Canadian Securities Autorités canadiennes Administrators en valeurs mobilières

#### **Canadian Securities Administrators Notice 44-303**

# Filing of notice of intention to be qualified to file a Short Form Prospectus under National Instrument 44-101 Short form prospectus distributions

### **Background**

On October 21, 2005, the Canadian Securities Administrators (CSA) published a notice relating to the replacement of National Instrument 44-101 *Short Form Prospectus Distributions* (NI 44-101). NI 44-101 came into force on December 30, 2005.

CSA Notice 44-302 Replacement of National Instrument 44-101 *Short Form Prospectus Distributions* (CSA Notice 44-302) detailed the process for filing the qualification notice during the transition period from December 30, 2005 until SEDAR changes were in place to accommodate filing of the qualification notice under NI 44-101. The SEDAR changes became effective Monday, March 6, 2006.

### **Substance and Purpose**

NI 44-101 modified the qualification, disclosure and other requirements of the short form prospectus system so that this prospectus system could build on and be more consistent with recent developments and initiatives of the CSA.

Process for Filing Notice of Intent to be Qualified to File Short Form Prospectus under NI 44-101

Section 2.8(1) of NI 44-101 requires issuers to file a one-time notice of intention to be qualified to file a short form prospectus (a qualification notice) at least 10 business days prior to filing its first preliminary short form prospectus under NI 44-101.

With the SEDAR changes now effective, the process for filing the qualification notice and the withdrawal notice under NI 44-101 is as follows:

- 1. Access the Securities Offering filing category in SEDAR;
- 2. Choose the newly created filing type "NI 44-101 Notice of Intent";
- 3. Under this filing type, two folders (subtypes) are displayed:
  - a. NI 44-101 Notice of Intent to Qualify;
  - b. NI 44-101 Withdrawal Notice;
- 4. File the qualification notice under NI 44-101 Notice of Intent to Qualify. This notice should be in substantially the form of Appendix 'A' to NI 44-101;
- 5. There is no prescribed form of withdrawal notice. It is filed under NI 44-101 Withdrawal Notice.

NI 44-101 Notice of Intent is an auto public filing type in SEDAR.

Attached as Appendix 'A' to this Notice is a list of issuers whose Initial AIFs were accepted for filing after the list of grandfathered issuers was published with CSA Notice 44-302 on December 16, 2005 and prior to December 30, 2005, along with any issuers that were omitted from the list.

Attached as Appendix 'B' to this Notice is a list of issuers who have filed the qualification notice under "Other Filings" during the transition period.

Issuers whose names appear on Appendix A or B of this Notice and issuers whose names were on Appendix 'A' of CSA Notice 44-302 are not required to file a qualification notice again under the newly created filing type NI 44-101 Notice of Intent.

Issuers that identify inaccuracies in the lists are requested to contact CSA staff of their notice regulator as defined in s. 2.8(3) of NI 44-101.

#### **Questions**

Please refer your questions to any of the following:

April Penn Supervisor, Financial, Insider and Exemptive Reporting British Columbia Securities Commission (604) 899-6805 apenn@bcsc.bc.ca

Bola Opeodu Compliance Officer Alberta Securities Commission (403) 297-2489 bola.opeodu@seccom.ab.ca

Wayne Bridgeman Senior Analyst Manitoba Securities Commission (204) 945-4905 wbridgeman@gov.mb.ca

Ann Mankikar Supervisor, Financial Examiners Ontario Securities Commission (416) 593-8281 amankikar@osc.gov.on.ca Louise Allard Analyste en valeurs mobilières Autorité des marchés financiers (514)395-0558 ext. 4442 Louise.allard@lautorite.qc.ca

To-Linh Huynh
Corporate Finance Officer
New Brunswick Securities Commission
(506) 643-7695
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Donna Gouthro Securities Analyst Nova Scotia Securities Commission (902) 424-7077 gouthrdm@gov.ns.ca

March 10, 2006

# Appendix A

# to CSA Notice 44-303

# **Issuer Name**

- 1. Allen-Vanguard Corporation
- 2. American Express Canada Credit Corp.
- 3. Bankers Petroleum Ltd.
- 4. Coalcorp Mining Inc.
- 5. EPCOR Power LP
- 6. Flint Energy Services Ltd.
- 7. Penn West Energy Trust
- 8. Peregrine Energy Ltd.
- 9. Producers Oilfields Services Inc.
- 10. Superior Plus Inc.
- 11. Wajax Income Fund
- 12. Xceed Mortgage Trust

