

- (i) "prescribed day" means, in respect of a company that becomes a constrained-share company by supplementary letters patent, the day that the company becomes a constrained-share company;
 - (j) "register" means any register or branch register of transfers of shares of the capital of the company or any register of shareholders of the company, as the case may be;
 - (k) "resident" means a corporation, individual or trust that is not a non-resident; and
 - (l) "voting share" means the shares or class of shares of a constrained-share company to which are attached voting rights exercisable under all circumstances and may include, if the letters patent or supplementary letters patent by which the company became a constrained-share company, so provide, the shares or classes of shares
 - (i) to which are attached any right to vote upon the happening of a stated event,
 - (ii) that have attached thereto a right to vote upon the happening of a stated event and the right to vote has arisen and continues, or
 - (iii) to which are attached a right to convert them into or exchange them for voting shares within the meaning of this paragraph.
- (2) For the purposes of these provisions,
- (a) a shareholder of a constrained-share company is a person who, according to the register of the company, is the holder of one or more shares of the company and a reference in these provisions to the holding of a share by or in the name of a person or any description of person is a reference to his being the holder of the share according to that register;
 - (b) a reference to shares held by or for any person, description of person or class of persons refers to the shares held in the name or right of, or for the use or benefit of,
 - (i) that person or description of person and the associates of that person, or
 - (ii) that class of persons and the associates of any persons or description of persons within the class,as the circumstance of the case requires, and
 - (c) where a share of the company is held jointly and one or more of the joint holders thereof is a member of the constrained-class, the share is deemed to be held by a member of the constrained-class.
- (3) For the purposes of these provisions, a shareholder is deemed to be associated with another shareholder if
- (a) one shareholder is a corporation of which the other shareholder is an officer or director;
 - (b) one shareholder is a partnership of which the other shareholder is a partner;