

# *The Securities Regulations*

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Chapter S-42.2 Reg 1 (effective November 7, 1988) as amended by Saskatchewan Regulations [28/89](#), [35/90](#), [87/92](#), [27/94](#), [21/96](#), [94/97](#), [91/2001](#), [129/2005](#), [146/2005\\*](#), [3/2008](#), [99/2009](#), [33/2010](#), [30/2013](#) and [119/2020](#).

**\*NOTE:** The sections for SR 146/2005 were incorrectly numbered, beginning with section 5, through section 35 – see Historical Notes.

## **NOTE:**

This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.



168	Report pursuant to section 126 of the Act	Form 10	Repealed
169	Repealed	Form 11	Repealed
170	Repealed	Form 12	Repealed
171	Filings by issuer	Form 12.1	Repealed
172	Repealed	Form 12.2	Repealed
173	Repealed	Form 13	Repealed
	<b>PART XII.1</b>	Form 14	Repealed
	<b>Civil Liability</b>	Form 15	Repealed
173.1	Exemption from liability	Form 16	Repealed
	<b>PART XII.2</b>	Form 17	Repealed
	<b>Civil Liability for</b>	Form 18	Repealed
	<b>Secondary Market Disclosure</b>	Form 18.1	Repealed
173.2	Interpretation of part	Form 18.2	Repealed
173.3	Interpretation of Part XVIII.1 of the Act	Form 19	Repealed
173.4	Application of Part XVIII.1 of the Act	Form 20	Repealed
	<b>PART XIII</b>	Form 21	Repealed
	<b>Enforcement</b>	Form 22	Repealed
174	Warrants	Form 23	Repealed
	<b>PART XIV</b>	Form 24	Repealed
	<b>General Provisions</b>	Form 25	Repealed
175	Execution and certification of documents	Form 26	Repealed
175.1	Repealed	Form 27	Repealed
175.2	Repealed	Form 28	Repealed
176	Fees and filing	Form 29	Repealed
	<b>Appendix A</b>	Form 30	Repealed
	<b>TABLE 1</b>	Form 31	Repealed
	<b>Fees</b>	Form 32	Repealed
	<b>Appendix B</b>	Form 33	Repealed
Form 1	Summons To a Witness Before a Person Appointed Under section 12 or 14 of <i>The Securities Act, 1988</i>	Form 34	Repealed
Form 2	Affidavit of Service	Form 35	Report by a Registered Owner of Securities Beneficially Owned by an Insider
Form 3	Repealed	Form 36	Report Under Section 126 of the Act
Form 4	Repealed	Form 37	Endorsement of Warrant
Form 5	Repealed	Form 38	Repealed
Form 6	Repealed	Form 39	Repealed
Form 7	Repealed	Form 40	Repealed
Form 8	Repealed	Form 41	Repealed
Form 9	Summons to a Witness Before a Person Designated under section 34 of the Act		



**CHAPTER S-42.2 REG 1**  
*The Securities Act, 1988*

PART I  
**Title and Interpretation**

**Title**

1 These regulations may be cited as *The Securities Regulations*.

**Interpretation**

2(1) In these regulations:

(a) “**Act**” means *The Securities Act, 1988*;

(a.1) **Repealed.** 17 May 96 SR 21/96 s2.

(a.2) **Repealed.** 17 May 96 SR 21/96 s2.

(b) **Repealed.** 22 Feb 2008 SR 3/2008 s3.

(c) **Repealed.** 22 Feb 2008 SR 3/2008 s3.

(d) “**Form**” means a Form prescribed in Appendix B to these regulations;

(e) **Repealed.** 22 Feb 2008 SR 3/2008 s3.

(f) **Repealed.** 13 Nov 2009 SR 99/2009 s3.

(g) **Repealed.** 16 Apr 2010 SR 33/2010 s3.

(h) **Repealed.** 17 May 96 SR 21/96 s2.

(2) **Repealed.** 13 Nov 2009 SR 99/2009 s3.

(3) **Repealed.** 30 Dec 2005 SR 146/2005 s3.

(4) **Repealed.** 30 Dec 2005 SR 146/2005 s3.

(5) A reference in these regulations to an Act of the Parliament of Canada is deemed to be a reference to that Act as amended from time to time.

(6) A reference in these regulations to a Local Instrument is deemed to be a reference to that Local Instrument adopted by *The Securities Commission (Local Instruments) Regulations*, as amended from time to time.

(7) A reference in these regulations to a National Instrument or Multilateral Instrument is deemed to be a reference to that National Instrument or Multilateral Instrument adopted by *The Securities Commission (Adoption of National Instruments) Regulations*, as amended from time to time.

10 Nov 88 cS-42.2 Reg 1 s2; 2 Jne 89 SR 28/89 s3; 1 Jne 90 SR 35/90 s3; 17 May 96 SR 21/96 s2; 30 Dec 2005 SR 146/2005 s3; 22 Feb 2008 SR 3/2008 s3; 13 Nov 2009 SR 99/2009 s3; 16 Apr 2010 SR 33/2010 s3.

**Disclosure of securities beneficially owned**

3(1) Where the Act or these regulations require the disclosure of the number or percentage of securities beneficially owned by a person and, by virtue of subsection 2(5) of the Act, one or more issuers will also have to be shown as beneficially owning the securities, a statement:

- (a) disclosing all the securities beneficially owned or deemed to be beneficially owned by the person;
- (b) indicating whether the ownership is direct or indirect; and
- (c) if ownership is indirect, indicating the name of the controlled issuer or issuer affiliated with the controlled issuer through which the securities are indirectly owned and the number or percentage of the securities so owned by the issuer;

is deemed to be sufficient disclosure without disclosing the name of any other issuer which is deemed to beneficially own the same securities.

