

**M.O., 2013-06****Order number V-1.1-2013-06 of the Minister of Finance and the Economy, April 30, 2013**

Securities Act  
(chapter V-1.1)

CONCERNING the Regulation to amend Regulation 44-102 respecting shelf distributions

WHEREAS subparagraphs 1, 6 and 8 of section 331.1 of the Securities Act (chapter V-1.1) stipulate that the *Autorité des marchés financiers* may make regulations concerning the matters referred to in those paragraphs;

WHEREAS the third and fourth paragraphs of section 331.2 of the said Act stipulate that a draft regulation shall be published in the Bulletin of the Authority, accompanied with the notice required under section 10 of the Regulations Act (chapter R-18.1) and may not be submitted for approval or be made before 30 days have elapsed since its publication;

WHEREAS the first and fifth paragraphs of the said section stipulate that every regulation made under section 331.1 must be approved, with or without amendment, by the Minister of Finance and comes into force on the date of its publication in the *Gazette officielle du Québec* or any later date specified in the regulation;

WHEREAS Regulation 44-102 respecting shelf distributions was made by the decision no. 2001-C-0201 on May 22, 2001 (Supplément au Bulletin de la Commission des valeurs mobilières du Québec, volume 32, no. 22 of June 1, 2001);

WHEREAS there is cause to amend this regulation;

WHEREAS the draft Regulation to amend Regulation 44-102 respecting shelf distributions was published in the Bulletin de l'Autorité des marchés financiers, volume 8, no. 28 of July 15, 2011;

WHEREAS the *Autorité des marchés financiers* made, on April 3, 2013, by the decision no. 2013-PDG-0050, Regulation to amend Regulation 44-102 respecting shelf distributions;

WHEREAS there is cause to approve this regulation without amendment;

CONSEQUENTLY, the Minister of Finance and the Economy approves without amendment the Regulation to amend Regulation 44-102 respecting shelf distributions appended hereto.

April 30, 2013

NICOLAS MARCEAU,  
*Minister of Finance and the Economy*

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## REGULATION TO AMEND REGULATION 44-102 RESPECTING SHELF DISTRIBUTIONS

### Securities Act

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

1. Section 5.6 of Regulation 44-102 respecting Shelf Distributions is amended by inserting, after paragraph 6, the following:

“6.1. The information required under item 7A of Form 44-101F1 for securities that may be distributed under the base shelf prospectus, if the specific series or class of securities that will be distributed under the base shelf prospectus is not known on the date the base shelf prospectus is filed.”.

2. Section 7.2 of the Regulation is amended:

(1) by inserting, after paragraph (1), the following:

“(1.1) Despite subsection (1), if the expert whose consent is required is a “qualified person” as defined in Regulation 43-101 respecting Standards of Disclosure for Mineral Projects (M.O. 2005-23, 05-11-30), the issuer is not required to file the consent of the qualified person if

(a) the qualified person’s consent is required in connection with a technical report that was not required to be filed with the preliminary base shelf prospectus,

(b) the qualified person was employed by a person at the date of signing the technical report,

(c) the principal business of the person is providing engineering or geoscientific services, and

(d) the issuer files the consent of the person.

“(1.2) A consent filed under subsection (1.1) must be signed by an individual who is an authorized signatory of the person and who falls within paragraphs (a), (b), (d) and (e) of the definition of “qualified person” in Regulation 43-101 respecting Standards of Disclosure for Mineral Projects (M.O. 2005-23, 05-11-30).”;

(2) by inserting, after “subsection (1)”, “or subsections (1.1) and (1.2)”.

3. Section 9.1 of the Regulation is amended by replacing, in paragraph (1), “Despite section 6.1 of Regulation 44-101 respecting Short Form Prospectus Distributions (M.O. 2005-24, 05-11-30)” with “Despite section 7.2 of Regulation 41-101 respecting General Prospectus Requirements (M.O. 2008-05, 08-03-04)”.
4. Appendix A of the Regulation is amended by replacing, in the French text of paragraph (c) of section 2.1, the words “personne ou société” with the word “personne”.
5. This Regulation comes into force on May 14, 2013.

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**M.O., 2013-07****Order number V-1.1-2013-07 of the Minister of Finance and the Economy, April 30, 2013**Securities Act  
(chapter V-1.1)

CONCERNING the Regulation to amend Regulation 81-101 respecting mutual fund prospectus disclosure

WHEREAS subparagraphs 1, 3, 8, 11 and 34 of section 331.1 of the Securities Act (chapter V-1.1) stipulate that the *Autorité des marchés financiers* may make regulations concerning the matters referred to in those paragraphs;

WHEREAS the third and fourth paragraphs of section 331.2 of the said Act stipulate that a draft regulation shall be published in the Bulletin of the Authority, accompanied with the notice required under section 10 of the Regulations Act (chapter R-18.1) and may not be submitted for approval or be made before 30 days have elapsed since its publication;

WHEREAS the first and fifth paragraphs of the said section stipulate that every regulation made under section 331.1 must be approved, with or without amendment, by the Minister of Finance and comes into force on the date of its publication in the *Gazette officielle du Québec* or any later date specified in the regulation;

WHEREAS Regulation 81-101 respecting mutual fund prospectus disclosure was made by the decision no. 2001-C-0283 on June 12, 2001 (Supplément au Bulletin de la Commission des valeurs mobilières du Québec, volume 32, no. 26 of June 29, 2001);

WHEREAS there is cause to amend this regulation;

WHEREAS the draft Regulation to amend Regulation 81-101 respecting mutual fund prospectus disclosure was published in the Bulletin de l’Autorité des marchés financiers, volume 8, no. 28 of July 15, 2011;

WHEREAS the *Autorité des marchés financiers* made, on April 3, 2013, by the decision no. 2013-PDG-0051, Regulation to amend Regulation 81-101 respecting mutual fund prospectus disclosure;

WHEREAS there is cause to approve this regulation without amendment;

CONSEQUENTLY, the Minister of Finance and the Economy approves without amendment the Regulation to amend Regulation 81-101 respecting mutual fund prospectus disclosure appended hereto.

April 30, 2013

NICOLAS MARCEAU,  
*Minister of Finance and the Economy*

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