

Note: [28 Sep 2009] –Amendments to NI 33-105 arising from NI 31-103. Refer to Appendix G of CSA Notice announcing implementation of NI 31-103 dated 17 Jul 2009.

AMENDMENTS TO NATIONAL INSTRUMENT 33-105 UNDERWRITING CONFLICTS

- 1. National Instrument 33-105 Underwriting Conflicts is amended by this Instrument.**
- 2. Section 1.1 is amended**
 - a. in the definition of “connected issuer” by striking out “registrant” wherever it occurs and substituting “specified firm registrant”,**
 - b. in the definition of “influential securityholder” by striking out “registrant” and substituting “specified firm registrant”,**
 - c. in the definition of “professional group” by striking out “registrant” wherever it occurs and substituting “specified firm registrant”,**
 - d. by repealing the definition of “registrant”,**
 - e. in the definition of “related issuer” by striking out “; and” and substituting “;”,**
 - f. in the definition of “special warrant” by striking out “distribution of the other security” and substituting “distribution of the other security; and”, and**
 - g. by adding the following after the definition of “special warrant”:**

“specified firm registrant” means a person or company registered, or required to be registered, under securities legislation as a registered dealer, registered adviser or registered investment fund manager. .
- 3. In the following provisions of the Instrument, “registrant” is struck out wherever it occurs and “specified firm registrant” is substituted:**
 - a. section 1.2,**
 - b. section 2.1, and**
 - c. section 3.1.**
- 4. Appendix C is amended by striking out “registrant” wherever it occurs and substituting “specified firm registrant”.**
- 5. This Instrument comes into force on the day National Instrument 31-103 Registration Requirements and Exemptions comes into force.**