “management report of fund performance” in the definitions of “report to securityholders” and “sales communication” by “fund report”.
2. Section 2.1 of the Regulation is amended by replacing “subsection (5) of Item 6 and subsection (5) of Item 9 of Part B” in paragraph (5) by “subsection (5) of Item 4 and subsection (7) of Item 9 of Part B”.
3. Section 5.6 of the Regulation is amended by replacing “management reports of fund performance” in subparagraph (V) of subparagraph (A) of subparagraph (iii) of subparagraph (f) of paragraph (1) by “fund reports”.
4. Appendix E of the Regulation is amended by replacing the table by the following:

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Jurisdiction	Securities Legislation Reference
Alberta	Paragraphs 191(1)(a), 191(1)(c) and 191(1)(d) of the <i>Securities Act</i>
British Columbia	Paragraphs 9(a), 9(c) and 9(d) of BC Instrument 81-513 <i>Self-Dealing</i>
New Brunswick	Paragraphs 143(1)(a), 143(1)(c) and 143(1)(d) of the <i>Securities Act</i>
Newfoundland and Labrador	Paragraphs 118(1)(a), 118(1)(c) and 118(1)(d) of the <i>Securities Act</i>
Nova Scotia	Paragraphs 125(1)(a), 125(1)(c) and 125(1)(d) of the <i>Securities Act</i>
Ontario	Items 117(1)1, 117(1)3 and 117(1)4 of the <i>Securities Act</i>
Saskatchewan	Paragraphs 126(1)(a), 126(1)(c) and 126(1)(d) of <i>The Securities Act, 1988</i>

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Transition

5. Before (*indicate here the date of coming into force of this Regulation + 1 year and 9 months*), if an investment fund has not filed an annual fund report and an interim fund report, the reference to “annual or interim fund report” in the definitions of “report to securityholders” and “sales communication” in section 1.1 of the Regulation must be read as a reference to “annual or interim fund report or management report of fund performance”.
6. Before (*indicate here the date of coming into force of this Regulation + 1 year and 9 months*), if an investment fund has not filed an annual fund report and an interim fund report, the reference to “annual and interim fund reports” in subparagraph (V) of subparagraph (A) of subparagraph (iii) of subparagraph (f) of paragraph (1) of section 5.6 of the Regulation must be read as a reference to “annual and interim fund reports or management reports of fund performance”.

Effective Date

7. (1) This Regulation comes into force on (*indicate here the date of coming into force of this Regulation*).

(2) In Saskatchewan, despite paragraph (1), if this Regulation is filed with the Registrar of Regulations after (*indicate here the date of coming into force of this Regulation*), this Regulation comes into force on the day on which it is filed with the Registrar of Regulations.