

**Amendments to
Multilateral Instrument 91-101 Derivatives: Product Determination**

1. ***Multilateral Instrument 91-101 Derivatives: Product Determination is amended by this Instrument.***
2. ***Paragraph 1(4)(b) is replaced with the following:***
 - (b) it is a “security”, as defined in securities legislation, solely by reason of it being one or more of the following:
 - (i) a document evidencing an option, subscription or other interest in a security;
 - (ii) in British Columbia and Newfoundland and Labrador, a futures contract;
 - (iii) an investment contract;
 - (iv) in British Columbia and Newfoundland and Labrador, an option;
 - (v) in Northwest Territories, Nunavut, Prince Edward Island and Yukon, a derivative..
3. ***Subsection 2(1) is amended by***
 - (a) ***adding the following paragraph:***
 - (h.1) in Alberta, a contract or instrument that is a derivative and is a security unless the contract or instrument is a security only by reason of it being an investment contract or an option;, **and**
 - (b) ***inserting “Alberta” before “British Columbia” in subsection (i).***
4. ***Subsection 3(2) is amended by inserting the words “British Columbia and” before the word “Saskatchewan”.***
5. This Instrument comes into force on September 30, 2016.