

**AMENDMENT TO
ALBERTA SECURITIES COMMISSION RULE
SECTION 171**

PART 1 Amendment

Section 171 has been amended by:

1. adding the following before “except” as the lead into subsection (2):

For the purposes of subsection (1)(a) and (c),

2. adding the following after subsection (2):

- (2.1) For the purposes of subsection (1)(b), subsection (2) does not apply to an offeror if
 - (a) the going private transaction is completed no later than 120 days after the expiry of the take-over bid;
 - (b) the intent to effect the going private transaction was disclosed in the take-over bid circular;
 - (c) the consideration per security paid by the person or company or the affiliated entity of that person or company in the going private transaction
 - (i) is at least equal in value to the consideration per security that was paid by the person or company in the formal bid, and
 - (ii) is in the same form as the consideration per security that was paid by the person or company in the formal bid, and if the consideration paid consisted of securities of the person or company, consists of the same securities.

PART 2 Effective Date

This amendment comes into effect on June 12, 2002.