# Appendix B

# to CSA Notice 44-303

# **Issuer Name**

1.	724 Solutions Inc.	39.	Freewest Resources Canada Inc.
2.	Adaltis Inc.	40.	Fronteer Development Group Inc.
3.	Aeroplan Income Fund	41.	High Arctic Energy Services Trust
4.	Afriore Limited	42.	Hot House Growers Income Fund
5.	AirIQ Inc.	43.	IBI Income Fund
6.	Amergio Resources Ltd.	44.	Imaging Dynamics Company Ltd.
7.	AMR Technologies Inc.	45.	Intrinsyc Software International, Inc.
8.	Anatolia Minerals Development	46.	Jaguar Mining Inc.
	Limited	47.	Kangaroo Media Inc.
9.	Anvil Mining Limited	48.	Kimber Resources Inc.
10.	Arizona Star Resource Corp.	49.	Kinross Gold Corporation
11.	Ascalade Communications Inc.	50.	Lake Shore Gold Corp.
12.	Ashton Mining of Canada Inc.	51.	Liquor Stores Income Fund
13.	Atna Resources Ltd.	52.	Look Communications Inc.
14.	Atrium Biotechnologies Inc.	53.	Lund Gold Ltd.
15.	Augusta Resource Corporation	54.	Madison Minerals Inc.
16.	Breaker Energy Ltd.	55.	Medical Intelligence Technologies
17.	Builders Energy Services Trust		Inc.
18.	Bulldog Resources Inc.	56.	Medical Ventures Corp.
19.	Canexus Income Fund	57.	Medisys Health Group Income Fund
20.	Canwel Building Materials Income	58.	MethylGene Inc.
	Fund	59.	Mexivada Mining Corp.
21.	CanWest MediaWorks Income Fund	60.	Minacs Worldwide Inc.
22.	Chariot Resources Limited	61.	Moto Goldmines Limited
23.	Cipher Pharmaceuticals Inc.	62.	New Gold Inc.
24.	CML Healthcare Income Fund	63.	Nuvo Research Inc.
25.	Coastal Contacts Inc.	64.	Oromin Explorations Ltd.
26.	Contact Diamond Corporation	65.	Osta Biotechnologies Inc.
27.	CoolBrands International Inc.	66.	Parkland Income Fund
28.	D-Box Technologies Inc.	67.	PetroWorld Corp.
29.	Dianor Resources Inc.	68.	Pioneer Metals Corporation
30.	Divestco Inc.	69.	Public Storage Canadian Properties
31.	Dynetek Industries Ltd.	70.	Pure Energy Services Ltd.
32.	Eastern Platinum Limited	71.	QuestAir Technologies Inc.
33.	Ecopia BioSciences Inc.	72.	Qustream Corporation
34.	Endeavour Mining Capital Corp.	73.	redCity Search Company Inc.
35.	Eveready Income Fund	74.	Research In Motion Limited
36.	Exile Resources Inc.	75.	Rock Energy Inc.
37.	Falcon Oil & Gas Ltd.	76.	Silvercorp Metals Inc.
38.	Fieldex Exploration Inc.	77.	SIR Royalty Income Fund

- 78. Solana Resources Limited
- 79. Sonomax Healing Healthcare Inc.
- 80. Spur Ventures Inc.
- 81. Stephenson's Rental Services Income Fund
- 82. Stoneham Drilling Trust
- 83. Strategic Energy Fund
- 84. Student Transportation of America Ltd.
- 85. Student Transportation of America ULC
- 86. SunOpta Inc.
- 87. Taiga Building Products Ltd.
- 88. Terra Energy Corp.
- 89. The Data Group Income Fund
- 90. Tonbridge Power Inc.
- 91. Tournigan Gold Corporation
- 92. Twoco Petroleums Ltd.
- 93. UEX Corporation
- 94. Unique Broadband Systems, Inc.
- 95. UrAsia Energy Ltd.
- 96. Vaaldiam Resources Ltd.
- 97. Wenzel Downhole Tools Ltd.
- 98. Wesdome Gold Mines Ltd. (formerly River Gold Mines Ltd.)
- 99. Western Canadian Coal Corp.
- 100. Westfield Real Estate Investment Trust
- 101. Winstar Resources Ltd.
- 102. Yamiri Gold and Energy Inc.