(2) Where the Act or these regulations require the disclosure of the number or percentage of securities beneficially owned by a issuer and, by virtue of subsection 2(6) of the Act, one or more other companies will also have to be shown as beneficially owning the securities, a statement:

- (a) disclosing all securities beneficially owned or deemed to be beneficially owned by the parent issuer;
- (b) indicating whether the ownership is direct or indirect; and
- (c) if ownership is indirect, indicating the name of the subsidiary through which the securities are indirectly owned and the number or percentage of the securities so owned;

is deemed to be sufficient disclosure without disclosing the name of any other issuer which is deemed to beneficially own the same securities.

10 Nov 88 cS-42.2 Reg 1 s3.

**Deemed holding company or parent company**

4 An issuer is deemed to be another's holding issuer or parent issuer if that other is its subsidiary.

10 Nov 88 cS-42.2 Reg 1 s4.

PART II  
**Investigations**

**Practices and procedures applying to investigations**

**5** The following practices and procedures apply to investigations conducted under the Act:

- (a) every summons issued by a person pursuant to subsection 12(5) or section 14 of the Act shall be served personally on the individual summoned;
- (b) every person summoned pursuant to subsection 12(5) or section 14 of the Act shall be paid the same fees and allowances for his attendance as are paid for the attendance of a witness summoned to attend before the Court of Queen's Bench;
- (c) every summons to a witness to appear before a person appointed to make an investigation pursuant to section 12 or 14 of the Act shall be in Form 1;
- (d) the service of a summons on a witness, the payment or tender of fees and allowances to the witness and the service of a notice on a witness may be proved by an affidavit completed in accordance with Form 2.

10 Nov 88 cS-42.2 Reg 1 s5.

PART III  
**Self-regulation**

**6 Repealed.** 22 Feb 2008 SR 3/2008 s4.

**7 Repealed.** 22 Feb 2008 SR 3/2008 s4.

PART IV  
**Registration**

**8 Repealed.** 13 Nov 2009 SR 99/2009 s4.

**9 Repealed.** 13 Nov 2009 SR 99/2009 s4.

**10 Repealed.** 13 Nov 2009 SR 99/2009 s4.

**11 Repealed.** 13 Nov 2009 SR 99/2009 s4.

**12 Repealed.** 14 Dec 2001 SR 91/2001 s6.

**13 Repealed.** 13 Nov 2009 SR 99/2009 s5.

**14 Repealed.** 13 Nov 2009 SR 99/2009 s5.

**14.1 Repealed.** 17 May 96 SR 21/96 s9.

**15 Repealed.** 13 Nov 2009 SR 99/2009 s5.

**16 Repealed.** 13 Nov 2009 SR 99/2009 s5.

**17 Repealed.** 13 Nov 2009 SR 99/2009 s5.

**18 Repealed.** 13 Nov 2009 SR 99/2009 s5.

**19 Repealed.** 13 Nov 2009 SR 99/2009 s5.

**20 Repealed.** 13 Nov 2009 SR 99/2009 s5.

**21 Repealed.** 13 Nov 2009 SR 99/2009 s5.

**22 Repealed.** 13 Nov 2009 SR 99/2009 s5.

**Compensation fund or contingency trust fund**

**23(1)** The Commission may require that every dealer, adviser or investment fund manager participate in a compensation fund or contingency trust fund that is:

- (a) approved by the Commission; and
- (b) established by:
  - (i) a self-regulatory organization recognized pursuant to section 21 of the Act;
  - (ii) an exchange recognized pursuant to section 25 of the Act; or
  - (iii) a trust corporation licensed pursuant to *The Trust and Loan Corporations Act, 1997*.

**(2)** The Commission may vary the amount required to be contributed by any participant if:

- (a) in the opinion of the Commission, it would not be prejudicial to the public interest to do so; and
- (b) the Commission gives notice of the variation before the variation takes effect.

