

*“Note: [19 Jun 2009] - Proposed amendments to Companion Policy 81-102CP. Refer to Appendix D of CSA Notice announcing proposed amendments to NI 81-101 dated 19 Jun 2009”*

## **Companion Policy 81-102CP to National Instrument 81-102 *Mutual Funds***

### **AMENDMENT INSTRUMENT**

1. Section 13.1 of Companion Policy 81-102 CP *Mutual Funds* is amended by
  - (a) repealing subsection (3) and substituting the following:

“(3) An advertisement that presents information in a manner that distorts information contained in the preliminary prospectus or prospectus, or preliminary simplified prospectus, preliminary fund facts and preliminary annual information form or simplified prospectus, fund facts and annual information form of a mutual fund or that includes a visual image that provides a misleading impression will be considered to be misleading.” and
  - (b) repealing subsection (5) and substituting the following:

“(5) Paragraph 15.2(1)(b) of the Instrument provides that sales communications must not include any statement that conflicts with information that is contained in, among other things, a simplified prospectus or fund facts. The Canadian securities regulatory authorities are of the view that a sales communication that provides performance data in compliance with the requirements of Part 15 of the Instrument for time periods that differ from the time periods for which performance data is required to be provided in a simplified prospectus or fund facts under National Instrument 81-101 does not violate the requirements of paragraph 15.2(1)(b) of the Instrument.”
2. This Instrument comes into force on ●.