

CERTIFICATE OF CLEARING AGENCY

The undersigned certifies that the information given in this report is true and correct.

DATED at _____ this _____ day of _____ 20 _____

(Name of clearing agency)

(Name of director, officer or partner – please type or print)

(Signature of director, officer or partner)

(Official capacity – please type or print)

102480

M.O., 2016-04

Order number I-14.01-2016-04 of the Minister of Finance dated 2 February 2016

Derivatives Act
(chapter I-14.01)

CONCERNING the Regulation to amend the Derivatives Regulation

WHEREAS subparagraphs 1, 2, 3, 9, 11, 26, 27 and 29 of section 175 of paragraph 1 of the Derivatives Act (chapter I-14.01) stipulates that the *Autorité des marchés financiers* may make regulations concerning the matters referred to in those paragraphs;

WHEREAS the fourth and fifth paragraphs of section 175 of the said Act stipulate that a draft regulation shall be published in the *Bulletin de l'Autorité des marchés financiers*, 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 second and sixth paragraphs of the said section stipulate that every regulation made under section 175 must be submitted to the Minister of Finance for approval with or without amendment 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 the Derivatives Regulation has been approved by ministerial order no. 2009-01 dated January 15, 2009 (2009, *G.O.* 2, 33A);

WHEREAS there is cause to amend this regulation;

WHEREAS the draft Regulation to amend the Derivatives Regulation was published in the *Bulletin de l'Autorité des marchés financiers*, volume 11, no. 47 of November 27, 2014;

WHEREAS the Authority made, on January 13, 2016, by the decision no. 2016-PDG-0006, Regulation to amend the Derivatives Regulation;

WHEREAS there is cause to approve this regulation without amendment;

CONSEQUENTLY, the Minister of Finance approves without amendment Regulation to amend the Derivatives Regulation appended hereto.

February 2, 2016

CARLOS LEITÃO,
Minister of Finance

REGULATION TO AMEND THE DERIVATIVES REGULATION

Derivatives Act

(chapter I-14.01, s. 175, par. 1, subpars. (1), (2), (3), (9), (11), (26), (27) and (29))

1. The Derivatives Regulation (chapter I-14.01, r. 1) is amended by inserting the following after section 11.22.3:

“**11.22.4** Regulation 24-102 respecting Clearing Agency Requirements, *[insérer ici la référence du règlement]*, applies, with the necessary modifications, to regulated entities, persons, activities, derivatives and transactions as contemplated under the Act, including clearing houses and settlement systems, members of clearing houses, subscribers of settlement systems, directors and officers of clearing houses and settlement systems, derivative transactions, parties to a derivative as well as the clearing and settlement of derivative transactions.”

2. This Regulation comes into force on February 17, 2016.

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