

August 28, 2024

Introduction

The Alberta Securities Commission (ASC) is publishing amendments (the **Amendments**) to Multilateral Instrument 93-101 *Derivatives: Business Conduct* (the **Business Conduct Rule**) and changes (the **Changes**) to the related Companion Policy to change the instrument from a Multilateral Instrument to a National Instrument.

The text of the Amendments and Changes are attached as Annex A and B to this Notice and will be available on the ASC's website at: www.asc.ca.

Substance and Purpose

The purpose of the Amendments and Changes is to replace “Multilateral” with “National” in the instrument in the title, section 8, subsection (2)(a)(iii), Appendix A-F, Form 93-101F1 and in the related Companion Policy as a result of the Business Conduct Rule coming into force as a National Instrument as reflected in Annex A and B to this notice showing the Amendments and Changes.

Background

On September 28, 2023, the multilateral jurisdictions of the CSA published the Business Conduct Rule. Subsequently, on July 11, 2024, the British Columbia Securities Commission published an Advanced Notice of Adoption of National Instrument 93-101 *Derivatives: Business Conduct*.¹ With the adoption of the Business Conduct Rule in British Columbia, and subject to their Ministerial approval, the Multilateral Instrument adopted by other CSA jurisdictions will come into force on September 28, 2024 as a National Instrument.

Effective Date

The Amendments and Changes will be effective as of September 28, 2024.

Annexes

This Notice contains the following Annexes:

- Annex A – Amendments to Multilateral Instrument 93-101 *Derivatives: Business Conduct*.
- Annex B – Changes to Companion Policy to Multilateral Instrument 93-101 *Derivatives: Business Conduct*.

¹ The BC Advance Notice of Adoption of National Instrument 93-101 *Derivatives: Business Conduct* is available through the following hyperlink: <https://www.bcsc.bc.ca/securities-law/law-and-policy/bc-notices/current/bcn-202402-july-11-2024>

Questions

Questions respecting these Amendments and changes to the Companion Policy can be directed to the following persons:

Janice Cherniak
Senior Legal Counsel, Market Regulation
Email: janice.cherniak@asc.ca

Jennifer Brodoff
Senior Legal Counsel, Market Regulation
Email: Jennifer.brodoff@asc.ca

ANNEX A

**AMENDMENTS TO
MULTILATERAL INSTRUMENT 93-101
DERIVATIVES: BUSINESS CONDUCT**

1. *Multilateral Instrument 93-101 Business Conduct is amended by this Instrument.*
2. *The title of the Instrument is amended by replacing “Multilateral” with “National”.*
3. *Section 8, subsection (2)(a)(iii) is amended by replacing “Multilateral” with “National”.*
4. *The title of Appendix A is amended by replacing “Multilateral” with “National”.*
5. *The title of Appendix B is amended by replacing “Multilateral” with “National”.*
6. *The title of Appendix C is amended by replacing “Multilateral” with “National”.*
7. *The title of Appendix D is amended by replacing “Multilateral” with “National”.*
8. *The title of Appendix E is amended by replacing “Multilateral” with “National”.*
9. *The title of Appendix F is amended by replacing “Multilateral” with “National”.*
10. *Form 93-101F1 SUBMISSION TO JURISDICTION AND APPOINTMENT OF AGENT FOR SERVICE OF PROCESS is amended by replacing “Multilateral” in paragraph 6 with “National”.*
11. This Instrument comes into force on September 28, 2024.

ANNEX B

CHANGES TO COMPANION POLICY 93-101
Derivatives: Business Conduct

1. ***Companion Policy to 93-101 Derivatives: Business Conduct is changed by this document.***
2. ***Part 1 is changed in the Introduction by replacing “Multilateral” with “National”.***
3. These changes become effective on September 28, 2024.