

**Nova Scotia Securities Commission**

**Rule 62-103(Amendment)**

**Amendment to National Instrument 62-103**

**The Early Warning System and Related Take-Over Bid and Insider Reporting  
Issues**

**-And-**

**Amendment to National Instrument 62-103**

**The Early Warning System and Related Take-Over Bid and Insider Reporting  
Issues**

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WHEREAS:

1. Pursuant to section 150 of the *Securities Act*, R.S.N.S. 1989, chapter 418, as amended (the "Act"), the Nova Scotia Securities Commission (the "Commission") has power to make rules subject to compliance with the requirements of the Act;
2. Amendment to National Instrument 62-103 The Early Warning System and Related Take-Over Bid and Insider Reporting Issues, a copy of which is attached hereto and is hereinafter called the "Rule", has been adopted as a rule by one or more of the Canadian securities regulatory authorities; and
3. The Commission is of the opinion that the attainment of the purpose of the Act is advanced by this Instrument.

NOW THEREFORE the Commission hereby

(a) pursuant to the authority contained in section 150  
of

the Act and subject to compliance with the requirements of section 150A of the Act, approves the Rule and makes the same a rule of the Commission; and

(b) declares that the rule approved and made pursuant to clause (a) shall take effect on **March 30, 2004**, unless the Governor-in-Council disapproves the rule or returns it to the Commission in accordance with subsection 150A(3) of the Act in which event the rule shall not

become effective until the rule is approved by the Governor-in-Council.

IN WITNESS WHEREOF this Instrument has been signed by the Chair and one member of the Commission, being the members of the Commission prescribed by the Chair pursuant to subsection 15(3) of the Act to attend the hearing of this matter and the quorum with respect to this matter, on the 14<sup>th</sup> day of January, 2004.

"H. Leslie O'Brien"  
H. Leslie O'Brien

"R. Daren Baxter"  
R. Daren Baxter

Attachments

**Amendment to  
National Instrument 62-103  
*The Early Warning System and Related Take-Over Bid  
and Insider Reporting Issues***

**Part 1 Amendment to National Instrument 62-103**

- 1.1** Amendment to Part 1 of National Instrument 62-103 – *Subsection 1.1(1) of National Instrument 62-103 is amended by repealing paragraph (g) of the definition of “applicable provisions”.*
- 1.2** Amendment to Part 2 of National Instrument 62-103 – *Subsection 2.1(1) of National Instrument 62-103 is amended by adding the words “or section 5.4 of National Instrument 51-102 Continuous Disclosure Obligations,” after “section 2.1 of National Instrument 62-102 Disclosure of Outstanding Share Data”.*

**Part 2 Effective Date**

- 2.1** **Effective Date** – This Amendment comes into force on March 30, 2004.