# Appendix B to CSA Notice 44-303

#### **Issuer Name**

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1.	724 Solutions Inc.	54.	Madison Minerals Inc.
2.	Adaltis Inc.	55.	Medical Intelligence Technologies Inc.
3.	Aeroplan Income Fund	56.	Medical Ventures Corp.
4.	Afriore Limited	57.	Medisys Health Group Income Fund
5.	AirIQ Inc.	58.	MethylGene Inc.
6.	Amergio Resources Ltd.	59.	Mexivada Mining Corp.
7.	AMR Technologies Inc.	60.	Minacs Worldwide Inc.
8.	Anatolia Minerals Development Limited	61.	Moto Goldmines Limited
9.	Anvil Mining Limited	62.	New Gold Inc.
10.	Arizona Star Resource Corp.	63.	Nuvo Research Inc.
11.	Ascalade Communications Inc.	64.	Oromin Explorations Ltd.
12.	Ashton Mining of Canada Inc.	65.	Osta Biotechnologies Inc.
13.	Atna Resources Ltd.	66.	Parkland Income Fund
14.	Atrium Biotechnologies Inc.	67.	PetroWorld Corp.
15.	Augusta Resource Corporation	68.	Pioneer Metals Corporation
16.	Breaker Energy Ltd.	69.	Public Storage Canadian Properties
17.	Builders Energy Services Trust	70.	Pure Energy Services Ltd.
18.	Bulldog Resources Inc.	70. 71.	QuestAir Technologies Inc.
19.	Canexus Income Fund	72.	Questan Technologies Inc.  Questream Corporation
20.	Canwel Building Materials Income Fund	73.	redCity Search Company Inc.
20.	CanWest MediaWorks Income Fund	73. 74.	Research In Motion Limited
22.	Chariot Resources Limited	74. 75.	
23.			Rock Energy Inc.
23. 24.	Cipher Pharmaceuticals Inc. CML Healthcare Income Fund	76. 77.	Silvercorp Metals Inc.
24. 25.			SIR Royalty Income Fund
	Coastal Contacts Inc.	78.	Solana Resources Limited
26. 27.	Contact Diamond Corporation	79. 80.	Sonomax Healing Healthcare Inc.
28.	CoolBrands International Inc.	80. 81.	Spur Ventures Inc.
	D-Box Technologies Inc.		Stephenson's Rental Services Income Fund
29.	Dianor Resources Inc.	82.	Stoneham Drilling Trust
30.	Divestoo Inc.	83.	Strategic Energy Fund
31.	Dynetek Industries Ltd.	84.	Student Transportation of America Ltd.
32.	Eastern Platinum Limited	85.	Student Transportation of America ULC
33.	Ecopia BioSciences Inc.	86.	SunOpta Inc.
34.	Endeavour Mining Capital Corp.	87.	Taiga Building Products Ltd.
35.	Eveready Income Fund Exile Resources Inc.	88.	Terra Energy Corp.
36.		89.	The Data Group Income Fund
37.	Falcon Oil & Gas Ltd.	90.	Tonbridge Power Inc.
38.	Fieldex Exploration Inc.	91.	Tournigan Gold Corporation
39.	Freewest Resources Canada Inc.	92.	Twoco Petroleums Ltd.
40.	Fronteer Development Group Inc.	93.	UEX Corporation
41.	High Arctic Energy Services Trust	94.	Unique Broadband Systems, Inc.
42.	Hot House Growers Income Fund	95.	UrAsia Energy Ltd.
43.	IBI Income Fund	96.	Vaaldiam Resources Ltd.
44.	Imaging Dynamics Company Ltd.	97.	Wenzel Downhole Tools Ltd.
45.	Intrinsyc Software International, Inc.	98.	Wesdome Gold Mines Ltd. (formerly River
46.	Jaguar Mining Inc.	00	Gold Mines Ltd.)
47.	Kangaroo Media Inc.	99.	Western Canadian Coal Corp.
48.	Kimber Resources Inc.	100.	Westfield Real Estate Investment Trust
49.	Kinross Gold Corporation	101.	Winstar Resources Ltd.
50.	Lake Shore Gold Corp.	102.	Yamiri Gold and Energy Inc.
51.	Liquor Stores Income Fund		
52.	Look Communications Inc.		

Lund Gold Ltd.

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- 3. Bankers Petroleum Ltd.
- 4. Coalcorp Mining Inc.
- 5. EPCOR Power LP
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- 8. Peregrine Energy Ltd.
- 9. Producers Oilfields Services Inc.
- 10. Superior Plus Inc.
- 11. Wajax Income Fund
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