

**IN THE MATTER OF THE SECURITIES REGULATIONS, 1991 (the "Regulation")  
MADE UNDER THE SECURITIES ACT  
R.S.N. 1990, CHAPTER S-13 (the "Act")**

**AND**

**IN THE MATTER OF  
MUTUAL FUND SECURITIES**

**BLANKET ORDER  
(Section 197 of the Regulation)**

**UPON** the application of certain interested parties to the Director of Securities (the "Director") pursuant to the powers conferred on the Director by section 146 of the Act for a blanket order under section 197 of the Regulation, that a dealer registered under the Act in the category of broker, investment dealer or securities dealer (the "Dealer") not be subject to the provisions of Part XII of the Regulation in connection with the Dealer's activities relating to securities (the "Mutual Fund Securities") issued by a dealer managed mutual fund (as defined in National Policy Statement No. 39) where the Dealer is or is an affiliate of the dealer manager (as defined in National Policy Statement No. 39) of the mutual fund;

**AND UPON** the Director being satisfied that to so order would not be prejudicial to the public interest;

**IT IS ORDERED** under section 197 of the Regulation that a Dealer is exempt from section 187 and paragraph 188(1)(b) of the Regulation in connection with its activities relating to Mutual Fund Securities;

**IT IS FURTHER ORDERED** under section 197 of the Regulation that a Dealer is exempt from section 190 and subsection 192(3) of the Regulation in connection with its activities relating to Mutual Fund Securities, provided that:

- a. the Dealer has given to the Director written notice of its intention to rely on this order for an exemption from section 190 or subsection 192(3) of the Regulation together with the name of the issuer of the Mutual Fund Securities (the "Notice"); and
- b. the Director has not informed the Dealer in writing within ten business days after the giving of the Notice that the Director objects to the use of this order by the Dealer for an exemption from section 190 or subsection 192(3) of the Regulation because the name of the issuer of the Mutual Fund Securities and the name of the Dealer are not sufficiently similar to disclose that a relationship exists between them; and

**IT IS FURTHER ORDERED** under section 197 of the Regulation that a Dealer is exempt from subsection 192(1) of the Regulation in connection with its activities relating to Mutual Fund Securities, provided that:

1. any recommendation or analysis in connection with the Mutual Fund Securities which is promulgated by the Dealer in written or broadcast form discloses the relationship between the issuer of the Mutual Fund Securities and the Dealer; or
2.
  - (i) the Dealer has stated in the Notice its intention to rely on this order for an exemption from subsection 192(1) of the Regulation; and
  - (ii) the Director has not informed the Dealer in writing within ten business days after the giving of the Notice that the Director objects to the use of this order by the Dealer for an exemption from subsection 192(1) of the Regulation because the name of the issuer of the Mutual Fund Securities and the name of the Dealer are not sufficiently similar to disclose that a relationship exists between them.

**DATED** at St. John's, Newfoundland this 26th day of June, 1992.

GEORGE F. KENNEDY  
Director of Securities