



**SECURITIES COMMISSION OF NEWFOUNDLAND AND LABRADOR  
DEPARTMENT OF GOVERNMENT SERVICES AND LANDS  
GOVERNMENT OF NEWFOUNDLAND AND LABRADOR**

**IN THE MATTER OF  
THE SECURITIES ACT RSN 1990 CS-13, AS AMENDED**

**AND**

**IN THE MATTER OF RELIEF RESPECTING  
THE REQUIREMENT TO SEND FINANCIAL STATEMENTS  
TO SECURITYHOLDERS**

**ORDER  
(Section 81(b)(iii) of the Act)**

**UPON** the motion of the staff of the Securities Commission of Newfoundland and Labrador (the “Commission”) to the Commission for an order pursuant to section 81(b)(iii) of the Act to exempt a reporting issuer or a mutual fund in Newfoundland and Labrador (the “Issuer”) from the concurrent delivery requirement in section 80 of the Act for interim financial statements for the interim period ended June 30, 2003;

**AND UPON** it appearing to the Commission that:

1. Issuers may be unable to obtain printed copies of their financial statements for the interim period ended June 30, 2003 due to recent power shortages in and around Ontario.
2. Consequently, Issuers may be unable to comply with the concurrent delivery requirement in section 80 of the Act for interim financial statements for the interim period ended June 30, 2003

**AND UPON** it appearing that it is not prejudicial to the public interest to do so;

**IT IS ORDERED** pursuant to section 81(b)(iii) of the Act that an Issuer is exempt from the concurrent delivery requirement in section 80 of the Act for interim financial statements for the interim period ended June 30, 2003, provided that:

1. the Issuer has complied with the filing requirements of section 78 the Act, as applicable;
2. the Issuer is unable to obtain printed copies for delivery because of power shortages in and around Ontario that started August 14, 2003;

3. the Issuer has filed a press release that indicates that the information contained in filings made under section 78 of the Act is available electronically through SEDAR; and
4. the Issuer:
  - (i) sends the financial statements to each holder in Newfoundland and Labrador of its securities, other than holders of debt instruments; and
  - (ii) files written confirmation of compliance with paragraph (i)as soon as practicable and, in any event, not later than September 15, 2003.

**DATED** at St. John's, Newfoundland and Labrador, this 27 day of August, 2003.

Anthony W. Patey  
Director of Securities