13 Nov 2009 SR 99/2009 s6.

**23.1 Repealed.** 14 Dec 2001 SR 91/2001 s11.

**24 Repealed.** 13 Nov 2009 SR 99/2009 s7.

**25 Repealed.** 13 Nov 2009 SR 99/2009 s7.

**26 Repealed.** 13 Nov 2009 SR 99/2009 s7.

**27 Repealed.** 13 Nov 2009 SR 99/2009 s7.

**28 Repealed.** 13 Nov 2009 SR 99/2009 s7.

**29 Repealed.** 13 Nov 2009 SR 99/2009 s7.

**30 Repealed.** 13 Nov 2009 SR 99/2009 s7.

**31 Repealed.** 13 Nov 2009 SR 99/2009 s7.

**32 Repealed.** 13 Nov 2009 SR 99/2009 s7.



**32.1 Repealed.** 13 Nov 2009 SR 99/2009 s7.

**33 Repealed.** 13 Nov 2009 SR 99/2009 s7.

**34 Repealed.** 13 Nov 2009 SR 99/2009 s7.

**34.1 Repealed.** 13 Nov 2009 SR 99/2009 s7.

**35 Repealed.** 13 Nov 2009 SR 99/2009 s7.

**35.1 Repealed.** 13 Nov 2009 SR 99/2009 s7.

**35.2 Repealed.** 13 Nov 2009 SR 99/2009 s7.

**36 Repealed.** 13 Nov 2009 SR 99/2009 s7.

**37 Repealed.** 13 Nov 2009 SR 99/2009 s7.

**38 Repealed.** 13 Nov 2009 SR 99/2009 s7.

**39 Repealed.** 13 Nov 2009 SR 99/2009 s7.

**40 Repealed.** 13 Nov 2009 SR 99/2009 s7.

**41 Repealed.** 13 Nov 2009 SR 99/2009 s7.

**42 Repealed.** 14 Dec 2001 SR 91/2001 s18.

**43 Repealed.** 14 Dec 2001 SR 91/2001 s18.

**44 Repealed.** 14 Dec 2001 SR 91/2001 s18.

**45 Repealed.** 13 Nov 2009 SR 99/2009 s8.

**Summons for an examination**

**46** A summons for an examination pursuant to section 34 of the Act shall be completed in accordance with Form 9.

10 Nov 88 cS-42.2 Reg 1 s46.

**47 Repealed.** 14 Dec 2001 SR 91/2001 s18.

**48 Repealed.** 14 Dec 2001 SR 91/2001 s18.

**49 Repealed.** 13 Nov 2009 SR 99/2009 s9.

**50 Repealed.** 13 Nov 2009 SR 99/2009 s9.

**51 Repealed.** 13 Nov 2009 SR 99/2009 s9.

**52 Repealed.** 14 Dec 2001 SR 91/2001 s21.

**53 Repealed.** 13 Nov 2009 SR 99/2009 s10.

**54 Repealed.** 30 Dec 2005 SR 146/2005 s9\*(10).

**55 Repealed.** 14 Dec 2001 SR 91/2001 s23.

**Audit costs**

**56** A dealer, adviser or investment fund manager shall pay the costs of an audit or review that is required by the Director and conducted by the auditor of the dealer, adviser or investment fund manager in accordance with a direction given pursuant to Saskatchewan securities laws.

13 Nov 2009 SR 99/2009 s11.

**57 Repealed.** 13 Nov 2009 SR 99/2009 s12.

**58 Repealed.** 30 Dec 2005 SR 146/2005 s10\*(11).

**59 Repealed.** 22 Feb 2008 SR 3/2008 s6.

**PART V****Exemptions from Registration**

**Repealed.** 30 Dec 2005 SR 146/2005 s12\*(13).

**PART VI****Commodity Futures**

**Repealed.** 17 May 96 SR 21/96 s29.

**PART VII****Prospectuses Distribution**

**Repealed.** 22 Feb 2008 SR 3/2008 s7.

**PART VIII****Exemptions from Prospectus Requirements**

**Repealed.** 30 Dec 2005 SR 146/2005 s23\*(24).

**PART IX****Continuous Disclosure**

**Repealed.** 30 Dec 2005 SR 146/2005 s23\*(24).

**PART X****Proxies and Proxy Solicitation**

**Repealed.** 30 Dec 2005 SR 146/2005 s23\*(24).

## SECURITIES

## S-42.2 REG 1

PART XI  
**Take-over Bids and Issuer Bids**

**145 Repealed.** 13 Nov 2009 SR 99/2009 s13.

**146 to 163 Repealed.** 22 Feb 2008 SR 3/20908 s8.

PART XII  
**Insider Trading**

**164 to 166 Repealed.** 16 Apr 2010 SR 33/2010 s4.

**Report pursuant to section 118 of the Act**

**167** Every report required to be filed pursuant to section 118 of the Act shall be completed in accordance with Form 35.

10 Nov 88 cS-42.2 Reg 1 s167.

**Report pursuant to section 126 of the Act**

**168** Every report required to be filed pursuant to section 126 of the Act shall be completed in accordance with Form 36.

10 Nov 88 cS-42.2 Reg 1 s168.

**169 to 170 Repealed.** 16 Apr 2010 SR 33/2010 s5.

**Filings by issuer**

**171(1)** On the occurrence of a stock dividend, stock split, consolidation, amalgamation, reorganization, merger or other similar corporate event that affects all holdings of a class of securities in the same manner, on a per share basis, the reporting requirements of Part XVII of the Act are deemed to have been satisfied as they apply to a holder of the class of securities of an issuer that is affected, if an officer of the issuer files written notice of the event, including a description of the effect on each class of securities of the issuer that is affected, within 10 days of the event.

(2) On the acquisition by a person or company of securities of an issuer through a stock dividend plan, a share purchase plan or other plan available to a class of security holders, employees or management of an issuer, the reporting requirements of Part XVII of the Act shall be deemed to have been satisfied as they apply to the person or company where an officer of the issuer files written notice including a description of the transaction and the effect on the holdings of the person or company within 10 days of the transaction.

10 Nov 88 cS-42.2 Reg 1 s171.

**172 to 173 Repealed.** 16 Apr 2010 SR 33/2010 s6.

PART XII.1  
**Civil Liability**

**Exemption from liability**

**173.1(1)** Subject to subsection (2), a person who or company that purchases or sells securities of a reporting issuer with knowledge of a material fact or material change with respect to the reporting issuer that has not been generally disclosed is exempt from subsection 85(3) of the Act and from liability under section 142 of the Act, where the person or company proves that:

- (a) no director, officer, partner, employee or agent of the person or company who made or participated in making the decision to purchase or sell the securities of the reporting issuer had actual knowledge of the material fact or material change; and
- (b) no advice was given with respect to the purchase or sale of the securities to the director, officer, partner, employee or agent of the person or company who made or participated in making the decision to purchase or sell the securities by a director, partner, officer, employee or agent of the person or company who had actual knowledge of the material fact or the material change.

(2) The exemption mentioned in subsection (1) is not available to an individual who had actual knowledge of the material fact or material change.

(3) A person who or company that purchases or sells securities of a reporting issuer with knowledge of a material fact or material change with respect to the reporting issuer that has not been generally disclosed is exempt from subsection 85(3) of the Act and from liability under section 142 of the Act, where the person or company proves that:

- (a) the purchase or sale was entered into as agent of another person or company pursuant to a specific unsolicited order from that other person or company to purchase or sell;
- (b) the purchase or sale was made pursuant to the participation in an automatic dividend reinvestment plan, share purchase plan or other similar automatic plan that was entered into by the person or company prior to the acquisition of knowledge of the material fact or material change; or
- (c) the purchase or sale was made to fulfil a legally binding obligation entered into by the person or company prior to the acquisition of knowledge of the material fact or material change.

(4) In determining whether a person or company has met the burden of proof pursuant to this section, the court shall consider whether and to what extent the person or company has implemented and maintained reasonable policies and procedures to:

- (a) prevent contraventions of subsection 85(3) of the Act by persons making or influencing investment decisions on its behalf; and
- (b) prevent transmission of information concerning a material fact or material change contrary to subsections 85(4) and (5) of the Act.

