

ALBERTA SECURITIES COMMISSION RULE 44-802

IMPLEMENTING

NATIONAL INSTRUMENT 44-102
SHELF DISTRIBUTIONS

PART 1 DEFINITIONS

1.1 Definitions

- (a) In this Rule:
 - (i) "NI 44-101" means National Instrument 44-101 *Short Form Prospectus Distributions*;
 - (ii) "NI 44-102" means National Instrument 44-102 *Shelf Distributions*; and
 - (iii) "shelf distribution" means a distribution:
 - (A) in respect of which a preliminary base shelf prospectus and base shelf prospectus that comply with the requirements of NI 44-102 are filed under section 81 of the Act in accordance with the requirements and procedures set out in NI 44-102;
 - (B) in respect of which the preliminary base shelf prospectus and base shelf prospectus referred to in paragraph (A) are supplemented and amended under sections 85 and 89 of the Act to the extent required by, and in accordance with, the procedures set out in NI 44-102; and
 - (C) for which the procedures of NI 44-102 are available and that otherwise complies with the requirements and procedures set out in the Act and the Alberta Securities Commission rules as varied by NI 44-102 and this Rule.
- (b) Each term used in this Rule that is defined or interpreted in Part 1 of NI 44-102 has the meaning given to it in that Part.

PART 2 EXEMPTIONS FROM CERTAIN PROSPECTUS REQUIREMENTS

2.1 Exemptions from Part 8 of the Act

To the extent that they are inconsistent with NI 44-101, as varied by NI 44-102, the requirements of Part 8 of the Act and the Alberta Securities Commission Rules thereunder, as they concern the form and content of a preliminary prospectus and a prospectus, do not apply to a shelf distribution.

PART 3 LAPSE DATE

3.1 Lapse Date Specified

The lapse date for a receipt issued for a base shelf prospectus is the date 25 months from the date of the issuance of the receipt.

PART 4 EFFECTIVE DATE

4.1 Effective Date

This Rule comes into force on December 31, 2000.