

Nova Scotia Securities Commission

**Rule 71-102(Amendment)
Amendments to National Instrument 71-102
Continuous Disclosure and Other Exemptions Relating to
Foreign Issuers**

-And-

**Amendments to National Instrument 71-102
Continuous Disclosure and Other Exemptions Relating to
Foreign Issuers**

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. Amendments to National Instrument 71-102 Continuous Disclosure and Other Exemptions Relating to Foreign Issuers, a copy of which is attached hereto and is hereinafter called the "Rule", has been made 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 except insofar as the Rule contains coming into force or effective date provisions; and

(b) declares that the rule approved and made pursuant to clause (a) shall take effect on **June 13, 2005**, 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 Vice-Chair 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 30th day of March, 2005.

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

"R. Daren Baxter"
R. Daren Baxter

Attachments

**NATIONAL INSTRUMENT 71-102
CONTINUOUS DISCLOSURE AND OTHER EXEMPTIONS RELATING
TO FOREIGN ISSUERS**

AMENDMENT INSTRUMENT

1. National Instrument 71-102 *Continuous Disclosure and Other Exemptions Relating to Foreign Issuers* is amended by this Instrument.
2. Section 1.1 is amended
 - (a) by repealing the definition of “investment fund” and substituting the following:

““investment fund” has the meaning ascribed to it in National Instrument 51-102 *Continuous Disclosure Obligations*;” and
 - (b) by repealing the definition of “non-redeemable investment fund”.
3. This Instrument comes into force on June 1, 2005.