

**ASC NOTICE 15-702**  
**EXPENSES AND ALLOWANCES FOR**  
**SUMMONSED WITNESSES**

**May 11, 2017**

On June 1, 2017, amendments to section 29(m) and section 42 (**Act Amendments**) of the *Securities Act* (Alberta) (**Act**) will come into force. The Act Amendments stipulate that matters relating to compelling the attendance of witnesses, including the payment of fees, expenses and allowances, will be determined in accordance with the regulations (which include rules made under the Act).

In that regard, the Alberta Securities Commission (**ASC**) has made amendments (**Rule Amendments**) to the *Alberta Securities Commission Rules* (General) (**ASC Rules General**), which will be effective **June 1, 2017**. The Rule Amendments establish parameters with respect to the service of a summons under the Act, and the various allowances payable and reimbursement of expenses that will be provided to a summoned person.

As a result of the Rule Amendments, the ASC Rules General will include various provisions which state that the expenses incurred by a witness to whom a summons is issued will be reimbursed in the amount actually paid provided that it is determined by the Executive Director of the ASC (**Executive Director**) that the amount is reasonable. Where the Executive Director determines that the amount of the expense incurred by the witness is not reasonable (or the ASC Rules General otherwise indicates that the amount of the expense or allowance will be determined by the Executive Director), the Executive Director may determine the amount that is to be paid to the witness to satisfy the claim.

In order to provide clarity for witnesses to whom a summons has been issued, we note that the Executive Director will consider the following amounts for the described expenses to be reasonable (all amounts are expressed in Canadian dollars, and section numbers are references to the ASC Rules General):

Description of Expense		Amount
Accommodation (section 4(e))		\$140.00 per night (plus applicable taxes)
Meals (section 4(f))	Breakfast	\$10.00 (plus applicable taxes)
	Lunch	\$12.00 (plus applicable taxes)
	Dinner	\$21.00 (plus applicable taxes)
Travel (section 4(g) and (h))	Train, Bus or other public transportation	The prevailing regular fare (plus applicable taxes)

Description of Expense		Amount
	Private Vehicle	\$0.51 per km
	Airplane	The prevailing fare for an economy class seat on a regularly scheduled flight (plus applicable taxes)

Questions:

Please direct questions regarding claims for expenses or allowances to:

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