

SASKATCHEWAN POLICY STATEMENT 35-601

REGISTRATION OF NON-RESIDENT INDIVIDUALS

PART 1 DEFINITION

In this policy statement:

A residency requirement means the provision in section 35 of *The Securities Act, 1988* that permits the Director to require that an individual applying for registration be resident in Saskatchewan; and

- (a) have resided in Canada for at least one year prior to the date of the application; or
- (b) at the date of the application, is registered pursuant to the securities laws of the jurisdiction in Canada in which he last resided and has been so registered at least one year immediately prior to the date of the application;

PART 2 PURPOSE

2.1 Under subsection 35(2) of *The Securities Act, 1988*, the Director may refuse registration to an individual who does not meet the residency requirement, notwithstanding that the individual is otherwise suitable for registration.

This policy sets out the conditions of registration that the Director will apply to an individual who applies for registration and does not meet the residency requirement.

PART 3 INDIVIDUALS WHO DO NOT RESIDE IN SASKATCHEWAN

3.1 Where an individual who does not reside in Saskatchewan applies for registration, the Director will register the individual if:

- (a) the individual resides in Canada unless the individual is a partner, officer or employee of an adviser;
- (b) the individual files evidence that they maintain an equivalent registration with the securities regulatory authority in the jurisdiction where the individual resides in the same capacity as the registration applied for;
- (c) the individual files as part of their application for registration an executed Submission to Jurisdiction and Appointment of Agent for Service in the form set out in Appendix A.
- (d) the dealer or adviser which employs the individual in the jurisdiction where the individual resides is registered as a dealer or adviser in Saskatchewan;
- (e) when trading in Saskatchewan, the individual will be employed exclusively by the same dealer or adviser as in the jurisdiction where the individual resides; and

- (f) the dealer or adviser which employs the individual in the jurisdiction where the individual resides provides a written undertaking from a manager in that jurisdiction to be responsible for supervising the individual's activities in Saskatchewan;

Adopted by the Commission May 1, 2000.

Amended on December 13, 2001

"Dave Wild"

Dave Wild

Chairperson

APPENDIX A INDIVIDUALS' SUBMISSION TO JURISDICTION AND APPOINTMENT OF SASKATCHEWAN AGENT FOR SERVICE OF PROCESS

1. Name of individual registrant (the "Registrant"): _____

2. Name of agent for service of process (the "Agent") in Saskatchewan (lawyer, Sask. Branch Manger):

3. Address for service of process of Agent in Saskatchewan: _____

4. The Registrant designates and appoints the Agent at the address of the Agent stated above as its agent upon whom may be served any notice, pleading, subpoena, summons or other process in any action, investigation or administrative, criminal, quasi-criminal or other proceeding (the "Proceeding") arising out of or relating to or concerning its registration under *The Securities Act, 1988* (Saskatchewan) (the "Act") or its activities in Saskatchewan as a registrant, and irrevocably waives any right to raise as a defense in any such Proceeding any alleged lack of jurisdiction to bring such Proceeding.

5. The registrant irrevocably and unconditionally submits to the non-exclusive jurisdiction of the judicial, quasi-judicial and administrative tribunals of Saskatchewan and any administrative proceeding in Saskatchewan, in any Proceeding arising out of or related to or concerning its registration under the Act or its activities in Saskatchewan as a registrant.

6. Until six years after the termination of its registration under the Act, the Registrant shall file:
 - (a) A new Submission to Jurisdiction and Appointment of Agent for Service of Process in the form hereof at least 30 days prior to termination of this Submission to Jurisdiction and Appointment of Agent for Service of Process for any reason whatsoever; and

 - (b) An amended Submission to Jurisdiction and Appointment of Agent for Service of Process at least 30 days prior to any change in the name or above address of the Agent.

7. This Submission to Jurisdiction and Appointment of Agent for Service of Process shall be governed by and construed in accordance with the laws of Saskatchewan.

Dated: _____

(Signature of Registrant)

Acceptance

The undersigned accepts the appointment as agent for service of process of _____
_____ (*Insert name of Registrant*) pursuant to the terms and conditions
of the foregoing Submission to Jurisdiction and Appointment of Agent for Service of Process.

Dated: _____

(*Signature of Agent or authorized signatory*)

(*Name and title of authorized signatory*)