

# Lender Licensing Requirements 2024

Presented By

**Cassels**

## Extra-provincial registrations and provincial lending licensing laws

To the extent that a corporation is carrying on business in a Canadian province or territory, such corporation is required to register as an extra-provincial or extra-territorial, as applicable, company under that jurisdiction's business registration regime. This requirement similarly applies to CBCA companies.

### **Saskatchewan**

Saskatchewan requires corporations that carry on the business of lending money in Saskatchewan to obtain a license under the Trust and Loan Corporations Act.

### **Nova Scotia**

Nova Scotia requires any corporation that engages in consumer lending activities to register under the Dealers' Licenses Regulations, subject to certain specified exemptions.

### **Newfoundland**

Licensing requirements for entities dealing in certain high-cost credit products is regulated separately by each province and territory and is not harmonized. In Newfoundland and Labrador, Lenders offering credit products with an interest rate greater than Bank of Canada rate plus 22% must obtain a licenses and are subject to local high cost of credit regulations.

### **Alberta, British Columbia and Manitoba**

In Alberta, British Columbia and Manitoba, Lenders offering credit products with an interest rate at or above 32% must obtain licenses and are subject to local high cost of credit regulations.

### **Northwest Territories, the Yukon, Nunavut, Saskatchewan, Ontario, New Brunswick, Nova Scotia or Prince Edward Island.**

Currently, high cost of credit licenses are not required in the Northwest Territories, the Yukon, Nunavut, Saskatchewan, Ontario, New Brunswick, Nova Scotia or Prince Edward Island. However, proposed to consumer lending regimes in Ontario and New Brunswick suggest new high-cost credit product regimes are on the horizons in these jurisdictions.