(5) A person or company who purchases or sells a security of a reporting issuer as agent or trustee for a person or company who is exempt from subsection 85(3) of the Act and from liability under section 142 of the Act by reason of clause(2)(b) or (c),

is also exempt from subsection 85(3) of the Act and from liability under section 142 of the Act.

(6) A person or company is exempt from subsection 85(3), (4) and (5) of the Act where the person or company proves that the person or company reasonably believed that, as the case may be:

- (a) the other party to a purchase or sale of securities had knowledge of the material fact or material change; or
- (b) the person or company that was informed of the material fact or material change within the meaning of subsection 83(5) of the Act had knowledge of the material fact or material change.

14 Dec 2001 SR 91/2001 s32.

## PART XII.2

### Civil Liability for Secondary Market Disclosure

#### Interpretation of Part

**173.2** In this Part, “**equity security**” has the same meaning as set out in clause 2(1)(s) of the Act.

22 Feb 2008 SR 3/2008 s9.

#### Interpretation of Part XVIII.1 of the Act

**173.3** For the purposes of Part XVIII.1 of the Act:

- (a) “**market capitalization**” means, in respect of an issuer, the amount determined as follows:
  - (i) for each class of equity securities for which there is a published market, determine the sum of the number of outstanding securities of the class at the close of trading on each of the 10 trading days before the day on which the misrepresentation was made or the failure to make timely disclosure first occurred;
  - (ii) divide the sum determined under subclause (i) by 10;
  - (iii) multiply the quotient determined under subclause (ii) for each class by the trading price of the securities of the class on the principal market for the securities for the 10 trading days before the day on which the misrepresentation was made or the failure to make timely disclosure first occurred;
  - (iv) add the amounts determined under subclause (iii) for each class of equity securities for which there is a published market;
  - (v) for each class of equity securities not traded on a published market, determine the fair market value of the outstanding securities of that class as of the day on which the misrepresentation was made or the failure to make timely disclosure first occurred;
  - (vi) add the amounts determined under subclause (v) for each class of equity securities not traded on a public market;

(vii) add the amount determined under subclause (iv) to the amount determined under subclause (vi) to determine the market capitalization of the issuer;

(b) **“principal market”** means, in respect of a class of securities of a responsible issuer:

(i) the published market in Canada on which the greatest volume of trading in securities of that class occurred during the 10 trading days before the day on which the misrepresentation was made or the failure to make timely disclosure first occurred; or

(ii) the published market on which the greatest volume of trading in securities of that class occurred during the 10 trading days before the day on which the misrepresentation was made or the failure to make timely disclosure first occurred, if securities of that class are not traded during those 10 days on a published market in Canada;

(c) **“trading price”** means, in respect of a security of a class of securities for which there is a published market, the amount determined under the following provisions:

(i) subject to subclauses (ii) and (iii), the trading price of the security is the volume weighted average price of securities of that class on the published market during the period for which the trading price is to be determined;

(ii) subject to subclause (iii), if there was trading in the securities of that class in the published market on fewer than half of the trading days during the period for which the trading price of the securities is to be determined, the trading price of the security is determined as follows:

(A) calculate the sum of the average of the highest bid and lowest ask prices for each trading day in the period on which there were no trades in securities of that class in the published market;

(B) divide the amount determined under paragraph (A) by the number of trading days on which there were no trades in securities of that class in the published market;

(C) add to the amount determined under paragraph (B) the volume weighted average price of securities of that class on the published market for those trading days on which securities of that class were traded;

(D) divide by two the amount determined under paragraph (C);

(iii) if there were no trades of securities of that class in the published market during the period for which the trading price is to be determined, the trading price of the security is the fair market value of the security.

**Application of Part XVIII.1 of the Act**

**173.4(1)** For the purposes of clause 136.1(b) of the Act, Part XVIII.1 of the Act applies to the acquisition of an issuer's security pursuant to the exemption from section 58 of the Act provided by section 2.8 of National Instrument 45-102 Resale of Securities.

(2) For the purposes of clause 136.1(c) of the Act, Part XVIII.1 of the Act applies to the acquisition or disposition of an issuer's security in connection with or pursuant to:

- (a) a take-over bid that is described in section 4.1 or 4.5 of Multilateral Instrument 62-104 Take-over Bids and Issuer Bids; or
- (b) issuer bid that is described in subsection 4.8(2) or (3) or section 4.11 of Multilateral Instrument 62-104 Take-over Bids and Issuer Bids.

22 Feb 2008 SR 3/2008 s9.

### PART XIII Enforcement

**Warrants**

**174** The endorsement of a warrant by a provincial judge or justice of the peace for Saskatchewan provided for by section 132 of the Act shall be completed in accordance with Form 37.

10 Nov 88 cS-42.2 Reg 1 s174.

### PART XIV General Provisions

**Execution and certification of documents**

**175** Except as otherwise provided in Saskatchewan securities laws:

- (a) every document required or permitted to be filed with the Commission by an individual that is required to be signed or certified shall:
  - (i) be manually signed; and
  - (ii) include below the signature the name of the individual in typewritten or printed form;
- (b) subject to clause (c), every document required or permitted to be filed with the Commission by a company or person, other than an individual, that is required to be signed or certified shall:
  - (i) be manually signed by an officer or director of the company or person or, subject to clause (d), by the attorney or agent of that person or company; and
  - (ii) include below the signature the name of the officer, director, attorney or agent in a typewritten or printed form;

(c) where a partner signs or certifies on behalf of a professional partnership, the partner is not required to sign his name but if an individual other than a partner signs or certifies:

- (i) the individual shall sign his name manually; and
- (ii) the name of the individual shall be included below his signature in typewritten or printed form; and

(d) where a document required or permitted to be filed with the Commission by an individual, company or person, has been executed by an attorney or agent of the individual, company or person, a duly completed power of attorney or document of authority authorizing the signing of the document shall be filed with the document unless the Director permits the filing of the document without the power of attorney or document of authority.

