

Notice to Participating Organizations and Members



August 13, 2009

2009-031

Re: Amendments to the Rules of the Toronto Stock Exchange to Update the Order Designation Provisions Including Normal Course Issuer Bid (NCIB) Markers and Use of Dedicated Private Field when Marking NCIB Orders

The Ontario Securities Commission has approved amendments to the Rules of the Toronto Stock Exchange (TSX) to update Rule 4-403 Designating Orders. The rule amendment now formalizes the requirement that an order for the account of an issuer that is purchasing pursuant to an NCIB must contain a designation acceptable to TSX.

Participating Organizations (POs) and Members of TSX and TSX Venture Exchange should use the dedicated private field when marking NCIB orders. However, POs and Members are permitted to continue using the "Account ID" field to denote NCIB orders if the dedicated private field cannot be accessed.

POs and Members of TSX and TSX Venture Exchange who cannot access the dedicated private field should contact Julie Shin, Director, Listed Issuer Services, TSX by email or phone at julie.shin@tsx.com or (416) 947-4539.

This rule change comes into effect on August 14, 2009.

The amendments are attached as Schedule A.

If you have any questions about the rule amendment, please contact Deanna Dobrowsky, Director, Regulatory Affairs, TMX Group at (416) 947-4361.

Deanna Dobrowsky
Director, Regulatory Affairs
TMX Group

About TMX Group (TSX-X)

TMX Group's key subsidiaries operate cash and derivative markets for multiple asset classes including equities, fixed income and energy. Toronto Sto

Schedule A

Rules of the Toronto Stock Exchange

THE RULES
of
THE TORONTO STOCK EXCHANGE

RULES (AS AT SEPTEMBER 12, 2008 , 2009)	POLICIES
<p>4-403 Designating Orders</p> <p>(1) Except as provided below, all non-client orders shall be marked "N" at the time of entry on the Exchange. Each order entered on the Exchange shall contain a designation acceptable to the Exchange if the order is:</p> <p>(2) Orders for Registered Trader accounts shall be marked "R":</p> <ul style="list-style-type: none">(a) a non-client order,(b) for the account of a Responsible Designated Trader at a Market Maker Firm,(c) (3) Orders for all other principal accounts shall be marked "NX" order,(d) (4) All jitney orders shall be marked "J" order, <p>(5) Orders that constitute part of a program trade shall be marked "PT" for client orders and "PPT" for non-client orders in addition to any other marker required by this Rule.</p> <ul style="list-style-type: none">(e) part of a program trade, or(f) for the account of an issuer that is purchasing pursuant to a normal course issuer bid. <p>(2) (6) The Exchange may from time to time require additional designations for certain orders.</p>	