

PROVINCE OF BRITISH COLUMBIA

RULE OF THE BRITISH COLUMBIA SECURITIES COMMISSION

Securities Act

The British Columbia Securities Commission orders that, effective September 13, 2023,

- (a) National Instrument 14-101 Definitions, B.C. Reg. 48/97, is amended as set out in the attached Schedule A,
(b) National Instrument 31-103 Registration Requirements, Exemptions and Ongoing Registrant Obligations, B.C. Reg 226A/2009, is amended as set out in the attached Schedule B,
(c) National Instrument 33-109 Registration Information, B.C. Reg. 226B/2009, is amended as set out in the attached Schedule C,
(d) National Instrument 45-106 Prospectus Exemptions, B.C. Reg. 227/2009, is amended as set out in the attached Schedule D,
(e) National Instrument 62-103 The Early Warning System and Related Take-Over Bid and Insider Reporting Issues, B.C. Reg. 83/2000, is amended as set out in the attached Schedule E,
(f) National Instrument 81-102 Investment Funds, B.C. Reg. 2/2000, is amended as set out in the attached Schedule F,
(g) National Instrument 94-102 Derivatives: Customer Clearing and Protection of Customer Collateral and Positions, B.C. Reg. 148/2017, is amended in section 1 (1) by repealing the definition of "Canadian financial institution", and
(h) the Securities Rules, B.C. Reg. 194/97, is amended as set out in the attached Schedule G.

DEPOSITED
September 11, 2023
B.C. REG. 209/2023

September 11, 2023
Date

[Signature]
British Columbia Securities Commission

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

Act and section: Securities Act, R.S.B.C. 1996, c. 418, s. 184

Other:

SCHEDULE A

1 *National Instrument 14-101 Definitions, B.C. Reg. 48/97, is amended as set out in this Schedule.*

2 *Section 1.1 (3) is amended by*

(a) replacing the definition of “Canadian financial institution” with the following:

“Canadian financial institution” means

- (a) a bank listed in Schedule I or II to the *Bank Act* (Canada),
- (b) a body corporate as defined in the *Trust and Loan Companies Act* (Canada) and to which that Act applies,
- (c) an association as defined in the *Cooperative Credit Associations Act* (Canada) and to which that Act applies,
- (d) an insurance company or a fraternal benefit society incorporated or formed under the *Insurance Companies Act* (Canada),
- (e) a trust, loan or insurance corporation authorized to carry on business by or under an Act of the legislature of a jurisdiction of Canada,
- (f) a credit union, central credit union, caisse populaire, financial services cooperative or credit union league or federation that is incorporated or otherwise authorized to carry on business by or under an Act of the legislature of a jurisdiction of Canada, or
- (g) a treasury branch established by or under an Act of the legislature of a jurisdiction of Canada; , **and**

(b) replacing the definition of “Handbook” with the following:

“Handbook” means

- (a) the Chartered Professional Accountants of Canada Handbook – Accounting, as amended from time to time, and
- (b) the Chartered Professional Accountants of Canada Handbook – Assurance, as amended from time to time; .

SCHEDULE B

1 *National Instrument 31-103 Registration Requirements, Exemptions and Ongoing Registrant Obligations, B.C. Reg. 226A/2009, is amended as set out in this Schedule.*

2 *Section 1.1 is amended by repealing the definition of “Canadian financial institution”.*

3 *Section 8.19 (2) (a) (iii) is repealed.*

- 4 ***Form 31-103F1 Calculation of Excess Working Capital is amended in the note to Line 5 by striking out “CICA Handbook” and substituting “Handbook”.***

SCHEDULE C

- 1 ***National Instrument 33-109 Registration Information, B.C. Reg. 226B/2009, is amended as set out in this Schedule.***
- 2 ***Schedule C to Form 33-109F6 Firm Registration is amended in the note to Line 5 by striking out “CPA Canada Handbook” and substituting “Handbook”.***

SCHEDULE D

- 1 ***National Instrument 45-106 Prospectus Exemptions, B.C. Reg. 227/2009, is amended as set out in this Schedule.***
- 2 ***Section 1.1 is amended by repealing the definitions of “bank” and “Canadian financial institution”.***
- 3 ***Section 2.43 (a) is amended by***
(a) adding “or” at the end of subparagraph (i),
(b) striking out “or,” at the end of subparagraph (ii) and substituting “and”, and
(c) repealing subparagraph (iii).

SCHEDULE E

- 1 ***National Instrument 62-103 The Early Warning System and Related Take-Over Bid and Insider Reporting Issues, B.C. Reg. 83/2000, is amended as set out in this Schedule.***
- 2 ***Section 1.1 (1) is amended in the definition of “financial institution” by***
(a) deleting “or” at the end of paragraph (b),
(b) striking out “Northern Ireland;” and substituting “Northern Ireland, or” in paragraph (c), and
(c) adding the following paragraph:
(d) an authorized foreign bank listed in Schedule III of the Bank Act (Canada); .

SCHEDULE F

- 1 ***National Instrument 81-102 Investment Funds, B.C. Reg. 2/2000, is amended as set out in this Schedule.***

- 2 *Appendices B-1, B-2 and B-3 are amended by striking out “CICA Handbook – Assurance” and substituting “Handbook”.*

SCHEDULE G

- 1 *The Securities Rules, B.C. Reg. 194/97, is amended as set out in this Schedule.*
- 2 *Section 1 (2) is amended by striking out the definition of “Handbook” and substituting the following:*

“Handbook” means

- (a) the Chartered Professional Accountants of Canada Handbook – Accounting, as amended from time to time, and
- (b) the Chartered Professional Accountants of Canada Handbook – Assurance, as amended from time to time; .