10 Nov 88 cS-42.2 Reg 1 s175; 30 Dec 2005 SR  
146/2005 s26\*(27); 22 Feb 2008 SR 3/2008 s10.

**175.1 Repealed.** 17 May 96 SR 21/96 s38.

**175.2 Repealed.** 17 May 96 SR 21/96 s38.

**Fees and filing**

**176(1)** A person or company shall pay to the Commission the fees set out in Table 1 of Appendix A.

(2) Where any material that is filed is not prepared in accordance with the Act or these regulations, the Director may, or the Commission may require the Director to, return the material to the person or company that is required to comply with the provisions.

(3) Where any material is returned to a person or company under subsection (2), the fee paid under the filing of the material shall not be refunded without the consent of the Commission.

10 Nov 88 cS-42.2 Reg 1 s176; 22 Feb 2008 SR  
3/2008 s11.



**Appendix A****TABLE 1**  
**Fees**

- 1(1) The fee for initial registration or reinstatement of registration as a dealer, adviser or investment fund manager, regardless of the number of categories of registration, is \$1,150.00.
- (2) The annual registration fee for a dealer, adviser or investment fund manager, regardless of the number of categories of registration, is \$1,150.00.
- (3) The annual registration fee payable pursuant to subsection (2) is payable on December 31 of each year.
- (4) The fee for an amendment to the registration of a dealer, adviser or investment fund manager is \$100.00.
- (5) The fee for initial registration or reinstatement of registration as a dealing representative, advising representative, associate advising representative, ultimate designated person or chief compliance officer of a dealer, adviser or investment fund manager, regardless of the number of categories of registration, is \$300.00.
- (6) The annual registration fee for a dealing representative, advising representative, associate advising representative, ultimate designated person or chief compliance officer of a dealer, adviser or investment fund manager, regardless of the number of categories of registration, is \$300.00.
- (7) The annual registration fee payable pursuant to subsection (6) is payable on December 31 of each year.
- 2(1) The fee for filing Form 33-109F7 Reinstatement of Registered Individuals and Permitted Individuals by a registrant is:
- (a) \$100.00 if the form is filed in the same calendar year as the termination of registration; or
  - (b) \$300.00 if the form is filed in the calendar year following the calendar year in which the termination of registration was filed or in any subsequent calendar year.
- (2) The fee:
- (a) on application for initial registration and for annual registration as a deposit agent pursuant to Local Instrument 32-501 Deposit Agents is \$75.00;
  - (b) on application for initial registration and for annual registration as a salesperson or official pursuant to Local Instrument 32-501 Deposit Agents is \$25.00; and
  - (c) on filing of a report by a financial institution pursuant to Local Instrument 32-501 Deposit Agents is \$75.00.

- (3) The fee for filing Form 31-103F2 Submission to Jurisdiction and Appointment of Agent for Service by an international dealer pursuant to clause 8.18(3)(e) of National Instrument 31-103 Registration Requirements, Exemptions and Ongoing Registrant Obligations or an international adviser pursuant to clause 8.26(4)(f) of National Instrument 31-103 is \$1,150.00.
- (4) The fee for filing an annual notice by an international dealer pursuant to subsection 8.18(5) of National Instrument 31-103 Registration Requirements and Exemptions or an international adviser pursuant to subsection 8.26(5) of National Instrument 31-103 is \$1,150.00.
- (5) The fee on filing of:
- (a) a preliminary prospectus or pro forma prospectus, as the case may be, is \$1,250.00 per issuer;
  - (b) a preliminary base shelf prospectus filed pursuant to National Instrument 44-102 Shelf Distributions or National Instrument 71-101 The Multijurisdictional Disclosure System is \$1,250.00;
  - (c) a shelf prospectus supplement filed pursuant to National Instrument 44-102 Shelf Distributions or National Instrument 71-101 The Multijurisdictional Disclosure System is \$1,250.00;
  - (d) an offering memorandum prepared pursuant to section 2.9 of National Instrument 45-106 Prospectus and Registration Exemptions is \$750.00 per issuer;
  - (e) an annual information form for an issuer is \$1000.00 per issuer, except for an annual information form filed pursuant to National Instrument 81-101 Mutual Fund Prospectus Disclosure for which no fee is payable;
  - (f) an amendment to a preliminary prospectus, pro forma prospectus, prospectus or annual information form filed by an issuer that is a mutual fund is \$100.00 per issuer;
  - (g) a preliminary prospectus, pro forma prospectus or a shelf prospectus supplement where those documents offer more than one type, class, series of a class or unit of security of an issuer is \$300.00 per each additional type, class, series of a class, or unit of security so offered over and above the fees set out in clauses (a) to (f);
  - (h) an oil and gas report pursuant to National Instrument 51-101 Standards of Disclosure for Oil and Gas Activities is \$100.00 per report;
  - (i) a technical report pursuant to National Instrument 43-101 Standards of Disclosure for Mineral Projects is \$100.00 per report.
- 3** The fee on application to attend the training course offered by the Commission to a person who is acting on behalf of an issuer and who will trade in the securities of that issuer is \$25.00.

