

APPENDIX N

AUTHORITY FOR THE INSTRUMENT

In Saskatchewan, the Financial and Consumer Affairs Authority (the Authority) has the power to adopt the proposed Instruments, as regulations, pursuant to following provisions of *The Securities Act, 1988* (Saskatchewan) (the Act):

subclause 154 (1) (o) governing annual information forms, preliminary prospectuses, prospectuses, pro forma prospectuses, short form prospectuses, pro forma short form prospectuses, simplified prospectuses, risk disclosure statements, offering memoranda or any other disclosure documents, and, without limiting the generality of the foregoing, prescribing procedures and requirements with respect to and providing for exemptions from:

- (ii) the preparation, filing, delivery or dissemination of those documents;
- (iii) the issuance of receipts for preliminary prospectuses and prospectuses, including the issuance of receipts after an expedited or selective review, and respecting when receipts are not required or will not be issued, and the circumstances under which a receipt may be refused;
- (v) the distribution of securities by means of a prospectus incorporating other documents by reference;
- (vii) the distribution of securities on a continuous or delayed basis;
- (xii) eligibility, and the loss of eligibility, to obtain a receipt for, or to distribute, securities under a particular form of prospectus;
- (xiii) the lapse date for a prospectus, restricting the period to the lapse date, the terms and conditions for continuing to distribute securities after the lapse date, and the circumstances under which the purchaser may cancel a trade that occurs after the lapse date;
- (xviii) requirements for different certificates for different classes of persons or companies required to certify a prospectus;

subclause 154 (1) (r) governing disclosure obligations pursuant to Parts XIV and XV and the regulations and, without limiting the generality of the foregoing:

- (i) requiring any person or company or class of persons or companies to comply with Parts XIV and XV and the regulations;
- (ii) prescribing disclosure requirements, including the form, content, preparation, review, audit, approval, certification, filing, delivery and use of disclosure documents;

clause 154 (1) (s) prescribing requirements respecting financial accounting, reporting and auditing for purposes of this Act and the regulations;

clause 154 (1) (t) requiring issuers or other persons and companies to comply, in whole or in part, with Part XIV (Continuous Disclosure);

clause 154 (1) (t.1) designating issuers or a class of issuers as reporting issuers;

clause 154(1) (v) governing investment funds and the advertising, distribution and trading of the securities of investment funds;

clause 154 (1) (ii) respecting the media, format, preparation, form, content, execution, certification, dissemination and other use, filing and review of all documents required pursuant to or governed by this Act, and the regulations and all documents determined by the regulations to be ancillary to the documents;

clause 154 (1)(kk) varying the application of this Act to permit or require the use of an electronic or computer-based system for the filing, delivery or deposit of documents or information required pursuant to or governed by this Act or the regulations;

clause 154 (1) (ll) establishing requirements for and procedures with respect to the use of an electronic or computer-based system for the filing, delivery or deposit of documents or information.