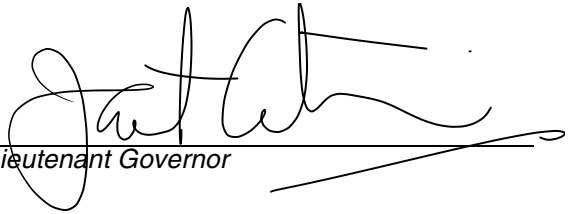


PROVINCE OF BRITISH COLUMBIA

ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. 133

, Approved and Ordered March 1, 2023



Lieutenant Governor


Executive Council Chambers, Victoria

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and consent of the Executive Council, orders that

- (a) the Business Corporations Regulation, B.C. Reg. 65/2004, is amended as set out in Schedule 1, and
- (b) the Cooperative Association Regulation, B.C. Reg. 391/2000, is amended as set out in Schedule 2.



Minister of Finance



Presiding Member of the Executive Council

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

Act and section: *Business Corporations Act*, S.B.C. 2002, c. 57, ss. 261 and 432 (2);
Cooperative Association Act, S.B.C. 1999, c. 28, s. 211 (2)

Other:

R10632477

SCHEDULE 1

- 1 *Section 16.8 of Table 1 of the Business Corporations Regulation, B.C. Reg. 65/2004, is amended by striking out “may be paid by cheque,” and substituting “may be paid by electronic transfer or cheque, and if paid by cheque,”.*
- 2 *Section S7.1 of Table 2 is repealed and the following substituted:*

Notice of meeting to elect directors

S7.1 The Company must provide advance notice of a meeting of shareholders to elect directors by sending notice to every shareholder of the Company who has provided an email address to the Company, by email to that email address and in accordance with the following requirements:

- (a) if the meeting is to be held with all shareholders attending in person in the County of Vancouver, the County of Victoria or the County of Westminister, by
 - (i) posting the notice on a website that is maintained by or on behalf of the Company, is accessible to all shareholders of the Company and is not social media, or
 - (ii) publishing the notice in one issue of a daily newspaper published and circulating in the county in which the meeting is to be held;
- (b) if the meeting is to be held with all shareholders attending in person in British Columbia, but outside the counties referred to in paragraph (a), by
 - (i) posting the notice on a website that is maintained by or on behalf of the Company, is accessible to all shareholders of the Company and is not social media, or
 - (ii) publishing the notice in
 - (A) one issue of a daily newspaper published circulating in the County of Vancouver, and
 - (B) one issue of a daily or weekly newspaper published and circulating in the place where the meeting is to be held;
- (c) if the meeting is to be held with all shareholders attending in person outside British Columbia, by
 - (i) posting the notice on a website that is maintained by or on behalf of the Company, is accessible to all shareholders of the Company and is not social media, or
 - (ii) publishing the notice in one issue of a daily newspaper published and circulating in the County of Vancouver;
- (d) if the meeting is to be held with all shareholders attending by electronic means, by
 - (i) posting the notice on a website that is maintained by or on behalf of the Company, is accessible to all shareholders of the Company and is not social media, or
 - (ii) publishing the notice in one issue of a daily newspaper published and circulating in the County of Vancouver;

- (e) if the meeting is to be held with some shareholders attending in person and some shareholders attending by electronic means, by
 - (i) posting the notice on a website that is maintained by or on behalf of the Company, is accessible to all shareholders of the Company and is not social media, or
 - (ii) publishing the notice in accordance with
 - (A) subparagraphs (a) (ii), (b) (ii) or (c) (ii), as applicable to the location of the in-person meeting, and
 - (B) publishing the notice in one issue of a daily newspaper published and circulating in the County of Vancouver, if that publication is not required under clause (A).

SCHEDULE 2

1 Rule 122 of Schedule B of the Cooperative Association Regulation, B.C. Reg. 391/2000, is amended

(a) in subrule (1) by striking out “or” at the end of paragraph (d), by adding “or” at the end of paragraph (e) and by adding the following:

(f) by email to the director’s email address as provided by the director. , and

(b) by adding the following subrule:

(7) A notice given under subrule (1) (f) is deemed received at the time the email is sent.