**4** The fee on filing of:

- (a) a notice pursuant to subsection 2.42(2) of National Instrument 45-106 Prospectus and Registration Exemptions is \$350.00;
- (b) a notice pursuant to section 2.1 of National Instrument 45-106 Prospectus and Registration Exemptions is \$350.00;
- (c) a report of a trade pursuant to section 6.1 of National Instrument 45-106 Prospectus and Registration Exemptions is \$125.00 for each exemption used;
- (d) an application for a decision of the Commission or the Director or for an amendment to a decision of the Commission or the Director pursuant to Saskatchewan securities laws for which no other fee is prescribed is \$500.00;
- (e) an annual financial statement filed pursuant to any of the following is \$250.00 per issuer:
  - (i) National Instrument 51-102 Continuous Disclosure Obligations;
  - (ii) National Instrument 71-101 The Multijurisdictional Disclosure System;
  - (iii) National Instrument 71-102 Continuous Disclosure and Other Exemptions Relating to Foreign Issuers;
  - (iv) National Instrument 81-106 Investment Fund Continuous Disclosure;
  - (v) a decision of the Commission;
  - (vi) an undertaking to the Commission;
- (f) Form 51-906F1 pursuant to General Ruling/Order 51-906 Exemption from Certain Continuous Disclosure Requirements under National Instrument 51-102 Continuous Disclosure Obligations is \$100.00 per issuer;
- (g) an application pursuant to section 92 of the Act is \$100.00 per issuer;
- (h) a take-over bid circular or issuer bid circular pursuant to Multilateral Instrument 62-104 Take-Over Bids and Issuer Bids is \$650.00;
- (i) a notice of request for hearing and review pursuant to subsection 10(2) of the Act is \$100.00.

**5** The fee:

- (a) for an examination by a person appointed pursuant to section 20 of the Act is the amount equal to the amount paid by the Commission for the examination but not exceeding \$1,500.00 per day or partial day per person;
- (b) for transcripts is:
  - (i) \$3.50 per page; or
  - (ii) if that transcript is requested on a basis that the Commission considers expedited, \$5.00 per page;
- (c) for copies of documents in the public records of the Commission is \$0.50 per page;

- (d) for certification of any documents or extracts of any documents in addition to the cost of the copy is \$15.00 per certification.
- 6** The costs of or related to a hearing or an investigation that the Commission may order pursuant to section 161 of the Act include the following:
- (a) costs for time spent by the Commission or the staff of the Commission to a maximum of \$1,500.00 for each day or partial day;
  - (b) disbursements properly incurred by the Commission or the staff of the Commission, including travel costs;
  - (c) fees paid to an expert or witness, in the amount of the actual fees paid, to a maximum of \$200.00 per hour for each person involved;
  - (d) travel costs paid to a witness;
  - (e) travel costs and disbursements properly incurred by an expert;
  - (f) disbursements properly incurred by a person providing legal services.
- 7** No fee is required with respect to:
- (a) a request for consent to the release of securities from, or the transfer of securities within, escrow;
  - (b) an application for amendment to registration as a dealing representative, advising representative, associate advising representative, ultimate designated person or chief compliance officer of a dealer, adviser or investment fund manager;
  - (c) the annual registration of a registrant whose registration has been suspended;
  - (d) any matter that does not require the formal consent or approval of the Commission or the Director.

**Appendix B**

## FORM 1

(section 5 of *The Securities Regulations*)*The Securities Act, 1988***Summons To A Witness Before A Person Appointed Under  
section 12 or 14 of *The Securities Act, 1988***

RE: \_\_\_\_\_

TO: \_\_\_\_\_

You are hereby summoned and required to attend before me at an examination to be held at \_\_\_\_\_ in the \_\_\_\_\_ of \_\_\_\_\_ on \_\_\_\_\_ day the \_\_\_\_\_ day of \_\_\_\_\_ 19 \_\_\_\_\_ at the hour of \_\_\_\_\_ o'clock in the \_\_\_\_\_ noon (local time), and so from day to day until the examination is concluded to give evidence on oath in connection with an investigation ordered by \_\_\_\_\_ and to bring with you and produce at such time and place \_\_\_\_\_ .

Dated this \_\_\_\_\_ day of \_\_\_\_\_ 19 \_\_\_\_\_ .

## SASKATCHEWAN SECURITIES COMMISSION

(Signature)

Name \_\_\_\_\_

Title \_\_\_\_\_

NOTE: You are entitled to be paid the same personal allowances for your attendance at the examination as are paid for the attendance of a witness summoned to attend before the Court of Queen's Bench. You are entitled to be represented by counsel at your own cost when you attend for your examination.

If you fail to attend and give evidence at the examination, or to produce the documents or things specified at the time and place specified, without lawful excuse, you are liable to punishment by the Court of Queen's Bench in the same manner as if for contempt of that court for disobedience to a subpoena of that court.



## SECURITIES

## S-42.2 REG 1

## FORM 3

(Section 41 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Application for Registration as Dealer or Advisor**

**Repealed.** 13 Nov 2009 SR 99/2009 s15.

## FORM 4

(Section 41 and 59 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Uniform Application for Registration Approval**

**Repealed.** 13 Nov 2009 SR 99/2009 s15.

## FORM 5

(sections 43 and 59 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Application for Renewal of Registration  
as Dealer, Adviser or Underwriter**

**Repealed.** 14 Dec 2001 SR 91/2001 s34.

## FORM 6

(sections 44 and 59 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Application for Renewal of Registration  
as Salesperson, Partner or Officer**

**Repealed.** 14 Dec 2001 SR 91/2001 s34.

## FORM 7

(section 47 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Application for Amendment of Registration  
as Dealer, Adviser or Underwriter**

**Repealed.** 13 Nov 2009 SR 99/2009 s15.

## FORM 8

(section 45 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Application for Withdrawal From Registration**

**Repealed.** 13 Nov 2009 SR 99/2009 s15.

FORM 9  
(section 46 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Summons to a Witness Before a Person Designated  
under section 34 of the Act**

RE: \_\_\_\_\_

TO: \_\_\_\_\_

You are hereby summoned and required by the Director to attend before me at an examination to be held at \_\_\_\_\_  
on \_\_\_\_\_ the \_\_\_\_\_ of \_\_\_\_\_, 19\_\_\_\_\_  
at the hour of \_\_\_\_\_ o'clock in the \_\_\_\_\_ noon (local time), and  
so from day to day until the examination is concluded, to give evidence on oath and to  
bring with you and produce at such time and place \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_

SASKATCHEWAN SECURITIES COMMISSION

\_\_\_\_\_  
(Signature)

NOTE: You are entitled to be paid the same personal allowances for your attendance at the examination as are paid for the attendance of a witness summoned to attend before the Court of Queen's Bench.

