

REGULATION TO AMEND

THE REGULATION ENTITLED MULTILATERAL INSTRUMENT 81-104, *COMMODITY POOLS*

1. Regulation entitled Multilateral Instrument 81-104, *Commodity Pools* is amended by this Regulation.
2. Part 7 is repealed.
3. Sections 8.1, 8.2, 8.3 and 8.4 are repealed.
4. Section 9.2 is amended
 - (a) by repealing subsection 9.2(g) and substituting the following:
 - “(g) provide the disclosure concerning the past performance of the commodity pool that is required to be provided by an investment fund under Item 4 of Part B of Form 81-106F1 Contents of Annual and Interim Management Report of Fund Performance, except that
 - (i) the past performance of the commodity pool, in the bar chart prepared in accordance with Item 4.2 of Part B of Form 81-106F1, must show quarterly, non-annualized returns of the commodity pool over the period provided for in Item 4.2, rather than annual returns, and
 - (ii) the commodity pool may, at its option, in the disclosure required by Item 4.3 of Part B of Form 81-106F1, compare its performance to an index if it describes any differences between the commodity pool and the index that affect the comparability of the performance data of the commodity pool and the index;” and
 - (b) by deleting the words “as required by section 7.3” from paragraph 9.2(n).
5. Sections 9.3 and 9.4 are repealed.
6. This Regulation comes into force on the date that *Regulation 81-106 respecting Investment Fund Continuous Disclosure* comes into force.