

ALBERTA SECURITIES COMMISSION

VARIATION OF BLANKET ORDER 51-516

Citation: Re Exemption from Paper Delivery Requirements During a Postal Service Disruption, 2023 ABASC 116 **Date: 20230609**

Background

1. Blanket Order 51-516 *Exemption from Paper Delivery Requirements During a Postal Service Disruption* (the **Blanket Order**) was adopted to address the possibility of a disruption to regular postal service in Canada.
2. The National Systems Renewal Program is an initiative of the Canadian Securities Administrators (**CSA**) that will replace existing CSA national systems with a centralized system, the System for Electronic Data Analysis and Retrieval + (**SEDAR+**). The first phase of SEDAR+ will replace the System for Electronic Document Analysis and Retrieval (**SEDAR**), the National Cease Trade Order Database, the Disciplined List, and certain filings in the British Columbia Securities Commission's eServices system and the Ontario Securities Commission's electronic filing portal.
3. In connection with the launch of SEDAR+, the Commission is adopting National Instrument 13-103 *System for Electronic Data Analysis and Retrieval + (SEDAR+)* (**NI 13-103**). NI 13-103 will require a person or company to transmit through SEDAR+ certain documents required or permitted under securities legislation to be filed or delivered.
4. On June 9, 2023, NI 13-103 will come into force and National Instrument 13-101 *System for Electronic Document Analysis and Retrieval (SEDAR)* (**NI 13-101**) will be repealed.
5. It is appropriate to vary the Blanket Order to replace references to NI 13-101 and SEDAR with references to NI 13-103 and SEDAR+.

Order

6. The Alberta Securities Commission, considering that it would not be prejudicial to the public interest to do so, orders under section 214(1) of the *Securities Act* (Alberta) that
 - (a) section 3 of the Blanket Order is varied by replacing "National Instrument 13-101 *System for Electronic Document Analysis and Retrieval (SEDAR)*" with "National Instrument 13-103 *System for Electronic Data Analysis and Retrieval + (SEDAR+)*", and
 - (b) clause 4(a)(ii)(A) is varied by replacing "SEDAR" with "SEDAR+" and replacing "on the SEDAR website at www.sedar.com" with "on the SEDAR+ website at www.sedarplus.com".

Effective date

7. This order comes into effect on June 9, 2023.

For the Commission:

“original signed by”

Tom Cotter
Vice-Chair

“original signed by”

Kari Horn
Vice-Chair

ALBERTA SECURITIES COMMISSION

BLANKET ORDER 51-516

Citation: Exemption from Paper Delivery Requirements During a Postal Service Disruption, 2016 ABASC 185 **Date: 20160630**

Background

1. Alberta securities laws impose requirements for the delivery of documents by an issuer to registered holders or beneficial owners of its securities. In many cases these requirements are satisfied using the postal service.
2. It is appropriate to address the possibility of a disruption to regular postal service in Canada.

Definitions and Interpretation

3. Terms defined in the *Securities Act* (Alberta) (the **Act**), in National Instrument ~~13-101~~ 13-103 *System for Electronic ~~Document~~ Data Analysis and Retrieval ~~+~~ (SEDAR~~+~~)* or in National Instrument 54-101 *Communication with Beneficial Owners of Securities of a Reporting Issuer* have the same meaning in this Blanket Order unless otherwise defined herein.

Order

4. Considering that it would not be prejudicial to the public interest, the Alberta Securities Commission orders:
 - (a) under section 213 of the **Act** that, subject to paragraph (b) below, an issuer required under Alberta securities laws to deliver a paper document (a **Document**) to a registered holder or beneficial owner of securities is exempt from that requirement when regular postal service is not available in Canada, provided that the issuer:
 - (i) files the Document, as required under Alberta securities laws;
 - (ii) files and disseminates a news release stating:
 - A. if the Document is required to be filed through SEDAR, that an electronic version of the Document has been filed and is available on the SEDAR~~+~~ website at ~~www.sedar.com~~ www.sedarplus.com;
 - B. that the issuer will deliver by means (which may include electronic means) other than regular postal service a copy of the Document to each registered holder or beneficial owner who requests the Document and who but for this Blanket Order would be entitled to delivery thereof; and

- C. how a registered holder or beneficial owner can direct a request referred to in paragraph B; and
- (iii) as soon as practicable after the resumption of regular postal service, and in any event within ten days after such resumption, delivers the Document to each registered holder or beneficial owner of its securities who was entitled to delivery thereof unless the Document was delivered to that person or company by other means while regular postal service was not available;
- (b) the exemption under paragraph (a) is not available in respect of a requirement under Alberta securities laws to deliver proxy-related materials; and
- (c) under section 214 of the Act that Blanket Order 51-510 *Re Exemption from the Requirement to Send Financial Statements and Related Disclosure to Securityholders During a Disruption in Postal Service*, 2011 ABASC 311 is revoked.

For the Commission:

"original signed by"

Tom Cotter
Vice-Chair

"original signed by"

Stephen Murison
Vice-Chair