10 Nov 88 cS-42.2 Reg 1; 4 Dec 2020 SR  
119/2020 s17.

FORM 10  
(sections 19, 51 and 52 of *The Securities Regulations*)  
*The Securities Act, 1988*

**FINANCIAL QUESTIONNAIRE AND REPORT  
TABLE OF CONTENTS**

**Repealed.** 13 Nov 2009 SR 99/2009 s15.

FORM 11  
(section 53 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Annual Questionnaire to be Completed by a  
Portfolio Manager For Its Auditor**

**Repealed.** 13 Nov 2009 SR 99/2009 s15.



## SECURITIES

## S-42.2 REG 1

## FORM 12

(section 61 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Application for Recognition as an Exempt Purchaser**

**Repealed.** 30 Dec 2005 SR 146/2005 s29\*(30)

## FORM 12.1

[Sections 61.1 and 102.1 of *The Securities Regulations*]  
*The Securities Act, 1988*

**NOTICE OF INTENTION TO TRADE IN RELIANCE ON THE EXEMPTIONS  
IN SUBCLAUSES 39(1)(cc)(iv) AND 81(1)(z)(iv) OF THE ACT**

**Repealed.** 30 Dec 2005 SR 146/2005 s29\*(30)

## FORM 12.2

[Sections 61.1 and 102.1 of *The Securities Regulations*]  
*The Securities Act, 1988*

**STATUTORY DECLARATION PURSUANT TO PARAGRAPHS 39(1)(cc)(iv)  
(F) AND 81(1)(z)(iv)(F) OF THE ACT**

**Repealed.** 30 Dec 2005 SR 146/2005 s29\*(30)

## FORM 13

(section 66 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Information Required in Prospectus of Industrial Company**

**Repealed.** 22 Feb 2008 SR 3/2008 s14.

## FORM 14

(section 66 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Information Required in Prospectus of Finance Company**

**Repealed.** 22 Feb 2008 SR 3/2008 s14.

## FORM 15

(Sections 66 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Information Required in Prospectus of a Natural Resource Company**

**Repealed.** 22 Feb 2008 SR 3/2008 s14.

## FORM 16

(section 66 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Information Required in Prospectus of a Mutual Fund**

**Repealed.** 22 Feb 2008 SR 3/2008 s14.

## FORM 17

(sections 58 and 93 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Escrow Agreement**

**Repealed.** 30 Dec 2005 SR 146/2005 s34\*(35).

## FORM 18

(sections 58 and 93 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Acknowledgement by Transferee of Securities in Escrow**

**Repealed.** 30 Dec 2005 SR 146/2005 s34\*(35).

## FORM 18.1

[*Section 97.1 of The Securities Regulations*]  
*The Securities Act, 1988*

**MATERIAL CHANGE REPORT PURSUANT TO SECTION 80.1 OF THE ACT**

**Repealed.** 22 Feb 2008 SR 3/2008 s14.

## FORM 18.2

[*Section 99.1 of The Securities Regulations*]  
*The Securities Act, 1988*

**CERTIFICATE OF INDEPENDENT ADVICE**

**Repealed.** 30 Dec 2005 SR 146/2005 s34\*(35).

## FORM 19

[*Section 103 of the Securities Regulations*]  
*The Securities Act, 1988*

**REPORT OF A TRADE IN RELIANCE ON CLAUSE 81(1)(a), (b), (c), (d), (f.1), (m), (n), (s), (t), (v), (w), (z), (bb) or (ee) OF THE ACT**

**Repealed.** 30 Dec 2005 SR 146/2005 s34\*(35).

## FORM 20

[*Section 103 of The Securities Regulations*]

**REPORT OF A TRADE IN RELIANCE ON CLAUSE 81(1)(s) OF THE ACT**

**Repealed.** 30 Dec 2005 SR 146/2005 s34\*(35).

## SECURITIES

## S-42.2 REG 1

## FORM 21

(section 104 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Report under Clause 81(7)(d) of the Act.**

**Repealed.** 30 Dec 2005 SR 146/2005 s34\*(35).

## FORM 22

(section 105 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Report Made Under Subsection 81(8)(e) of the Act with Respect To  
Outstanding Securities of a Private Company That Has  
Ceased to be a Private Company.**

**Repealed.** 30 Dec 2005 SR 146/2005 s34\*(35).

## FORM 23

(section 108 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Notice of Intention to Distribute Securities and Accompanying  
Declaration Pursuant to Paragraph 81(10)(b)(v)(A) of the Act**

**Repealed.** 30 Dec 2005 SR 146/2005 s34\*(35).

## FORM 24

(section 109 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Statement of Material Facts**

**Repealed.** 30 Dec 2005 SR 146/2005 s34\*(35).

## FORM 25

(sections 118 and 119 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Material Change Report Under Clause 84(1)(b) of the Act**

**Repealed.** 30 Dec 2005 SR 146/2005 s34\*(35).

## FORM 26

(section 120 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Annual Filing of Reporting Issuer**

**Repealed.** 30 Dec 2005 SR 146/2005 s34\*(35).

## FORM 27

(section 127 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Finance Company Questionnaire and Financial Report**

**Repealed.** 14 Dec 2001 SR 91/2001 s34.

## FORM 28

(section 139 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Information Circular**

**Repealed.** 30 Dec 2005 SR 146/2005 s34\*(35).

## FORM 29

(sections 152 and 153 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Take-over Bid Circular**

**Repealed.** 22 Feb 2008 SR 3/2008 s15.

## FORM 30

(sections 152 and 154 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Directors' Circular**

**Repealed.** 22 Feb 2008 SR 3/2008 s15.

## FORM 31

(sections 152 and 154 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Director's or Officer's Circular**

**Repealed.** 22 Feb 2008 SR 3/2008 s15.

## FORM 32

(sections 152 and 153 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Issuer Bid Circular**

**Repealed.** 22 Feb 2008 SR 3/2008 s15.

## FORM 33

(section 150 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Notice of Intention To Make an Issuer Bid**

