

Draft Regulation

Securities Act
(R.S.Q., c. V-1.1)

Securities

— Amendments

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), that the Regulation to amend the Securities Regulation, appearing below, was made by the Autorité des marchés financiers on 15 August 2005 and may be submitted to the Government for approval on the expiry of 45 days following this publication. The Government may approve it with or without amendment.

The draft Regulation introduces provisions into the Securities Regulation providing for payment of administrative monetary penalties by a reporting issuer, an insider or a senior executive deemed to be an insider, in connection with a contravention of a provision of Division II of Chapter II, Chapter III or Chapter IV of Title III of the Securities Act (R.S.Q., c. V-1.1).

Further information may be obtained by contacting Maurice Lalancette, Directeur général de l'encadrement et du développement du secteur financier, Ministère des Finances, 800, place D'Youville, 17^e étage, Québec (Québec) G1R 3P4; telephone: (418) 646-7420; fax: (418) 646-5744; e-mail: m.lalancette@finances.gouv.qc.ca

Any interested person having comments to make on the matter is asked to send them in writing, before the expiry of the 45-day period, to the Minister of Finance, 12, rue Saint-Louis, 1^{er} étage, Québec (Québec) G1R 5L3.

MICHEL AUDET,
Minister of Finance

Regulation to amend the Securities Regulation*

Securities Act
(R.S.Q., c. V-1.1, s. 331, 1st par., subpars. 9 and 11.1)

1. The Securities Regulation is amended by inserting the following chapter after section 271.12:

“CHAPTER III ADMINISTRATIVE MONETARY ACTIVITIES

271.13. Any reporting issuer who contravenes a provision of Division II of Chapter II or Chapter III of Title III of the Act for failure to file a disclosed document is liable to an administrative monetary penalty of \$100 per document for each business day during which such failure occurs, to a maximum amount of \$5,000 during any given fiscal year of the Authority.

271.14. Any insider or senior executive deemed to be an insider who contravenes a provision of any of sections 96 to 98 or 102 of the Act for failure to disclose control or a change in control over securities is liable to an administrative monetary penalty of \$100 for each day during which such failure to report occurs, to a maximum amount of \$5,000.

271.15. An administrative monetary penalty is payable as of the time the Authority sends a notice thereof.”

2. This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.

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* The Securities Regulation, made by Order in Council 660-83 dated 30 March 1983 (1983, *G.O.* 2, 1269) was last amended by the regulations approved by Minister's Orders 2005-04 dated 19 May 2005 (2005, *G.O.* 2, 1496), 2005-17 dated 2 August 2005 (2005, *G.O.* 2, 3523) and 2005-22 dated 17 August 2005 (2005, *G.O.* 2, 3643), and by Order in Council 748-2005 dated 17 August 2005 (2005, *G.O.* 2, 3457). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Québec Official Publisher, 2005, updated to 1 March 2005.