

ANNEX I

Local Matters

In Saskatchewan the proposed amendments are being made under the following provisions of the Act:

Paragraph 154(1)(c)(i) of the Act authorizes the Authority to make rules prescribing the standards of practice and business conduct of registrants in dealing with their customers and clients and prospective customers and clients;

Paragraph 154(1)(f) of the Act authorizes the Authority to make rules prescribing requirements in respect of the disclosure or furnishing of information to customers and clients, prospective customers and clients, other registrants, the public or the Authority by registrants and directors, partners, officers, representatives, employees and security holders of registrants;

Paragraph 154(1)(ff.5) of the Act authorizes the Authority to make rules providing for exemptions from Saskatchewan securities laws pursuant to section 147.41;

Paragraph 154(1)(u.5) of the Act authorizes the Authority to make rules prescribing information, documents, records or other materials that are required to be filed or delivered, including requirements relating to the method by which they are to be filed or delivered, the timing of the filing or delivery, the costs related to the filing or delivery, when they are deemed to have been filed, delivered or received;

Paragraphs 154(1)(v)(i) through paragraphs 154(1)(v)(v) of the Act authorizes the Authority to make rules governing investment funds and the advertising, distribution and trading of the securities of investment funds and, without limiting the generality of the foregoing:

- designating issuers or a class or classes of issuers as investment funds or as non- redeemable investment funds;
- respecting sales charges imposed by a distribution company or contractual plan service company under a contractual plan on purchasers of shares or units of an investment fund;
- prescribing a penalty for the early redemption of shares or units of an investment fund;
- prescribing the form and contents of reports to be filed by the management company or distributors of an investment fund;
- respecting the custodianship of assets of any investment fund, the minimum capital requirements for any investment fund making a distribution and prohibiting or restricting the reimbursement of costs associated with the organization of an investment fund;

- any matters affecting any investment fund that require the approval of security holders of the fund, the Authority or the Director;
- the contents and use of sales literature, sales communications and advertising relating to any investment fund or securities of any investment fund;

Paragraph 154(1)(v)(vi) of the Act authorizes the Authority to make rules permitting or restricting investment policies and practices in connection with any investment fund;

Paragraph 154(1)(v)(vii) of the Act authorizes the Authority to make rules prescribing the requirements with respect to, or in relation to, promoters, advisers or persons and companies that administer or participate in the administration of the affairs of investment funds;

Paragraph 154(1)(v)(viii) of the Act authorizes the Authority to make rules requiring investment funds to establish and maintain an independent committee for the purposes described in section 128.1 of the Act, prescribing its powers and duties and prescribing requirements relating to:

- (a) the mandate and functioning of the independent committee;
- (b) the composition of the independent committee and qualifications for membership on the independent committee, including the matters respecting the independence of members and the process for selecting members;
- (c) the standard of care that applies to members of the independent committee when exercising their powers, performing their duties and carrying out their responsibilities;
- (d) the disclosure of information to security holders of the investment fund, to the investment fund manager and to the Commission;
- (e) matters affecting the investment fund that require review by the independent committee or approval of the independent committee.