

2003 BCSECCOM 105

Order

Alain Germain Chevalier

Section 161 of the *Securities Act*, RSBC 1996, c. 418

Background

- ¶ 1 The Executive Director has entered into a Settlement Agreement with Alain Germain Chevalier, a copy of which is attached as Schedule “A”.

The Order

- ¶ 2 The Executive Director, considering it to be in the public interest to do so, orders, by consent (the Order), that:

1. under section 161(1)(b) of the Act, Chevalier is prohibited from purchasing any securities or exchange contracts and under section 161(1)(c) of the Act, any and all of the exemptions described in sections 44 to 47, 74, 75, 98 or 99 of the Act do not apply to Chevalier, all until the later of:

- (a) five years from the date of the Order;
- (b) the date Chevalier successfully completes a course of study satisfactory to the Executive Director concerning the duties and responsibilities of directors and officers; and
- (c) the date Chevalier satisfies his undertaking to pay \$15,000 to the Commission;

except that Chevalier may rely on the exemption in section 45(2)(7) of the Act to trade in his own accounts through a registered dealer, or purchase securities or exchange contracts for his own accounts through a registered dealer, as long as Chevalier provides the registered dealer with a copy of the Order before any trades or purchases take place, and except as required to give effect to the exception set out in paragraph 2, item 2, of this Order;

2. under section 161(1)(d) of the Act Chevalier will resign any position he holds as a director or officer of any issuer and is prohibited from becoming or acting as a director or officer of any issuer, or of any issuer that provides management, consulting or administrative services for any other issuer, until the later of:
 - (a) five years from the date of the Order;

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- (b) the date he successfully completes a course of study satisfactory to the Executive Director concerning the duties and responsibilities of directors and officers; and
- (c) the date Chevalier satisfies his undertaking to pay \$15,000 to the Commission;

except that Chevalier may be a director or officer of an issuer in which he and his spouse are the sole shareholders; and

- 3. under section 161(1)(d) of the Act Chevalier is prohibited from engaging in any investor relations activities until the later of:
 - (a) five years from the date of the Order; and
 - (b) the date Chevalier satisfies his undertaking to pay \$15,000 to the Commission.

¶ 3 February 4, 2003

“Stephen J. Wilson”

¶ 4 Stephen J. Wilson
Executive Director