



DECISION OF THE REGISTRAR OF COMPANIES

SOCIETIES ACT Section 71(3)

WHEREAS:

- A. Ministerial Order M098 (the "Ministerial Order") was made by the Minister of Public Safety and Solicitor General under the *Emergency Program Act* on April 8, 2020 and remains in force as of the date hereof.
- B. Section 3 of the Ministerial Order provides as follows:

"3. A person, tribunal or other body that has a statutory power of decision may waive, suspend or extend a mandatory time period relating to the exercise of that power."
- C. The Registrar of Companies (the "Registrar") is a person having a statutory power of decision within the meaning of section 3 of the Ministerial Order.
- D. Section 71(3) of the *Societies Act* empowers the Registrar to authorize a society, on any terms the Registrar considers appropriate, to hold the annual general meeting of the society on or before a specified date that is not later than March 31 of the calendar year immediately following the calendar year in which an annual general meeting of the society must be held under section 71(1) of the *Societies Act*.
- E. The Registrar wishes to provide for the exercise of her statutory power of decision in relation to the time limit in section 71(3) of the *Societies Act* on the terms and for the reasons set out below.

THEREFORE:

I, Carol Prest, Registrar of Companies, do hereby extend the date by which a society must hold its annual general meeting under section 71(3) of the *Societies Act* to such date as I may authorize which falls not later than November 1 of the calendar year immediately following the calendar year in which an annual general meeting of the society would otherwise be required to be held under section 71(1) of the *Societies Act*.

The reasons for my decision are as follows:

1. To provide an option for societies that wish to delay their annual general meetings in order to minimize risks from COVID-19 that might arise if their annual general meetings were required to be held within the time limit set by section 71(1) of the *Societies Act*, and
2. To support societies and their members in following the guidelines and recommendations of the Provincial Health Officer, the Minister of Health, and Health Canada guidelines in regard to COVID-19.

This decision is made in execution of the duties and powers of my office on June 22, 2020.

Carol Prest
Registrar of Companies