**Repealed.** 22 Feb 2008 SR 3/2008 s15.

## SECURITIES

## S-42.2 REG 1

FORM 34  
 (section 165 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Initial Report of Insider**

**Repealed.** 16 Apr 2010 SR 33/2010 s8.

FORM 35  
 (section 167 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Report by a Registered Owner of Securities  
 Beneficially Owned by an Insider**

**NOTE:** THIS REPORT IS ONLY REQUIRED WHERE:

1. VOTING SECURITIES ARE TRANSFERRED INTO THE NAME OF A PERSON OR COMPANY OTHER THAN THE BENEFICIAL OWNER:
  2. THE PERSON OR COMPANY KNOWS THAT:
    - (a) THEY ARE BENEFICIALLY OWNED BY AN INSIDER, AND
    - (b) THE INSIDER HAS FAILED TO FILE A REPORT OF SUCH OWNERSHIP WITH THE SASKATCHEWAN SECURITIES COMMISSION AS REQUIRED BY PART XVII OF THE ACT; AND
  3. THE TRANSFER WAS NOT FOR THE PURPOSE OF GIVING COLLATERAL FOR A BONA FIDE DEBT.
1. State the relationship between the undersigned and the insider.
  2. Certificate (Instruction 1):

The undersigned hereby certifies that:

1. attached as an exhibit is an unexecuted insider trading report in respect of voting securities that are registered in the name of the undersigned but beneficially owned by the insider named in the report; and
2. the report has, in respect of such voting securities, been completed to the best of my information and belief.

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Date of Report

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Signature (Instruction 2)

INSTRUCTIONS:

1. Use as the exhibit the form of report the insider has failed to file as required by Part XVII of the Act. Complete the report only in respect of voting securities. If required information is not known by the person or company completing the attached report mark "Not known" or "Complete information not known".
2. Please print the name and office of the person or company executing this report or on whose behalf this report is executed.

IT IS AN OFFENCE FOR A PERSON TO MAKE A STATEMENT IN A DOCUMENT REQUIRED TO BE FILED OR FURNISHED UNDER THE ACT OR THE REGULATIONS THAT, AT THE TIME AND IN THE LIGHT OF THE CIRCUMSTANCES UNDER WHICH IT IS MADE, IS A MISREPRESENTATION.

10 Nov 88 cS-42.2 Reg 1.

FORM 36  
 (section 168 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Report Under Section 126 of the Act**

NAME OF THE MUTUAL FUND FOR WHICH THE MANAGEMENT COMPANY PROVIDES SERVICES AND ADVICE

NAME OF THE MANAGEMENT COMPANY

DATE OF THE TRANSACTION

CATEGORY OF THE TRANSACTION (INSTRUCTION 1)

PARTIES TO THE TRANSACTION

NATURE OF THE TRANSACTION (INSTRUCTION 2)

The undersigned hereby certifies that the information given in this report is true and complete in every respect.

\_\_\_\_\_  
Date of the Report

\_\_\_\_\_  
Name of Management Company

By \_\_\_\_\_  
Signature

\_\_\_\_\_  
Official Capacity

## INSTRUCTIONS:

*Instruction 1*

Categorize each transaction as being a transaction of purchase and sale of securities between the mutual fund and a related person or company, a transaction of purchase and sale of securities resulting in a related person or company receiving a fee, a loan between the mutual fund and a related person or company or a transaction to which the mutual fund and a related person or company of the mutual fund are joint participants.

*Instruction 2*

Where the transaction is categorized as a purchase or sale of securities between the mutual fund and a related person or company, state the issuer of the securities purchased or sold, the class or designation of the securities, the amount or number of securities and the consideration.

Where the transaction is categorized as a purchase or sale of securities resulting in a related person or company receiving a fee, state the issuer of the securities purchased or sold, the class or designation of the securities, the amount or number of the securities, the consideration, the name of the related person or company receiving a fee, the name of the person or company that paid the fee to the related person or company and the amount of the fee received by the related person or company.

Where the transaction is categorized as a loan between the mutual fund and a related person or company, state the name of the lender, the name of the borrower, the amount of money loaned, the terms of the loan and the purpose of the loan.

Where the transaction is categorized as one to which the mutual fund and one or more of its related persons or companies are joint participants, state terms of participation and the purpose of the transaction.

10 Nov 88 cS-42.2 Reg 1.

## FORM 37

(section 174 of *The Securities Regulations*)  
*The Securities Act, 1988*

**Endorsement of Warrant**

Province of Saskatchewan

\_\_\_\_\_  
(territorial jurisdiction)

Pursuant to section 132 of *The Securities Act, 1988* and pursuant to application this day made to me, I hereby authorize the execution of this warrant within the said territorial jurisdiction.

Dated this \_\_\_\_\_ day of \_\_\_\_\_ 19 \_\_\_\_\_, at \_\_\_\_\_

\_\_\_\_\_  
(a Judge of the Provincial Court or Justice of the  
Peace in and for the Province of Saskatchewan)

10 Nov 88 cS-42.2 Reg 1.

FORM 38

*The Securities Act, 1988*

**Statement of Executive Compensation**

**Repealed.** 30 Dec 2005 SR 146/2005 s34\*(35).

FORM 39

(sections 20, 22 and 59 of *The Securities Regulations*)

*The Securities Act, 1988*

**Surety Bond**

**Repealed.** 13 Nov 2009 SR 99/2009 s15.

FORM 40

(section 64 of *The Securities Regulations*)

*The Securities Act, 1988*

**Notice of Intention to Trade in Commodity  
Futures Contracts in Saskatchewan**

**Repealed.** 17 May 96 SR 21/96 s40.

FORM 41

(section 64 of *The Securities Regulations*)

*The Securities Act, 1988*

**Notice of Intention to Employ a Person to Trade In  
Commodity Futures Contracts in Saskatchewan**

**Repealed.** 17 May 96 SR 21/96 s40.